

IN BOARD OF SELECTMEN
MONDAY, MAY 23, 1983

Present: Chairman John E. Murray, Anne W. Donald and Myron J. Fox.

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

Utility Petition 83-6, Hudson Road

Present: Carole Clinton, Boston Edison Company.

In conformity with General Laws, Chapter 166, Section 21, and 22, the Board considered Utility Petition 83-6 of Boston Edison Company and New England Telephone and Telegraph Company for permission to erect or construct, and a location for, poles, and such other fixtures including anchors and guys as may be necessary to sustain or protect the wires of the line, to be used in common by them, upon, along and across the following public way of the Town:

Hudson Road - northeasterly side, approximately 610 feet southeast of
Goodnow Road: One (1) pole.

Executive Secretary Richard E. Thompson stated that all appropriate abutters had been notified and that a joint favorable report dated May 18, 1983, had been received from the Wiring and Building Inspectors.

Ms. Carole Clinton of Boston Edison stated that the Town had removed a tree on the public way and that was the reason for the stud pole being requested.

After viewing the location on the plan which Ms. Clinton explained, it was on motion by Selectman Donald unanimously

VOTED: To approve Utility Petition 83-6, as described above, and as shown on a plan entitled, "Plan of Private Property and Hudson Rd., Sudbury, Showing proposed pole location & guy wire and anc.", dated February 1, 1983.

Minutes

It was on motion by Selectmen Fox unanimously

VOTED: To approve the minutes of the Regular Session of May 16, 1983, as amended.

MAPC Traffic Study Proposal - Powder Mill Road

The Board noted receipt of a draft response to the Metropolitan Area Planning Council (MAPC) for services offered relating to a traffic study in the Powder Mill Road area, prepared by the Executive Secretary at its direction on May 16.

After commenting briefly, the Selectmen agreed to contact the Executive Secretary by telephone regarding their individual comments; accordingly, Mr. Thompson will prepare the final communication to the MAPC.

Mr. Thompson distributed for the Board's information a communication to the Middlesex County Commissioners, dated May 17, 1983, from Town Counsel Paul L. Kenny setting forth reasons for his request that the County Commissioners deny Maynard's request for a formal hearing on its May 4 appeal of the Town of Sudbury Annual Town Meeting vote to discontinue a portion of the Town Way, Powder Mill Road.

Presentation of Awards - Town Report

Present: Chairman Patricia D. Drobinski, Town Report Preparation Committee; Award Recipients, families and friends.

Chairman Murray welcomed those in attendance, and along with Mrs. Patricia Drobinski, Chairman of the Town Report Preparation Committee, presented art and photography awards to children of kindergarten through high school age for materials selected for inclusion in the 1982 Annual Town Report.

Following the presentations, recipients, families and friends shared cake and coffee in honor of tonight's 150th session of the Town Fathers Forum.

Town Fathers Forum

At 8:00 p.m. Chairman Murray convened the 150th session of the Town Fathers Forum, a copy of which is attached and is a part of these minutes.

Chairman Murray then recessed the meeting for coffee, cake and conversation.

Sign Site Plan 83-255, Sudbury Motor Parts, 119 Boston Post Road

Present: Building Inspector Joseph E. Scammon.

On the recommendation of the Building Inspector, and in accordance with the Board's vote of April 25, 1983, the Selectmen signed site plan 83-255 of Sudbury Motor Parts, Inc., for property located at 119 Boston Post Road, entitled, "Site Plan of Land, Sudbury, Mass.", dated March 16, 1983, revised May 17, 1983, by GLM Engineering Consultants, Inc.

Hawkers and Peddlers License Application

Present: Henry A. Schlickman, 266 Manning Street, Hudson, applicant.

The Board was in receipt of a Hawkery and Peddlery License application dated May 20, 1983, from Henry A. Schlickman of 266 Manning Street, Hudson, to sell hot dogs and soft drinks on Route 20, approximately 3/10 mile from the Marlboro line, from 10:00 a.m. to 4:00 p.m. daily.

Responding to the Selectmen regarding his plans, Mr. Schlickman stated that he planned to sell hot dogs on the side of the road from a Coney Island-type pushcart, as was used in New York in the thirties, during the summer months.

Selectman Murray brought up the question of whether the Selectmen had jurisdiction to authorize such a license since Route 20 is a State road. Mr. Schlickman has a State Hawkers and Peddlers License which is subject to local regulations and those regulations state permission from the property owner, in this case the State, is required.

When Mr. Schlickman responded to Selectman Donald that his pushcart is transported on a truck and removed from the truck at the chosen location, Selectman Donald pointed out that local regulations for Hawkers and Peddlers, section E., stated, in part, "No vehicle used by a licensee shall stop upon any public or private way in the Town of Sudbury, where such stopping is allowed, for more than fifteen minutes." Selectman Donald added that she would like to hear from Police Administrative Assistant Lembo insofar as traffic safety is concerned before making her decision on this license application.

Selectman Fox stated he has a problem with this license; that he sees this as being a traffic hazard on Route 20.

At the conclusion of discussion the Selectmen took no action on the Hawkers and Peddlers License Application and directed the Executive Secretary to contact the Police Department for a report and to check with the State as to whether or not it is necessary for Mr. Schlickman to have permission to exercise a hawkers and peddlers license on State Route 20 in Sudbury and determine exactly where the cart would be set up. The Board told Mr. Schlickman that he would be notified as soon as all the required information had been gathered.

S.A.D.D. Roadside Signs

The Board acknowledged receipt of a communication dated May 19, 1983, from Susan Sartori, Students Against Drunk Driving (S.A.D.D.) Advisor, Lincoln-Sudbury Regional High School Chapter, relative to placing roadside signs in the Town to communicate S.A.D.D.'s message and requesting the Board to select a representative to serve on their panel of judges for a "design a sign" contest initiated by S.A.D.D.

During discussion, Selectman Murray commented about the precedent being set if S.A.D.D. were allowed to put up signs along Sudbury's roads; Selectman Donald directed the Executive Secretary to contact Police Administrative Assistant Peter Lembo for a recommendation; Selectman Fox suggested that an appropriate place for the sign would be in the area of the High School, perhaps the island at the intersection there; and in conclusion the Board agreed that it would like more information regarding the type of sign proposed but agreed that the community signs were available from time-to-time.

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

VOTED: To authorize S.A.D.D. to use the community signs at the Routes 20 and 117 Fire Stations subject to clarification from the Committee regarding time frames and approval of the Sign Review Board.

Selectman Donald stated her willingness to serve on the panel of judges for the "design a sign" contest, but the Selectmen agreed to hold that decision until the information noted above had been obtained.

Town Insurance

Present: Town Accountant James Vanar; Chairman William P. Reed, Gerd O. Haeberer, and Rita C. Cobb, Insurance Advisory Committee; and Charles W. Hall, Hall's Insurance Agency.

In preparation of a joint meeting with the Insurance Advisory Committee (IAC), the Town Accountant and Hall's Insurance Agency, the Board had in its packages the following communications/reports:

- 1) A list of "Municipal Liability Insurance Coverages" prepared by Lane England Associates, Inc., 271 Cambridge Street, Cambridge, under date of April 21, 1983;
- 2) An "Analysis of Casualty Coverage for the Town of Sudbury", including a revised worksheet and enclosing a Massachusetts Inter-local Insurance Association (MIIA) Savings Calculation Sheet, from Hall's Insurance Agency, dated May 10, 1983; and
- 3) "Recommended Alterations to the Existing Insurance Program", dated May 20, 1983, from Charles W. Hall, L.I.A., Hall's Insurance Agency.

Executive Secretary Richard E. Thompson stated that he had met with Mr. Hall to discuss the Town's insurance, had given him a copy of the April 21 Lane communication noted above, and had discussed with Chairman William Reed of the IAC the recommended alternatives from Mr. Hall (Hall's reports had been given to the representatives of the IAC who were present).

Mr. Reed commented that the Hall's Agency has done a good job but that there are areas/gaps which should be filled and he felt the necessary additional money should be spent for extended coverages in order to adequately protect the Town.

There was some discussion regarding these alternative coverages and costs involved. Mr. Thompson stated that the next step would be for the IAC to come back to the Selectmen with recommendations. Selectman Fox asked the IAC to put its recommendations to the Selectmen in writing. Mr. Thompson later stated that he would request Town Counsel's recommendations as well.

On the question of the amount of (S.M.P.) deductibles, raised by Selectman Fox, Mr. Reed stated he agreed with Mr. Hall on the uniform approach (\$10,000 deductible) for the same but only if the savings are uniform. Mr. Hall stated that there would be approximately a \$5,000 savings with a \$25,000 deductible on all the (S.M.P.) liability coverage. He added that there is an average of a 50% credit on Sudbury's rates which Hall's bases on 1) the present carrier's knowledge of the Town's management capabilities and low loss rates; 2) the long-standing experience with, and knowledge of, the Town of Sudbury; and 3) the influence Hall's has with the insurance carrier.

Certain specifics discussed were:

- regarding Pollution or Environmental Impairment Coverage. Mr. Hall said this was a new type of insurance and an application needs to be completed. Mr. Thompson stated he would fill out the application he has and forward it to Hall's who would obtain a quote for the Town;
- Mr. Hall and the IAC agreed that the Umbrella Excess Liability Policy Limit should be increased to \$5,000,000;
- the Board held any action to cancel the Fire and Police Accident Policy as recommended pending information to be gathered by Mr. Hall regarding availability of a replacement coverage.
- Mr. Thompson will follow up on the recommended consideration of purchasing Police Professional Liability Coverage.

On the subject of the Town's Workers' Compensation Policy, IAC member Rita Cobb stated that an important issue is whether or not to be involved in the MIIA of the Massachusetts Municipal Association, and raised many concerns/questions regarding the same; Ms. Cobb inferred she was not recommending that the Town do so at this time. Mr. Thompson invited Ms. Cobb to meet with Mr. Hall and himself and stated he would get back to the Board.

At the conclusion of discussion, Chairman Murray thanked everyone for their attendance and interest.

Accept Drainage Easement

It was on motion by Selectman Fox unanimously

VOTED: To accept and sign, on behalf of the Town, a drainage easement from Ronald F. and Joanne L. Santucci, as shown on a plan entitled, "Plan of Land in Sudbury, Massachusetts showing Proposed Drainage Easement Tanbark Road", dated May 4, 1983.

High School Bleacher

The Board noted receipt of a communication dated May 19, 1983, from Joseph E. Scammon to the Lincoln-Sudbury Regional High School Committee relative to his inspection of the bleachers at the High School. Selectman Murray stated he would be meeting with the Building Inspector on the matter.

Fort Devens Meeting

Selectman Murray stated he would attend the meeting at Fort Devens scheduled for June 1, 1983, at the Officers Club at 6:15 p.m.

MMA '83 Annual Meeting and Trade Show

Selectman Donald stated that she would attend the 1983 Annual Meeting and Trade Show of the Massachusetts Municipal Association, to be held at Dunfey's Hyannis Hotel, November 18-20, 1983. Both Selectman Murray and Fox stated that they would let the Executive Secretary know if they could attend.

Sudbury's Certification

On the subject of Sudbury's property valuation and certification by the State Department of Revenue, Mr. Thompson informed the Board that a meeting had been scheduled Tuesday, May 24 at 9:00 a.m. in the Assessors' office between McGee and Magane and the State for finalization and that he would update them further as things proceed.

There being no further business to come before the Board the meeting was adjourned at 10:20 p.m.

Attest: _____

Richard E. Thompson
Executive Secretary-Clerk