

IN BOARD OF SELECTMEN  
MONDAY, AUGUST 3, 1981

Present: Chairman Anne W. Donald, William J. Cossart, and John E. Murray.

The statutory requirements as to notice having been fulfilled, the meeting was called to order at 8:00 p.m. by Chairman Donald. (The Executive Session relative to police matters which was scheduled for 7:30 p.m. at the Loring Parsonage was canceled.)

Public Hearing - Transfer of Restaurant License for Sale of All Alcoholic Beverages License from JT's Steak House to Winchesters of Sudbury, Inc., 120 Boston Post Road

Present: Fire Chief Josiah F. Frost; Atty. Robert Dionisi, Manager Stephen Goldberg, Clerk Laurence Kimmelman and Director Victor A. Nicolazzo, for Winchesters of Sudbury.

Chairman Donald opened a public hearing on the application dated July 21, 1981, for a transfer of a restaurant license for the sale of all alcoholic beverages, under G.L. Chapter 138, section 12, from John L. Trevisani, Manager, Sudbury Management Associates, Inc., d/b/a JT's Steak House, to Stephen Goldberg, Manager, Winchesters of Sudbury, Inc., and for a change in the description of the premises, under G.L. Chapter 138 as amended by Chapter 260 of the Acts of 1971, for property located at 120 Boston Post Road, Sudbury.

Executive Secretary Richard E. Thompson stated for the record that this is a new hearing, but that Winchesters of Sudbury had been before the Board on July 6 regarding its application for an All Alcoholic Beverages License for the above-mentioned location; said hearing was continued to July 20, at which time Winchesters of Sudbury withdrew its request, stating its intent to apply for a transfer of the current license. Chairman Donald asked Atty. Dionisi to speak to the new application.

Atty. Dionisi gave the Board a copy of an Amended Order, dated July 24, 1981, from the United States Bankruptcy Court, District of Massachusetts, relative to Sudbury Management Associates, Inc., bankruptcy, which he had received from Atty. John Rodman of the Creditors Committee, which authorized, among other things, Sudbury Management Associates to sell at private sale its all alcoholic beverages license for the sum of \$7,500 or better. In accordance with that order, Atty. Dionisi submitted a petition dated July 21, 1981, signed by Mr. Trevisani, President, Treasurer, and Clerk of Sudbury Management Associates, and informed the Board that Mr. Trevisani is requesting that the all alcoholic beverages license be transferred to Winchesters of Sudbury.

Atty. Dionisi briefly explained certain proposed interior changes to the existing structure, including relocation of the bar. Mr. Thompson explained that any changes to the interior, other than those shown on the present plan accompanying the application, would require a new hearing in order for the Town to comply with State regulations.

Following further discussion, it was on motion by Selectman Cossart unanimously

VOTED: To approve the application dated July 21, 1981, for a transfer of a restaurant license for the sale of all alcoholic beverages under General Laws, Chapter 138, section 12, from John L. Trevisani, Manager, Sudbury Management Associates, Inc., d/b/a JT's Steak House, to Stephen Goldberg, Manager Winchesters of Sudbury, Inc., and to approve a change in the premises, for property located at 120 Boston Post Road, Sudbury, to conform with the plan on file indicating 230 total seats, submitted with and described on the July 21, 1981, application, as follows: one floor: lounge, dining room, party room, kitchen, office; storage in enclosed room in cellar; two entrances on south side and two exits on north side; subject to approval by the Alcoholic Beverage Control Commission.

MBTA - Governor's Veto

The Board discussed a communication, dated July 22, 1981, from State Representative Lucile P. Hicks, suggesting monetary support for joint legal action from the twenty-three cities and towns (including Sudbury) affected by the Governor's veto of a section of the State budget that would allow withdrawal by these cities and towns from the MBTA.

Executive Secretary Richard E. Thompson noted a communication from the Town of Hanover, dated July 29, 1981, to Representative William J. Flynn, and another from the Maynard Board of Selectmen, dated July 30, 1981, to the Selectmen of the "MBTA 23", both urging joint support by the twenty-three cities and towns of a suit to challenge the constitutionality of the Governor's veto.

During discussion Selectman Murray expressed his support of the theory of taking legal action, but felt it may be a fruitless venture and at the least we should have more information regarding the joint monetary participation before we commit ourselves to a \$300 expenditure. Selectman Cossart expressed his opinion that it was a negligible monetary commitment considering our total MBTA assessment; thus, good odds if the outcome is successful.

Following discussion it was on motion by Selectman Cossart

VOTED: To authorize an expenditure of up to \$300 from the Selectmen's Surveys and Studies Account #501-81, to retain an attorney jointly with twenty-two other cities and towns affected by the Governor's veto of the bill which would have allowed those cities and towns to withdraw from the MBTA, as suggested in a July 22, 1981, communication from Lucile P. Hicks.

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

Site Plan #81-233 Robert Aron, Lot 2A-B Union Avenue

Present: Building Inspector Joseph E. Scammon; Fire Chief Josiah F. Frost; Robert Aron, applicant; Richard C. Skarinka, Schofield Brothers Engineers; and Olga P. Reed, Planning Board.

In accordance with Article IX, Section V, Paragraph A of the Sudbury Bylaws, the Board considered Site Plan Application #81-233 of Robert Aron of 855 Worcester Road, Framingham, for property known as Lot 2A-B Union Avenue, Limited Industrial District #1, owned by Mutual Bank for Savings, formerly the Sudbury Skating and Tennis Club building, to be renovated for warehouse and office space.

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

- from the Building Inspector, dated July 15, 1981, stating no apparent violations of the Zoning By-law;
- from the Planning Board, dated July 29, 1981, stating that the Board had met with the applicant and suggested that he meet with the Town Engineer relative to the Town Engineer's concerns listed in his July 24 communication;
- from the Board of Health, dated July 31, 1981, stating that the sub-surface sewage disposal system is functioning satisfactorily; the existing septic tank and pump chamber shall be located on the plans; and that at the time of occupancy, a listing of all toxic chemicals or inflammable materials that will be stored in the warehouse should be submitted to the Board of Health;
- from the Conservation Commission, dated August 3, 1981, stating that the Commission had not seen the plan and has no comment at this time;
- from the Town Engineer, dated July 24, 1981, listing eight corrective measures to be taken under consideration before approval is granted, three of which have been resolved, as noted by the Executive Secretary; and
- from Schofield Brothers Engineers, dated August 3, 1981, enclosing a revised site plan showing changes/revisions per Town Engineer's recommendations.

The Board reviewed with the applicant the revised plan entitled, "Plan of Land in Sudbury, Massachusetts", dated June 11, 1981, revised August 3, 1981.

Mr. Robert Aron stated that he had spoken with the Town Engineer, and that the plan had been modified in accordance with the Town Engineer's concerns/comments. However, with respect to the Town Engineer's recommendations #1 and 2, Mr. Aron felt that he should probably not have to tear out the entire pavement due to the cost of such a project, but rather repair the surface to his satisfaction and that of his tenants. Likewise, Mr. Aron felt that the present drainage system could be cleaned and maintained without having to do any new construction - replace any pipes.

Mr. Richard C. Skarinka of Schofield Brothers Engineers, briefly explained the layout of the building, showing the existing pavement on the plan, which he stated the applicant plans to maintain, as well as the additional pavement which will be constructed. In addressing the Town Engineer's recommendation #3, Mr. Skarinka explained that there is an existing high ground water table on site, and the applicant plans to construct an interceptor drain between the building foundation against the property line to intercept the water, which will eliminate any surface runoff. Mr. Aron added that test points conducted in the parking area showed a well-compacted gravel base with ground water just below the base.

Mr. Aron briefly explained his plans for subdividing the building into three sections each containing approximately 10,000 square feet; each section will be self-contained with its own rest rooms, loading docks, etc.

Responding to Selectman Cossart, Mr. Aron stated that he had done this type of work before and briefly explained some of his other projects.

Mrs. Olga P. Reed of the Planning Board expressed the concern of the Board that no discharge into the ditch be allowed by any manufacturer who may be a tenant of the building. Additionally, Mrs. Reed showed the subdivision plan which had been submitted in 1973, pointing out that the new Order of Conditions #301-69, Lot 1, Sudbury Farms Associated, (adjacent property) covers the drainage which will improve the situation of the ditch which Lot A-B is draining into.

Fire Chief Josiah F. Frost commented on the importance of pavement around the building for good access and egress for fire apparatus.

Selectman Murray questioned whether or not a determination under the Wetlands Protection Act would be required by the Conservation Commission. The Building Inspector stated that he had received a communication dated July 22, 1981, from the Conservation Commission which stated that relocation of the ditch is not subject to the Wetlands Protection Act.

At the conclusion of discussion it was on motion by Selectman Murray unanimously

VOTED: To approve Site Plan Application #81-233 of Robert Aron of 855 Worcester Road, Framingham, for property known as Lot 2A-B, Union Avenue, Limited Industrial District #1, owned by Mutual Bank for Savings (formerly the Sudbury Skating and Tennis Club), subject to a determination of applicability under the Wetlands Protection Act by the Conservation Commission and confirmation from the Town Engineer that all of the concerns listed in his July 24 communication have been resolved to his satisfaction (the preceding being a condition prior to the actual signing of the site plan by the Board of Selectmen).

Site Plan #81-232 Antonio Giovane et als, 416 Boston Post Road

Present: Building Inspector Joseph E. Scammon; Fire Chief Josiah F. Frost; Antonio Giovane and Rodney DeMille, applicants; Saul Westelman, owner of property; Frank R. Sherman, Atty. for applicants; Robert Drake, Engineer; Dick Madonia, Ryan Amusement Co.; and approximately 12 residents.

Chairman Donald reopened a hearing on the Site Plan Application #81-232 of Antonio Giovane, Rodney DeMille, and Mario Giovane, for property located at 416 Boston Post Road, for an arcade to be named The Game Room.

Executive Secretary Richard E. Thompson stated that the above-mentioned hearing was continued from July 20 by mutual consent in order to allow time for the Town Engineer and the applicant to verify and come to an agreement on the actual number of parking spaces available, and noted receipt of the following communications during the interim:

- from Rodney DeMille, dated July 28, 1981, attaching additional information on this site plan in question relative to the State permit for the entrance on State Route 20 - existing under a grandfather clause, and a statement of agreement for the use of 416 Boston Post Road, signed by the owner of the property on June 8, 1981;

- a revised site plan and an alternate scheme site plan, both dated July 27, 1981;

- from the Town Engineer, dated July 30, 1981, stating that both of the above-mentioned plans address his original concerns pertaining to the number of off-street parking spaces, and indicating that he favors the alternate scheme site plan, which would eliminate the 48' opening onto the Boaton Post Road and widen the 20' opening to 24', and eliminate the grassed area in front of Marrone's Bake Shop, to provide more paved area, a better parking scheme and safer traffic flow. The Town Engineer recommended approval of the site plan, subject to a use variance by the Board of Appeals; and

- a petition for approval of the application for a special permit for The Game Room signed by approximately 186 residents, received July 31, 1981.

Mr. Sherman, attorney for the applicants, explained that the elimination of the suggested opening onto the Boston Post Road would create a hardship for the owner (and tenants) of the property, who would only have one opening on his property onto the Boston Post Road. He, therefore, suggested that rather than eliminating the 48' opening, it be reduced to 24', which is standard. This would only reduce the parking spaces by three, to 87 spaces, which is three over the required number, which Mr. Sherman stated he had confirmed with the Town Engineer.

Mr. Saul Westelman, owner of the property, stated that the plan shows provisions for parking for all the businesses in the complex even those which do not belong to him! It was noted that parking spaces along the Sudbury House are not included in the 87 parking spaces.

Fire Chief Josiah F. Frost stressed the importance of adequate access and egress for fire apparatus, and that the opening on Union Avenue, which is usually chained, could not be eliminated. The applicants stated that there was no intention of closing that opening.

Selectman Donald expressed concern for the volume of foot, bicycle, and auto traffic and resultant crowding of a small area, and responding to Selectman Donald, Atty. Sherman stated that the applicants agree to supply a police officer as required. Mr. DeMille expressed his opinion that one would be needed during peak hours of operation and that he intended to hire extra help and/or police help, as required.

Selectman Cossart expressed his opposition to the site plan and his agreement with concerns previously expressed by the Police Chief on the concept of a game room. Selectman Cossart stated that, although he respects the people who are involved, and their right to open a business, he had reservations about this kind of activity coming into the Town. Selectman Cossart further stated that, although he had not received an overwhelming amount of calls, all of the telephone calls he had received were from residents who were opposed to the game room. Selectman Cossart added that he is still not satisfied regarding his concerns on how the game room would be policed and/or kept under control.

Mr. DeMille spoke about surrounding towns which had had a good experience with game rooms. Atty. Sherman later listed several of those towns and offered references.

Mr. Giovane spoke about approximately 60-70 juveniles hanging around in the parking lot of Sudbury Farms drinking this past weekend, and stated that he personally felt a game room type of activity for these youngsters would eliminate some of that.

Atty. Sherman submitted for the Board's review an operations manual by the Ryan Vending and Amusement Co., which will be providing the equipment for the game room, and talked about some of the specific stringent requirements of such an operation. The hours of the game room, Atty. Sherman stated, would be 3:00-10:00 p.m.-Monday through Thursday, 3:00-11:00 p.m.-Friday, 11:00a.m.-11:00 p.m.-Saturday, and possibly Sunday (with special license approval), 1:00-11:00 p.m. Atty. Sherman stated that there would be no money directly involved, that the machines would be run with tokens obtained through a change machine.

Atty. Sherman quoted the Town By-law (Article IX, Section V) relative to site plan disapproval based on it being a serious detriment or an offensive use, stating that if the game room becomes a public nuisance, the license could be abated.

Mr. DeMille expressed his opinion that The Game Room would be providing a wholesome entertainment, and that it would be an asset to the Town.

Mrs. Arlene Epstein of 66 Raymond Road stated that she had no doubts that the game room will be a good operation, but feels that, based on the history of the Town whenever there are large gatherings, the Police Department should not be further subjected to these disturbances, since they have had difficulty dealing with large gatherings in the past.

Another resident spoke about the image of the Town of Sudbury and stated that the comparisons made earlier to other towns having game rooms were not similar in character to the Town of Sudbury - that she compares Sudbury to towns like Wayland, Weston and Concord. Another concern she expressed was that she did not feel that one or two persons can adequately monitor the game room, checking identification cards, etc.

Mr. Giovane commented that the bowling alley has not destroyed the image of the Town, and further that the proposed game room only has an area of 575 square feet.

Mr. Charles Calareso, who stated he lived in Sudbury for 17 years, expressed his opinion that there is not enough for the kids to do in Town. Mr. Calareso further stated that he had been in many establishments housing these games and they have been no problem.

At the conclusion of discussion it was moved by Selectman Cossart to reject the above-referenced site plan because, in his opinion, The Game Room would be a serious detrimental use. The motion failed to pass because Selectman Murray voted in opposition and Selectman Donald abstained from voting.

It was moved by Chairman Donald to approve the above-referenced site plan. The motion failed to receive a second.

It was on motion by Chairman Donald

VOTED: To continue until August 17, 1981, by mutual consent of the petitioners, Site Plan Application #81-232 of Antonio Giovane, Rodney DeMille, and Mario Giovane, for property located at 416 Boston Post Road, for an arcade to be named The Game Room, property owned by 424 Realty Trust, Saul Westelman, Trustee.

(Selectman Cossart, opposed; Selectman Donald and Murray, in favor.)

Grievance - Police Officer Daniel T. Fitzgerald

At the request of Union Steward Vincent Patruno received today, the Board re-scheduled to August 17 a hearing on the grievance of Police Officer Daniel T. Fitzgerald, dated May 26, 1981, (scheduled in accordance with Article VIII, Section 1, Step 4 of the union contract grievance procedure), because no union attorney could attend this evening.

Easement for Water Pipe Construction - Wells 6 & 7, Nobscot and Raymond Roads

Executive Secretary Richard E. Thompson referenced a "proposed Memorandum of Agreement", prepared under date of May 11, 1981, by Town Counsel (following a joint meeting of the Sudbury Board of Selectmen and the Water District Commissioners on March 31, 1981, which, under item 3 of 4 items, stated that the Board of Selectmen will prepare and execute a proposed easement for a water pipe connection between wells 6 and 7. Mr. Thompson informed the Board that Mr. Bartlett of the Sudbury Water Commission had recently suggested that this be done by fee simple rather than by an easement.

The Board reviewed an easement drafted by Town Counsel for the above stated purpose following which it was on motion by Chairman Donald unanimously

VOTED: To submit an article to approve said easement for the next Special or Annual Town Meeting Warrant, in addition to an article for the transfer of Tax Possession parcels Nos. 175-182 to the Water District (as noted under Item 2 of the proposed Memorandum of Agreement).

Lease Fairbank School

Executive Secretary Richard E. Thompson informed the Board that Town Counsel Paul L. Kenny had reviewed and recommended revision of the wording under Section G, "Waiver of Subrogation", which is now incorporated in the lease agreement before the Board. Mr. Kenny informed the Board that he spoke with Mr. Ed Glazer of the School Committee who concurred with his suggested revision.

It was on motion by Selectman Murray unanimously

VOTED: To authorize the Chairman of the Board of Selectmen to sign a lease agreement dated August 3, 1981, between the Town and the Lincoln-Sudbury Regional School District Committee for the use of the Fairbank School, to expire June 30, 1982.

Amendment - Traffic Rules and Orders

Upon discussion, it was agreed to approve an amendment to the Town's Traffic Rules and Orders under Article VIII, Section 1, revising one of its amendments adopted on October 27, 1980, in accordance with the recommendations of Town Counsel and the Department of Public Works, dated July 29, 1981, and December 5, 1980, respectively.

It was on motion by Selectman Cossart unanimously

VOTED: That the Traffic Rules and Orders of the Town of Sudbury, adopted by the Board of Selectmen on September 12, 1941, and subsequent amendments thereto, be and are hereby further amended as follows:

By rescinding Section 1 of Article VIII, DRIVERS MUST REPORT ACCIDENTS, and inserting in its place the following:

"Section 1. DRIVERS MUST REPORT ACCIDENTS. Every person operating a motor vehicle which is in any manner involved in an accident in which any person is killed or injured or in which there is damage in excess of two hundred dollars (\$200) to any one vehicle or other property shall report such accident within five (5) days to the Registrar and to the Police Department in accordance with the provisions of Chapter 90, Section 26, of the General Laws."

Status of Town Line Bounds

The Board acknowledged receipt of a communication dated July 30, 1981, from Town Engineer James V. Merloni informing the Board of replacement and repair of certain town bounds, at their direction, specifically: 1) Sudbury-Marlborough-Hudson, 2) Sudbury-Maynard 1. and 3) Sudbury-Wayland 4. The letter also informed the Board that the Sudbury-Wayland 2. bound has been recovered.

The Board commended Mr. Merloni for completing the work on schedule and a job well done.

Drainage Easement

It was on motion by Selectman Cossart unanimously

VOTED: To confirm the Board's action of July 24, 1981, of accepting and signing a drainage easement from Thordore Athanassoulis and Ashild Athanassoulis, Washbrook Road, dated July 23, 1981.

Appointments

The Board tabled consideration of appointments to the position of constable and an alternate member to the Juvenile Restitution Program Committee.



Resignation

The Board accepted with regret a letter of resignation, dated July 20, 1981, from James A. Pitts, from the Long Range Capital Expenditures Committee, and directed the Executive Secretary to forward a letter of appreciation to Mr. Pitts for his service on that Committee, and a congratulatory comment on his being appointed to the Finance Committee.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the Regular and Executive Sessions of July 20, 1981, as drafted.

Current Items of Interest

Police Station Alterations/Addition

Present: Michael E. Melnick and James F. Goodman, Permanent Building Committee.

Landscaping

Michael Melnick of the Permanent Building Committee informed the Board that he had presented Selectman Murray with a landscaping plan, earlier this day, for the Sudbury Police Station, as requested by the Board two weeks ago, and hopes that action could be taken on it as soon as possible.

Mr. Thompson stated that Selectman Murray gave the plan to him, but since the other Board members had not seen it, he would recommend that it be placed on the next agenda.

Certificate of Substantial Completion

On the unanimous recommendation of the Permanent Building Committee, and following discussion, it was on motion unanimously

VOTED: To authorize the Chairman of the Board of Selectmen to sign a Certificate of Substantial Completion relative to the Police Station alterations/addition, issued July 17, 1981, signed by Kubitz & Pepi Architects, Inc., on July 24, 1981, (to be signed by Hugo Construction Co.) thereby, accepting the Police Station facility, as constructed by Hugo Construction, in accordance with the contract dated October 6, 1980, subject to an addendum attached to the so-called Certificate of Substantial Completion dated July 17, 1981, specifying as follows:

"1. All 'Punch List' items issued by the Architect and Engineers shall become a part of this list as if fully printed and bound herein.

2. The General Contractor shall prepare documents as specified under Paragraph 9.9.2. including:

a. An affidavit that all payrolls, bills for materials and equipment, and other indebtedness connected with the Work for which the Owner or his property might in any way be responsible, have been paid or otherwise satisfied.

b. Consent of surety to final payment.

c. Release of Liens from the General Contractor and all filed Sub-bidders. If any Subcontractor refuses to furnish a release or waiver required by the Owner, the Contractor may furnish a bond satisfactory to the Owner to indemnify him against any such lien.

3. It is noted that certain 'Punch List' items can not be completed until resolution of carpenter and mason strikes and subsequent issue of Change Orders reflecting a new completion date."

The Board requested the Permanent Building Committee to secure a letter to it in writing from Kubitz & Pepi Architects stating its approval of the same, with Town Counsel's review of the same prior to release of the above vote.

#### Sudbury Auxiliary - Bank Account

Selectman Cossart stated that he had received from the Sudbury Auxiliary Police a check, dated July 22, 1981, in the amount of \$226.71, which was the balance of a bank account in its name made up of various contributions; that he had seen the passbook and confirmed the balance in the account. The Board accepted the check in the amount of \$226.71 to be transferred to the General Fund.

#### Replacement - LSRSDC

Chairman Donald informed the Board that the Lincoln-Sudbury Regional School District Committee and Chairmen of the Lincoln and Sudbury Selectmen met on July 28 to discuss the vacancy occasioned by the death of Mr. Ron Blecher, and it was agreed not to act on said vacancy until September 8, to allow more time for interested candidates to express their interest. Chairman Donald urged her Board members to give her their preference for a particular candidate.

#### MDC Sudbury River Diversion

Chairman Donald informed the Board that the Sudbury River Diversion Subcommittee plans to make a recommendation to the Selectmen regarding its choice of a consultant firm to study the effects on the Town of the proposed MDC Sudbury River Diversion Project, in accordance with funding for the same under Article 26 of the 1981 A.T.M.

Chairman Donald informed the Board that this Sub-committee would be interviewing candidates August 11, and that she would update the Board again on August 17.

MCAB

Chairman Donald expressed her opinion that the Middlesex County Advisory Board has substantially more power than in the past as a result of the passage of an "outside section" of the State budget giving it the power to recommend the final County budget to the Legislative Committee on Counties (previously the authority of the County Commissioners), and therefore felt it was imperative that the next term of the Town's representative (Chairman of the Board of Selectmen) should continue on a fiscal year basis or until completion of action on a particular County budget, in order to provide continuity and have the most knowledgeable person present and voting on behalf of the Town.

Loring School - Neighborhood Meeting

Selectman Murray reported, on behalf of the Town Facilities Committee, that the Loring School neighborhood meeting had been very well attended, and that several uses for the school had been presented and discussed. Also, that there would be another area school meeting at the Fairbank School tomorrow evening, August 4.

The Board reviewed a July 28, 1981, communication to the Town Facilities Committee from the Loring School Neighborhood Association indicating the unanimous support of 25 people in attendance at a meeting held on the subject that the property should remain under the control of the Town and not sold or used for commercial purposes.

It was noted that the Town Facilities Committee had requested the Executive Secretary to prepare a sealed bid for the South Annex for the Selectmen's approval.

New Position - Custodian/Security Guard

Mr. Thompson stated that he would meet with the Personnel Board tomorrow evening, August 4, to discuss the job description for the new position of custodian/security guard for the excessed schools, and that the Board should let him know if it has any further corrections to the draft dated July 22 of that job description, a copy of which was presented to the Board.

Communication Relative to Litter

The Board acknowledged receipt of a July 22, 1981, communication from Robert J. Caldwell relative to road litter, and directed the Executive Secretary to respond that the Board takes this matter very seriously.

Waite/Town of Sudbury

The Board acknowledged receipt of a July 29, 1981 communication from Town Counsel relative to the Petition for Partition - Waite/Town of Sudbury. Mr. Thompson asked the Selectmen to call the office relative to any questions they may have on the subject.

Executive Session

At 10:40 p.m. it was on motion by roll call

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

(Roll call vote: Chairman Donald, in favor; Selectman Murray, in favor; and Selectman Cossart, in favor.)

Chairman Donald announced that Open Session would not reconvene following Executive Session.

There being no further business to come before the Board, the meeting was adjourned at 11:20 p.m.

Attest:

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