

IN BOARD OF SELECTMEN
TUESDAY, AUGUST 10, 1982

Present: Acting Chairman John E. Murray and Anne W. Donald.

The statutory requirements as to notice having been fulfilled, the meeting was called to order at 7:30 p.m. by Acting Chairman John E. Murray.

Calling Special Town Meeting

On the question of calling a Special Town Meeting, Chairman Murray reviewed a list of seven possible articles which the Selectmen had tentatively suggested and discussed at their meeting of July 7th.

Executive Secretary Richard E. Thompson suggested an additional four articles and explained the need for each.

Following discussion, it was on motion unanimously

VOTED: To call a Special Town Meeting to be held on Thursday, October 7, 1982, at 8:00 p.m. in the Lincoln-Sudbury Regional High School Auditorium, with a Warrant closing date of Monday, August 23, 1982, at 5:00 p.m., and to so inform all Town officials, Departments, Boards and Committees;

and it was further

VOTED: To direct the Executive Secretary to proceed with the preparation of the following eleven articles for the Special Town Meeting:

- 1) Fairbank and Loring Schools Disposition, i.e. Community Center
- 2) Boundary Change with Wayland - Victoria Road Area
- 3) Accept G. L. c.59, s.5, clause 17C - Real Estate Tax Abatements (Widows and Elderly Exemptions)
- 4) Off-street Parking Bylaw
- 5) Career Incentive, Police Contract - Accept c.835 of the Acts of 1970
- 6) Town Hall (general government) Office Facilities
- 7) Sealer of Weights & Measures Fees
- 8) Funding Town Insurance Deficit (Unclassified Budget, 950-31)
- 9) Classification Plan, Non-Union Personnel
- 10) Increase Salary Adjustment Line Item (Unclassified Budget, 950-101)
- 11) Question of Establishing Reserve or Stabilization From Proceeds of Sale of Schools

Lease/Purchase Equipment Agreement - Fire Department

Present: Fire Chief Josiah F. Frost.

Following discussion and input from Chief Frost and on the recommendation of Town Counsel, it was on motion by Selectman Donald unanimously

VOTED: To authorize the Executive Secretary to sign a Resolution of the Governing Body designating authority to execute and deliver an Equipment Lease/Purchase Agreement and related documents, subject to Town Counsel's additions and/or deletions; and it was further

VOTED: To enter into an Equipment Lease/Purchase Agreement for the Town ambulance, in accordance with Article 11 of the 82ATM, with Munilease Corp. of Stoneham, in accordance with their bid dated July 26, 1982, and the recommendation of Fire Chief Josiah F. Frost in his communication of August 5, 1982, subject to Town Counsel's additions and/or deletions.

Appointments - Local Arts Council

Following a brief discussion and review of four applications for appointment to the Local Arts Council, the Board agreed to make two appointments tonight and to hold the remaining one appointment for input from Chairman Cossart.

It was on motion by Selectman Donald unanimously

VOTED: To appoint Marilyn S. Goodrich, 76 Robert Best Road, and Barry R. Marchette, 81 Dudley Road, to the Local Arts Council, replacing Martha C. A. Clough and Donald R. Soule, for terms to expire April 30, 1984.

Police Patrolman Vacancy

Present: Administrative Assistant Peter B. Lembo; applicant Peter Francis Fadgen.

Acting Chairman John E. Murray convened an interview with Patrolman Peter Francis Fadgen of the Clinton Police Force relative to the patrolman vacancy on the Sudbury Police Force.

Sergeant Peter B. Lembo, Administrative Assistant for the Sudbury Police Department, informed the Board that this appointment would fill the vacancy created by Officer Daniel Fitzgerald's disability retirement. He asked if a physical for Officer Fadgen could be scheduled immediately since there is one vacancy on the Sudbury Police Force, and stated that the Department may soon be down by approximately two more men. Sergeant Lembo further stated that a background check on Patrolman Fadgen could be accomplished within the week; Selectman Murray added that a physical could be ordered right away but that he would prefer holding the appointment until they have consulted with Chairman Cossart who could not be present this evening.

The Selectmen agreed to discuss the interview with Chairman Cossart and act on the appointment as quickly as possible, hopefully before the next regularly scheduled meeting of August 23.

Administrative Assistant Peter Lembo stated that he would like to have Officer Fadgen appointed and on the Sudbury Force before September 20th.

The Executive Secretary was directed to contact the Town of Clinton, upon consultation with Chairman Cossart, with respect to Patrolman Fadgen's resignation from their Force and his subsequent appointment to the Sudbury Police Department.

Sign Warrant - State Election

It was on motion by Selectman Donald unanimously

VOTED: To sign the Warrant for the State Election of September 14, 1982, to be held from 7:00 a.m. to 8:00 p.m. at the Peter Noyes School for precincts 1-4.

Town Space Needs

The Board acknowledged receipt of the following communications relative to Town space needs and directed the Executive Secretary to schedule a separate meeting with the appropriate Town Officials and report back to the Board:

- dated July 23, 1982, from Board of Assessors Chairman Donald P. Peirce, Tax Collector Isabelle K. Stone, Town Treasurer Chester Hamilton and Town Clerk Betsey M. Powers;
- dated July 12, 1982, from Town Treasurer Chester Hamilton;
- dated July 12, 1982, from Planning Board Chairman Olga P. Reed; and
- dated June 29, 1982, from Health Director John V. Sullivan.

Sportsfest '82 - Town Participation

The Board was in receipt of a communication dated July 29, 1982, from Bay State Games relative to a relay run along Route 20 through Sudbury and possible Town participation to publicize the Sportsfest '82 competition sponsored by the Governor's Committee on Physical Fitness and Sports.

Following discussion it was on motion by Selectman Murray unanimously

VOTED: To support the events of Sportsfest '82 including a relay which will pass through Sudbury on Friday, August 20, between 11:20-11:35 a.m..

Mr. Thompson stated that the Police Department was aware of the event and had expressed approval.

Sudbury/Route 20 MDPW Project

The Board was in receipt of a communication dated July 13, 1983, (received July 23) from the Central Transportation Planning Staff (CTPS) explaining that the Sudbury Route 20 project had been rejected for movement into the annual element of the Transportation Improvement Program (TIP) because the design plans were less than 75% completed, explaining that this action would not impede progress of the project itself.

During review and discussion, Executive Secretary Richard E. Thompson conveyed further information received by telephone from Dimitrious Athens of the CTPS.

The Board expressed very serious concern with these communications indicating that the construction phase of Sudbury Route 20 project was supposed to begin this fiscal year, and at the conclusion of discussion, it was on motion by Selectmen Donald unanimously

VOTED: To direct Selectman John E. Murray and the Executive Secretary to pursue the matter immediately by contacting the MDPW, the CTPS, legislators, and/or congressmen, and report back to the Board as soon as possible.

Cable Television

Present: Elmer M. Goldman, General Manager, Cablevision of Framingham; and George E. Hitz, Jr., 37 Easy Street.

Executive Secretary Richard E. Thompson stated that a few of the former Cable Advisory Committee members had forwarded information they had gathered to the Selectman's office, and on his recommendation, it was on motion by Selectmen Murray unanimously

VOTED: That Town Counsel should report back to the Board at its August 23 meeting with advice as to how the Selectmen should proceed - whether it is necessary for the Selectmen to appoint another advisory committee or whether there is sufficient information for them to proceed on the basis of the two applications received at this point.

Responding to the press later in the evening, Selectman Murray stated that a decision regarding CATV would be made by the April, 1983, deadline.

Meeting with Town Accountant James Vanar

Present: Town Accountant James Vanar; and Town Treasurer Chester Hamilton.

a. Consolidating Departmental Gasoline Accounts for FY84

Town Accountant James Vanar referenced his communication of August 6, 1982, to the Board of Selectmen regarding the Town's gasoline accounts. Mr. Vanar explained that his recommendation to set up a single gasoline account for the Town - a change from the present system whereby gasoline is budgeted by each department - was mainly to relieve some of the confusion of the present system which is basically caused when tanks are refueled and the Town is billed for a total number of gallons delivered which could be more or less than the total number of gallons metered (as used) by each department. Mr. Vanar stated that the apportionment problem is solved by a complicated method and that use of the single gasoline account would accomplish an easier billing procedure, budget procedure and stabilize the responsibility. The new system, proposed for implementation in FY84, would place all gasoline monies into one account while each department would still have to justify usage.

Following a brief discussion, it was on motion by Selectman Murray unanimously VOTED: To proceed with Town Accountant James Vanar's recommendation, as noted above, on a trial basis for this fiscal year utilizing journal entries to make the adjustments, with review prior to setting up a single line item budget for FY84.

b. Review of Account 950-31, Casualty Insurance, FY83 Budget

Mr. Vanar referenced his report of July 7 to the Board regarding Town insurance, showing a FY83 estimated deficit of \$37,691.82. Mr. Vanar stated that, subsequent to this communication, there was a credit on the Workman's Compensation policy in the amount of \$10,634 reducing the estimated deficit by that amount.

The Board agreed with the Executive Secretary's recommendation that Mr. Vanar proceed with an article to deal with this deficit for the Special Town Meeting, scheduled earlier this evening for October 7.

During a brief discussion regarding the synchronizing of the effective date of all Town insurance policies to July 1, Mr. Vanar stated that there would be a very insignificant penalty to do so.

c. Review of FY83 Cherry Sheet

With respect to a review of the FY83 Cherry Sheet and Budget Worksheet (August, 1982) showing Town Meeting appropriations, budget appropriations and estimated State receipts and expenditures, Mr. Vanar explained a few changes he suggests which would make the format more informative.

During discussion of the above figures and specifically regarding the setting of the tax rate, Town Treasurer Chester Hamilton stated that he would like to be a part of that discussion since it has a direct bearing on the Town's upcoming annual borrowing and the maturity date of the same. So that the October 7 Special Town Meeting could address the levy, Mr. Vanar stated that he would proceed to the Finance Committee this coming Thursday and present these figures so that they can be aware of what it all means, and that he would report back to the Selectman.

The Executive Secretary added that it would be in the Town's best interest, for long-range financial planning, to hold setting the tax rate until after the October 7, 1982 Special Town Meeting. The Board indicated a consensus to recommend to the Assessors that we do so.

d. Update - Actuarial Study

Mr. Vanar indicated that he has had some difficulty reaching the firm contracted to do the Actuarial Study, and that he may have to take some firmer action. Mr. Thompson suggested that he give them a deadline of no later than October so that the Town would know whether to proceed with funding.

e. Update - Town Audit

Mr. Vanar stated that the Accounting Department is in the final phases of closing out FY82; it should be completed next week. A management report should be available the first week of October; no problems to date.

At the suggestion of Selectman Donald, Mr. Vanar said that he would discuss the consolidation of departmental gasoline accounts when he meets with the Finance Committee.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the Regular and Executive Sessions of July 26, 1982, as drafted, subject to comment from Selectman Cossart who was not present.

Blue Cross-Blue Shield Annual Contract

It was on motion unanimously

VOTED: To authorize Acting Chairman John E. Murray to sign, on behalf of the Town, the annual contract with Blue Cross-Blue Shield, which runs from May 10, 1982, through May 9, 1983, subject to any comment from Town Counsel.

Donation - Council on Aging

It was on motion by Selectman Donald unanimously

VOTED: To accept, on behalf of the Town, a donation in the amount of \$60.86, for the Council on Aging, to be used for van transportation.

Temporary Trailer Permit

It was on motion by Selectman Donald unanimously

VOTED: To authorize the use of a camping trailer, for sleeping purposes only, on property located at 5 Powers Road, for thirty days only, beginning August 14, 1982, through September 12, 1982, in accordance with Article IX, section V,D of the Town Bylaws, as requested by Elsie A. Kalilainen, dated August 10, 1982, subject to notifying the Building Inspector.

Fort Devens/Sudbury

Present: Fire Chief Josiah F. Frost.

Selectman Donald brought to the Board's attention a communication dated July 27, 1982, from Col. Richard J. Kattar, responding to inquiry concerning proposed operations at Fort Devens/Sudbury from the Board on July 15. Chief Frost stated that, contrary to a statement in the letter that Fort Devens' Fire Chief had contacted him, he had not yet heard from the Chief to discuss fire protection and that he would like to do so in the very near future.

Relative to an invitation to the Selectmen, received August 2, from Col. Kattar to attend an August 18 informational meeting at the Fort Devens Officers Club relative to present and future operations and matters of mutual concern, Selectman Donald expressed interest in attending if Chairman Cossart could not.

Water Supplies

Selectman Donald called attention to a communication dated July 12 from Representative Lucile Hicks relative to the availability of State funds for improving water supplies, to be matched by federal funds upon application by eligible municipalities, and the Board directed the Executive Secretary to forward a copy of the same to both the Water District Commission and the Conservation Commission for possible application by them.

MCAB Meeting

Selectman Donald noted that she would attend the organizational meeting of the Middlesex County Advisory Board, Wednesday, September 15, at 7:30 p.m. at the Newton City Hall.

Annual MMA Meeting

Selectman Donald stated that she would attend the Annual Massachusetts Municipal Association Meeting to be held Friday, November 12, and Saturday, November 13, at the Radisson Ferncroft Hotel in Danvers. Mr. Thompson indicated that he and Selectman Murray would be present during the Saturday day-time session.

MCSA

Both Selectmen Murray and Donald stated that they would attend the Middlesex County Selectmen's Association Meeting, Thursday, September 9, at Stouffer's Bedford Glen, Bedford, beginning at 6:30 p.m. Mr. Thompson stated that he would check with Selectman Cossart as to whether or not he planned to attend.

Project Management, Inc.

The Board acknowledged receipt of an August 6 communication from Project Management, Inc., and directed the Executive Secretary to respond that the Selectmen would plan to meet with Project Management in the near future relative to the development of their property in the Industrial Park on Powder Mill Road and the resolution of concerns raised by area residents.

Vincent J. Patruno

The Board acknowledged receipt of a medical report on Officer Vincent J. Patruno from Dr. Benjamin Matzilevich, and on the recommendation of Town Counsel, directed the Executive Secretary to process payment of the related, outstanding hospital bills through our insurance carrier, after review by Town Counsel.

Vacancy - Board of Assessors

Executive Secretary Richard E. Thompson stated that interviews for the position of Assessor have been scheduled for the Board's August 23 meeting, and that to date four candidates only are available to attend. Mr. Thompson suggested that another meeting be scheduled to continue interviews and make an appointment to fill the vacancy on that Board. The Board concurred.

Executive Session

At 9:40 p.m. it was on motion by roll call

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

(Roll call vote: Acting Chairman John E. Murray, in favor; Selectman Donald, in favor.)

Acting Chairman John E. Murray announced that Public Session would not reconvene following the Executive Session.

There being no further business to come before the Board, the meeting was adjourned at 10:00 p.m.

Attest:

Richard E. Thompson
Executive Secretary-Clerk