

IN BOARD OF SELECTMEN
MONDAY, FEBRUARY 22, 1982

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.

Lincoln-Sudbury Alternative School

Present: Chairman Dante Germanotta, Lincoln-Sudbury Regional School District Committee (LSRSDC); Sandra Topalian, Lincoln-Sudbury West; John H. Wilson, Director, Administrative Services.

The Board acknowledged receipt of a February 9 communication from Chairman Germanotta, LSRSDC, requesting use of a portion of the Flynn Building for the Lincoln-Sudbury alternative school - Lincoln-Sudbury West.

Mr. Germanotta stated that the alternative school program has been very successful, and that it is the Committee's hope this program can continue. Mr. Germanotta stated that for the past couple of years, through the cooperation of the Regional School Committee and the Town, a portion of the Fairbank School has been used for Lincoln-Sudbury West and this location has worked very well. Mr. Germanotta stated that the LSRSDC has been exploring other possibilities for the alternative school, and in looking into the possibility of relocating to the Flynn Building, found there could be a \$15,000 budgetary savings.

Director of Administrative Services, John H. Wilson, stated that he had reviewed floor plans of the Flynn Building with the Town Engineer, and that there had been some discussion with Dr. LoPresti, Superintendent of Sudbury Schools, regarding the possibility of the Lincoln-Sudbury West students using the Peter Noyes cafeteria and gymnasium if their classrooms were relocated to the Flynn Building.

Selectman Murray stated that both the Sudbury Public Health Nursing Assn. and the Board of Health, who already have offices in the Flynn Building, have requested more space in that building now that the Sudbury School Department offices have been relocated to the Nixon School building, and suggested that the whole situation be appraised in terms of how much space everyone needs before any decision is made tonight.

Ms. Sandra Topalian of Lincoln-Sudbury West talked about the program and enrollment as follows:

- There are approximately fifty students in the program at the present time with a low teacher/student ratio; these are students from the High School who are deficient in academic credits.
- The program is under State special education guidelines.
- The alternative school requires four classrooms and a "common" room, such as a gymnasium, for students to use between classes. (Offices would also be needed.)

Ms. Topalian stated that they prefer to remain at Fairbank School, if possible, and responding to Selectman Donald, stated that they are presently using the kitchen at the Fairbank School, four classrooms, two offices and the gym.

LSRSDC member Alan H. Grathwohl expressed his opinion that there are problems in having three different boards - the LSRSDC, the local School Committee, and the Board of Selectmen - controlling different municipal/school buildings, and following comments, suggested that these three boards work together in the common interest of utilizing the available space in the best interest of everyone concerned. Mr. Grathwohl was especially concerned that people may not understand the reason why the LSRSDC is looking for space for the alternative school, which has some monetary connotation, when there is available space within the High School building, and the associated problem in terms of presenting its budget to the Finance Committee.

Mr. Thompson stated that there was a meeting in June (1981) with all people occupying the Town Hall, the Flynn Building, Loring School, etc., and that there was extensive dialogue with the local School Committee about how the Nixon School might be used as a release valve to some of the departments located in the Flynn Building. Other configurations discussed resulted in road blocks for various reasons, such as the requirements of certain departments to remain together and of certain departments to remain near the Town Hall walk-in vault.

Mr. Germanotta commented that the nature of the Lincoln-Sudbury West program is to give students the feeling of belonging to a smaller community on a day-to-day basis, and giving them the opportunity to work on a more personal level with the teachers, and alleviating the distractions associated with larger populations of students.

At the request of Selectman Cossart, Ms. Topalian displayed the proposed plan of Lincoln-Sudbury West at the Flynn Building location. The plan showed use of a portion of the first floor, by eliminating the present location and relocating the switchboard and the credit union offices, and by removing and relocating certain partitions to create the classrooms and offices needed for Lincoln-Sudbury West.

Responding to Chairman Donald, Ms. Topalian stated that the proposed plan would not affect the present location of the Board of Health offices; however, some additional space in the basement would be required for a "common" student room.

Mr. Wilson expressed his opinion that the best choice would be for Lincoln-Sudbury West to remain at the Fairbank School, if possible, and the second best choice would be to ask the local School Committee if Lincoln-Sudbury West could relocate to the Nixon School building; there are three classrooms in one wing and a gym which are not being used at the present time by the School Department.

Responding to Selectman Cossart, Mr. Germanotta expressed his opinion that the LSRSDC should approach the local School Committee; Mr. Grathwohl stated that they had been informally approached.

Selectman Murray commented that part of the decision concerning the LSRSDC's request hinges on the Board's consideration of proposals to use the excessed schools, which have been received and noted on tonight's agenda. Selectman Murray stated that there is a great deal of work to be done, and that the Selectmen would attempt to make a timely decision.

Chairman Donald, acknowledging that the LSRSDC is working within a time frame because their budget is involved, agreed with Selectman Murray and stressed that the LSRSDC explore all other alternatives, concluding that the Selectmen would work as quickly as possible.

Mr. Grathwohl asked the Selectmen to consider letting Lincoln-Sudbury West remain at the Fairbank School for another year. Selectman Murray again stated that it would depend on whatever determination is made on any proposal(s) received for that school.

Selectman Cossart stated that the objective is to sell the Fairbank School; additionally, regarding the Flynn Building, he feels the likelihood would be very slim here in terms of Lincoln-Sudbury West finding a solution to their needs.

Mr. Grathwohl stated that the LSRSDC had another possible alternative in Lincoln but it would become a budget issue.

Mr. Germanotta thanked the Selectmen for meeting with them tonight.

Agreeing with comments from both Selectmen Murray and Cossart, Chairman Donald expressed her personal opinion that the mingling of Peter Noyes students with high school students (from Lincoln-Sudbury West) would not be a good idea - they probably would not make the best neighbors.

Tax Anticipation Notes

Present: Town Treasurer Chester Hamilton.

Town Treasurer Chester Hamilton reviewed the Town's pattern of borrowing in Tax Anticipation Notes from 1970 to the present and requested the Selectmen's approval to borrow "only" One Million Dollars for a period of sixty-three days, which he stated was an improvement, in terms of amount as well as time, over the past years.

Mr. Hamilton stated there is \$19,500 left in his interest account and on the basis of this borrowing, the interest cost would not exceed \$15,000; therefore, a transfer from the Reserve Fund will not be necessary.

It was on motion by Selectman Cossart unanimously

VOTED: To approve the Town Treasurer's request of February 18, 1982, to borrow One Million Dollars in Tax Anticipation Notes, effective March 10, 1982, due May 12, 1982.

Town Fathers Forum

At 8:00 p.m. Chairman Donald convened the 144th Session of the Town Fathers Forum, a copy of which is attached and is part of these minutes.

At 8:25 p.m. the meeting was recessed for coffee and conversation and to attend the Water District Meeting; the meeting was called back to order at 8:45 p.m.

Barton Land - Utility Easement

Present: Richard O. Bell, Conservation Commission.

On the recommendation of Assistant Town Counsel Thomas M. French, it was on motion by Chairman Donald unanimously

VOTED: That the Sudbury Board of Selectmen hereby stipulates and agrees that the grant of an underground utility easement by the Massachusetts Farm and Conservation Lands Trust across the northeasterly corner of Parcel 1 as shown on a "Plan of Land in Sudbury, Mass.", by Schofield Brothers, Inc., dated December 9, 1981, revised February 22, 1982, to a private developer prior to the transfer of said parcel from the Trust to the Town of Sudbury under a sale agreement between said parties, will not be considered an encumbrance in violation of that agreement, and said parcel will be accepted by the Town subject to such easement.

Assistant Town Counsel Thomas M. French stated that the revised plan showing the actual location of the easement on Parcel 1 had been received, as well as a draft of the easement drawn by the private developer's attorney, which he personally amended tonight on the verbal agreement of the attorney.

Mr. Thompson stated that the Conservation Commission approved the same by telephone vote and will confirm at its next regular meeting.

Mutual Postponement of Site Plan 82-241

It was on motion unanimously

VOTED: To confirm the mutual agreement reached on February 19, 1982, with M&S Sudbury Realty Trust by telephone to postpone continued consideration of Site Plan 82-241 for property located at 474 Boston Post Road, until March 1, 1982, at 9:00 p.m., for further consideration; the Board directed the Executive Secretary to confirm this decision in writing to M&S Sudbury Realty Trust.

Proposals for Excessed Schools

It was on motion by Selectman Murray unanimously

VOTED: To acknowledge receipt of eight proposals submitted for the purchase or lease of Fairbank, Horse Pond and/or Loring Schools from the following:

- Massachusetts Firefighting Academy, dated January 28, 1982, - a proposal for the purchase of the Horse Pond School;
- Joel A. Moffie, for H. A. J. Associates, dated February 12, 1982, for the purchase of the Loring School;

- Mitchell Systems, dated February 8, 1982, for the purchase of the Fairbank School;
- Susan W. Shaeffer of Day Off for Mothers, dated February 10, 1982, for the lease of a portion of the Loring School;
- Urban Design Team, Inc., dated February 13, 1982, for the purchase and development of Loring, Fairbank and Horse Pond Schools;
- Howard Rockstrom Associates Inc., dated February 12, 1982, for the purchase and/or lease of the Horse Pond and Fairbank School for condominiums;
- Jenkins Contracting Co., Inc., dated February 12, 1982, for the purchase of the Loring, Fairbank and Horse Pond Schools for condominiums; and
- Campanelli Industries, Inc., dated February 11, 1982, for the purchase of the Fairbank School.

And it was further

VOTED: To direct the Executive Secretary to forward copies of the proposals to the members of the Town Facilities Committee asking them to comment and, at the suggestion of Selectman Murray, the Executive Secretary was further directed to arrange a mutually convenient time to meet with Town Counsel, it not necessarily being at a regular Monday Selectmen's meeting to discuss all proposals in terms of zoning, use, etc.

Following further discussion, there was a consensus that, after narrowing down the proposals for the various schools, a meeting could be scheduled (perhaps at the Curtis Middle School) with abutters to discuss those proposals which the Selectmen agree may be feasible for the Town.

At the suggestion of Selectman Murray, Mr. Thompson stated that he would ask the Town Facilities Committee to recommend a value for the Horse Pond School building.

Assistant Town Counsel Thomas M. French stated that, although there is a deadline for submitting proposals, others may be received, and the Selectmen may use their discretion as to whether or not they want to consider those received after the deadline.

Offsets - 82ATM Appropriations

Chairman Donald referenced a communication dated February 18, 1982, from the Acting Town Accountant, Richard E. Thompson, relative to offsets recommended for use to reduce the tax impact at the 1982 Annual Town Meeting.

On the recommendation of the Executive Secretary, it was on motion unanimously

VOTED: To approve the following offsets:

Cemeteries:

Sale of Lots	420-11 Highway Salaries	\$ 15,000
Mt. Wadsworth	420-11 Highway Salaries	3,000
Mt. Pleasant	420-11 Highway Salaries	2,000
North Sudbury	420-11 Highway Salaries	2,000
New Town	420-11 Highway Salaries	5,000
Old Town	420-11 Highway Salaries	600
Landham Road Reimbursement	420-11 Highway Salaries	20,502
Article 10, ATM'78, Walkways- Puffer, Fairbank, etc.	502-51 Engineering-Equipment	11,811.88
Ambulance Reserve for Appropriation	Article 11, Ambulance and Equipment	13,000

Other offsets included in the above-mentioned communication intended for use at the 1982 Annual Town Meeting are as follows:

Overlay Surplus	950-81 Reserve Fund	\$100,000
Dog License Refund	600-52 Library - Books	3,700
State Aid	600-52 Library - Books	7,013
Summer School RFA	125 Sudbury Schools-Summer	5,980
800-75 C/F '79 Septage Disposal		14,550
800-75 C/F '80 Septage Disposal	(\$65,000)	538.73
800-75 C/F '81 Septage Disposal	800-75 Health-Sep.cap.exp.	45,421.07
Art. 29, ATM'77 Septage Disposal	800-76 Health-Sep.oper.	4,490.20
Art. 28, ATM'81, San. Landfill	Art. 10, San. Landfill	12,000
Conservation Fund	Art. 37, Shick Land	42,000**
Free Cash	Tax Rate	206,936*

** This figure was later corrected to \$42,500

* Plus bonding expense.

Note vote which follows under item, Federal Revenue Sharing Funds, for further offset approval.

Minutes

It was on motion by Selectman Murray

VOTED: To approve the minutes of the Regular and Executive Sessions of February 8, 1982, as drafted.

(Chairman Donald abstained as she was not present at that meeting.)

Current Items of Interest

League of Women Voters Panel

Chairman Donald stated that she had been contacted by the League of Women Voters requesting one of the Selectmen to serve on a panel at Candidates Night to discuss the issue of the Assessor's referendum questions - open space, residential factor. The Selectmen agreed that Chairman Donald should represent the Board.

Chairman Donald further stated that the League also inquired whether the Selectmen intended to do anything at Town Meeting with respect to a paid professional assessor. Chairman Donald stated that this might be an issue for the Committee on Town Administration, and mentioned that the Selectmen would be meeting with the CTA on March 8.

Sudbury Water Diversion

Chairman Donald informed the Board that there will be a meeting in Southboro tomorrow, February 23; hopefully, Dr. Chaing of Consultants, Whitman & Howard, will be present.

Parking and Ticketing Enforcement

Selectman Murray asked that the Executive Secretary schedule on a future agenda the matter of parking violations and ticketing enforcement.

Massachusetts Municipal Association Communication

Mr. Thompson referenced the MMA communication of February 12 concerning thoughts and suggestions on Proposition 2 1/2. The Board discussed certain portions which had been highlighted by the Executive Secretary.

Senior Citizens - Birthdays

Selectman Cossart stated that he had visited, on behalf of the Board, two elderly citizens who recently celebrated birthdays - Grace Keane (100 years old), and John Medowski (98 years old).

'82-83 Fire Budget

The Board noted receipt of the Fire Chief's communication of February 17, 1982, relative to his 1982-83 budget.

Public Hearing: Federal Revenue Sharing Funds

In accordance with the Federal Revenue Sharing Act regulations, Chairman Donald opened a Public Hearing (publicized in the February 11 issue of the Sudbury Town Crier) to consider the use of Federal Revenue Sharing (FRS) Funds as an offset to the total Town of Sudbury Budget for the Fiscal Year July 1, 1982-June 30, 1983. As of this date, there are \$4,974.29 unappropriated funds available; by June 30, 1982, there will be approximately \$35,000 of unspent FRS Funds; the Town of Sudbury expects to receive approximately \$192,000 of FRS Funds during the 1982-83 Fiscal Year.

It was on motion unanimously

VOTED: To approve use of the following offsets recommended to reduce the tax impact at the 1982 Annual Town Meeting:

Federal Revenue Sharing	310-11 Fire Salaries	\$100,000
Federal Revenue Sharing	320-11 Police Salaries	100,000

There was no written citizen input and no citizens appeared for the hearing.

At 9:25 p.m. Chairman Donald recessed the meeting for the Board to attend the Water District meeting in the upper Town Hall; the Selectmen's meeting was reconvened at 9:40 p.m.

At 9:40 p.m. it was on motion by Chairman Donald 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: Chairman Donald, in favor; Selectman Cossart, in favor; Selectman Murray, in favor.)

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

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

Attest:

Richard E. Thompson
Executive Secretary-Clerk