

IN BOARD OF SELECTMEN
MONDAY, DECEMBER 28, 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 by Chairman Anne W. Donald at 7:30 p.m. at the Loring Parsonage.

Proposed Article - Landfill Materials

Present: Highway Surveyor Robert A. Noyes; and Chairman Joan C. Irish, Conservation Commission.

The Board reviewed a proposed article for acquisition and placement of materials at the Sanitary Landfill, submitted by the Highway Surveyor under date of December 16, 1981.

It was noted that, according to the Town Engineer, the area currently being filled will last approximately one year, four months. In order to utilize the pond area at the Landfill, it must be filled with a substantial amount of clean fill and impervious material to conform to the State approved plan and a local Conservation Commission Order of Conditions. Highway Surveyor Robert A. Noyes showed a plan of the Landfill and stated that the proposed article, in the amount of \$34,500, will achieve these requirements by providing the purchase of 6,400 cubic yards of clay and the hauling of 8,100 cubic yards of ordinary borrow from Water District Land.

Responding to Selectman Cossart, Mr. Noyes stated that the amount of fill noted above is needed in addition to the clay the Town will be receiving from Contractor Stephen Doyle from his Route 20 property.

Following further discussion it was on motion by Selectman Murray unanimously

VOTED: To support the inclusion of the Landfill Article, submitted by Highway Surveyor Robert A. Noyes, under date of December 16, 1981, in the Warrant for the 1982 Annual Town Meeting, subject to final wording of the same.

And on the recommendation of the Executive Secretary, the Board expressed agreement that monies remaining from the Sanitary Landfill Article, #28, of the 1981 Annual Town Meeting be used to offset the funding of the above article, subject to later confirmation of the amount.

Shick Property, Lincoln Road

Present: Joan C. Irish, Chairman, Conservation Commission,

The Board acknowledged receipt of a communication, dated December 18, 1981, from Richard A. Lovoie, District Director, U. S. Department of Agriculture, giving Sudbury an opportunity to match the highest bid for the purchase of a parcel of land, known as parcel #3 under General Laws Chapter 61A (Shick property, Lincoln Road).

Following discussion, the Board directed the Executive Secretary to forward a copy of the above-mentioned communication to the Sudbury Valley Trustees, attaching a note expressing the Board's genuine interest (with mutual interest expressed by Conservation Commission Chairman Joan C. Irish) in the property and regret that Sudbury does not have sufficient means by which to make an offer, and to further express the hope that, with their assistance, some method of matching this offer within the 60-day time limitation might be available.

Extension Agreement - Barton Land

Present: Chairman Joan C. Irish, Conservation Commission.

Town Counsel Paul L. Kenny recommended that the Board execute an extension agreement relative to a Purchase and Sale Agreement entered into on November 16, 1981, between the Massachusetts Farm and Conservation Lands Trust and the Town, for the purchase of approximately fifteen acres of land and accompanying agricultural restriction, in the amount of \$110,000, authorized under Article 30 of the 1981 Annual Town Meeting.

Mr. Kenny stated that the Massachusetts Farm and Conservation Lands Trust (to which the Town is a collateral party) did not pass papers on the Barton property because of a temporary funding difficulty on the part of one of the concerned parties. The Trust is petitioning the Court Commissioner handling the partition for an extension, possibly to take place within sixty days, or by January 15, 1982.

It was on motion by Chairman Donald unanimously

VOTED: To execute the extension agreement, as noted above.

Insurance for Surviving Spouses of Town Employees

The Board reviewed a communication dated December 23, 1981, from Chairman William P. Reed of the Insurance Advisory Committee, supporting the placement of an article in the Warrant for the 1982 Annual Town Meeting dealing with insurance for the surviving spouse.

It was noted that the law, if accepted, requires a Town by warrant article or referendum to assume 50% of the premium cost of Health insurance for surviving spouses; furthermore, that this article would be a ratification of the Town's past practice.

Responding to the Selectmen, Executive Secretary Richard E. Thompson stated he would provide the Board with a list of those persons already receiving this benefit from the Town and confirm the percentage now being paid.

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

VOTED: To confirm inclusion by the Board of the Insurance for Surviving Spouse article in the Warrant for the 1982 Annual Town Meeting, subject to final wording and positions to be taken by the Selectmen.

Penn Central Corporation Land - Haynes and Pantry Roads

Present: Chairman Joan C. Irish, Conservation Commission.

In response to the Board's request of December 21, 1981, Mr. Thompson reported that the Planning Board's interest in acquiring property being offered by the Penn Central Corporation in the location of Haynes and Pantry Roads was based on that Board's policy to support the preservation of open land.

Following discussion, the Selectmen agreed that the Town just did not have the money to pursue such a purchase, and directed the Executive Secretary to so inform the Executive Office of Transportation and Construction of Penn Central Corporation, noting, however, that the Town would accept the land as a gift.

Town Facilities Committee Final Report

The Board discussed the Town Facilities Committee's (TFC) final report regarding the disposition of excessed schools, dated November 24, 1981, and reached the following consensus:

- The Executive Secretary may use his own discretion in handling the various requests which come through the Selectmen's office from time to time, for the use of one or two classrooms of an excessed school building, during the day (no nights because this would require janitorial service), on a short-term basis, for educational, charitable or non-profit use only, subject to keeping the Board informed on all arrangements.

- The Selectmen had no objections to the Loring School being used by the Cub Scouts for their Pinewood Derby on either January 17, 1982, or January 31, 1982, from 1:00-4:00 p.m.

Mr. Thompson stated that Weight Watchers had expressed an interest in using Loring School and suggested that perhaps they (and/or anyone who uses the school) could make a donation for the heat and lights or that a fee be charged to cover the utilities. Mr. Thompson stated that the Food Co-op had also expressed some interest in using the school.

Selectman Murray stated that the TFC should hold one more meeting to clarify a few areas - specifically, to help determine a purchase price for the Horse Pond School prior to offering the building for sale to the Fire Academy.

Selectman Cossart stressed certain areas in the Town Facilities Committee report which he had disagreement with or desired further clarification on, as follows:

- a) Page 2, point #2: "However, from an economic point of view we do not believe Sudbury can afford to 1) retain any of these buildings long-term as a community center or otherwise (other than subject to a long-term lease), or 2) demolish the buildings and hold the vacant land long-term."
- b) Page 2, point #4: "The TFC is recommending that any net proceeds from sale or long-term lease from any of these facilities be reserved for future capital expenditures or principal payment on debt - not operating expenses."

Selectman Cossart expressed a position contrary to the above points and recommended clarification from the Town Facilities Committee on the same.

At the conclusion of discussion, it was on motion by Chairman Donald unanimously

VOTED: To direct the Executive Secretary to proceed immediately with advertising for sealed bids for the purchase of the South Annex School building, and to prepare requests for proposals for the Selectmen's review for the Loring, Fairbank and Horse Pond Schools.

Mr. Thompson suggested that real estate advertisements be placed in the Boston Globe, the Herald, The Middlesex News, and the Wall Street Journal for the best coverage, and that he would bring the drafted advertisements back to the Board for their comment before they are published. The Board concurred.

Cable Television Franchise

Executive Secretary Richard E. Thompson referenced material he had obtained for the Board from the State Cable Television Commission in Boston, and communications on the subject received from the Fire Chief and the Assistant Town Counsel, both dated December 28, 1981.

The Board concurred with the recommendation of the Fire Chief that, inasmuch as the cables used by the cable television industry are on the same poles as the fire alarm system, New England Telephone and Boston Edison cables, all changing of fire alarm cables or wires be at the expense of the cable company, and that the Fire Alarm Superintendent be apprised of the intended location of any television cable.

The Board reviewed Town Counsel's above-mentioned communication regarding the timetable of the process from the initiation (December 14, 1981) to the grant of the provisional license, and directed the Executive Secretary to proceed with soliciting applicants for a Cable Advisory Committee and get back to the Board with the specifics regarding publications recommended for advertising and the dates for the same.

Mr. Thompson suggested that the first meeting of the Cable Advisory Committee be held jointly with representatives of the State Cable Commission and the Selectmen. The Selectmen agreed.

The Selectmen discussed giving the Cable Advisory Committee some guidelines for their (final) report.

The Board briefly discussed the makeup of the Cable Advisory Committee, deciding that it would be advantageous to have an attorney, electrical technicians and financiers on the committee. The Board agreed that some people who had served on the Town Audit Committee, if contacted, may be interested in serving on this committee.

Chairman Donald suggested that Mr. Thompson send an application to Mr. Hugh Keenan, who had previously expressed a desire to serve on a Town Committee.

Current Items of Interest

Middlesex County Selectmen's Association Meeting

Chairman Donald and Selectman Cossart stated that they would attend the Middlesex County Selectmen's Association meeting, to be held Wednesday, January 13, 1982, at Stouffer's Bedford Glen. Selectman Murray will notify Mr. Thompson if he is able to attend. Mr. Thompson stated he would make the reservations.

Finance Committee Budget Meetings

The Board directed the Executive Secretary to discuss with the Finance Committee Chairman, Michael Cronin, alternatives to their conflicting schedules so that the Selectmen can attend FinCom budget hearings for those departmental budgets under its control.

Unlicensed Dogs

Following a brief explanation and on the recommendation of the Executive Secretary, it was on motion by Selectman Cossart unanimously

VOTED: To authorize the Dog Officer to proceed with legal action, in conjunction with Town Counsel, against the owners of unlicensed dogs to date, for the calendar year 1981.

Police Budget

At the request of the Board of Selectmen the Board received a letter dated December 28, 1981 from Police Chief Lombardi providing information relative to finalization of his FY83 Overtime budget. The Board concurred with the recommendation of the Police to add \$20,000 to the Overtime account in order to provide for full sector patrol.

It was noted that the question of financing the new safety cruiser in terms of fuel and maintenance is still unresolved. Selectman Murray stated that the Selectmen need to discuss further current and projected manning levels in the Police Department.

MBTA

The Board acknowledged receipt of a communication from the Town of Marshfield, dated December 18, 1981, regarding feedback on the MBTA State House Meeting December 9, 1981.

Illegal Signs

The Board noted receipt of a communication from Building Inspector Joseph E. Scammon listing several establishments in Sudbury to which he had forwarded notification to cease their use of illegal neon signs.

Position of Town Accountant

Mr. Thompson reported that several applications had been received in the Selectmen's office for the position of Town Accountant.

There being no further business to come before the Board, the meeting was adjourned at 9:35 p.m.

Attest: _____

Richard E. Thompson
Executive Secretary-Clerk