

IN BOARD OF SELECTMEN
MONDAY, DECEMBER 10, 1984

Present: Chairman Anne W. Donald, Myron J. Fox and Josiah F. Frost.

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

Renew Reimbursement Anticipation Note(s)/Road Reconstruction

Present: Town Treasurer Chester Hamilton.

In accordance with a letter dated December 7, 1984, from Town Treasurer Chester Hamilton, and following a brief discussion, it was on motion by Selectman Fox unanimously

VOTED: To authorize the Treasurer to renew reimbursement anticipation note(s) in the amount of \$30,000 which mature December 31, 1984, relative to Article 23, Union Avenue Reconstruction, and Article 24, Dutton Road Reconstruction, voted by the 1983 Annual Town Meeting.

Stone Tavern Farm

Present: Town Treasurer Chester Hamilton.

Mr. Hamilton stated he will have the final documents and bonds for signing relative to Stone Tavern Farm next week and, responding to Selectman Fox, stated that he would have Town Counsel verify them against the original proposal.

Renew Sunday Entertainment License/Ephraim's

It was on motion unanimously

VOTED: To renew the license of Kenbo, Inc., d/b/a Ephraim's Restaurant, 8 Village Green, for Public Entertainment on Sunday for the period December 30, 1984, through December 22, 1985.

Annual Auctioneer Licenses

It was on motion by Selectman Fox unanimously

VOTED: To renew annual Auctioneer Licenses for the following persons:

- J. David Coccoli, 22 Hadley Road
- Mitchell Bistany, 21 Old Meadow Road
- Eugene A. Kravitz, 531 Concord Road

1985 Census

Executive Secretary Richard E. Thompson referenced a communication dated December 2 from Town Clerk Jean MacKenzie relative to a Board of Registrars meeting of November 27, 1984, on the 1985 census. Mr. Thompson stated that

the Board of Registrars will cooperate with the Selectmen in conducting the State census in accordance with c.9, s.7 of the M.G.L., and that a Municipal Census Supervisor should be appointed for the same. The Town Clerk is doing the Town census separately. Mr. Thompson asked the Board for recommendations regarding the appointment of a Municipal Census Supervisor, stating that several names have already been submitted, and that he is particularly interested in one individual who will be available in February, and that he estimated the cost for the State census to be approximately \$6,400 - \$10,000; said cost will be reimbursed by the State once the census is submitted at the rate of one dollar per person (approximately \$15,000 to Sudbury).

Mr. Thompson recommended that the Board make the appointment at its next meeting, December 17. He noted that the State census will be done by mailing and that it is due to the State by June 15, 1985.

Appoint Special Police Officer

Present: Highway Surveyor Robert A. Noyes and Mark Hynes, Landfill Monitor.

Highway Surveyor Robert A. Noyes introduced newly-hired Landfill Monitor Mark Hynes. Mr. Noyes stated that landfill stickers are now available at the site between the hours of 8:00 a.m. - 3:30 p.m., Tuesday through Saturday and/or at the Highway Department, Monday through Friday, 7:30 a.m. - 4:00 p.m.; there is no cost for a sticker. Mr. Noyes expressed his opinion that this is already a very successful situation, and that the savings will more than pay for the salary of the Monitor. Mr. Noyes stated that Mr. Hynes has had work experience in working with people which is an asset to him in this position, that he will have an identification badge made up, that there is now a Landfill Monitor Station with radio communication between the station and the office, and that the Police Chief has been notified and will respond as needed. Mr. Noyes stressed the importance of police response, and, responding to the Selectmen, Mr. Thompson stated he would talk to Chief Lembo regarding radio communication with the Police Department, especially necessary on Saturday when the Highway office is not open. Mr. Noyes pointed out that there could be as many as 1,500 cars on any given Saturday.

It was noted that there is a \$200 fine for violators of the rules and regulations of the Landfill. Mr. Hynes stated that he is checking commercial haulers as well as individuals and had sent away a lot of people who were not residents.

Mr. Noyes informed the Board that he has Mr. Hynes keeping records, and that he will give the Board an update after they have had some time to monitor type of use and peak hours.

Responding to Selectman Fox, Mr. Hynes stated there has not been a problem with cars backing up on Route 20 as a result of the checking, but that there is a problem of four or five cars getting by without being checked while he is issuing a sticker, a 3-4 minute process.

Selectman Fox suggested that when permits are issued they be checked against the list of persons which Mr. Hynes stated he is doing; Selectman Fox

stated that would also be a way to prevent against several permits being issued to the same person and possibly "re-distributed".

On the question of whether Mr. Hynes should be appointed special police officer, and following discussion, the Board agreed that he should be appointed to give the job more credibility, for more visibility and, technically, to be able to hold someone and to relieve the Town of any liability associated with the same. Mr. Thompson added that it was part of the job description, and that Mr. Hynes was hired subject to his being qualified as a special police (requires approval by the Selectmen). Mr. Thompson referenced a communication from the Police Chief, dated December 6, recommending his appointment and requesting that Mr. Hynes meet with the Chief to discuss the duties and responsibilities of a special police officer, and noted that Town Counsel recommends his appointment, subject to Mr. Hynes meeting with the Chief. Although the Board agreed to the appointment, it was a consensus, following some discussion, that the Landfill Monitor not be issued a pistol permit and to notify the Police Chief accordingly.

It was on motion by Selectman Fox unanimously

VOTED: To appoint Mark Hynes, 249 Main Street, Acton, as a Special Police Officer, for a term to expire April 30, 1985, subject to approval of Police Chief Peter Lembo upon meeting with Mr. Hynes.

Discussion/Personnel Board 85ATM Articles

Executive Secretary Richard E. Thompson stated that he would meet with the Personnel Board at its December 18th meeting as the Board had requested, and that he would like to have all the Selectmen's comments on the Personnel Board's articles and Warrant reports by then.

The Board commented on the following items which they would like Mr. Thompson to relay to the Personnel Board:

1) that the positions of Town Counsel and Assistant Town Counsel not be included in the Salary and Classification Plan; and

2) that the four individually-rated salaries not be included in the salary schedule for FY86 for reasons previously stated to the Personnel Board when members of that Board met with the Selectmen December 3.

3) The Board felt that the merit pay being suggested by the Personnel Board would be hard to administer in Town government and agreed with the Executive Secretary's recommendation that the Personnel Board should look into rewarding an employee who has reached maximum by offering an incentive - one additional vacation day based on number of years, and that the Personnel Board should look into longevity compensation as an incentive, as well; and

4) concern regarding completion of the review of the clerical structure prior to Warrant printing time so that it will not be necessary to inform people by way of a handout.

FY86 Budgets

a) It was on motion

VOTED: To preliminarily approve the Fire Budget for submission to the Finance Committee. The Board had previously reviewed the same on December 1, 1984.

(Selectman Frost abstained from voting.)

b) On the subject of the Unclassified Budget and following discussion of the FY86 line items: 1) 950-93 Hydrant Rental, and 2) 950-101 Salary Adjustment, it was on motion by Selectman Fox unanimously

VOTED: To support the amount budgeted last year under line item 950-93, Hydrant Rental, (approximately \$23,000) plus any new hydrants.

and it was further on motion unanimously

VOTED: To not submit a figure for the 950-101 Salary Adjustment account at this time; the Executive Secretary is to make a recommendation on the same after meeting with the Personnel Board on December 18.

The Board directed Mr. Thompson to discuss the above vote relative to hydrant rentals with Mr. Winthrop Fairbank, Executive Secretary of the Sudbury Water District.

Cancel December Forum

It was on motion by Chairman Donald unanimously

VOTED: To cancel the Town Fathers Forum for the month of December.

Selectmen's Capital Improvement Projects '85-90

Following a brief discussion, the Board approved a draft letter, prepared by the Executive Secretary under date of December 10, to the Long Range Capital Expenditures Committee, submitting Capital Improvement Projects for the 1985-1990 Capital Improvement Program.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the Regular Session of December 3, as corrected, and the Executive Session of that date, as drafted.

FY85 TIP

The Board acknowledged receipt of a communication dated December 5, 1984, from the Metropolitan Area Planning Council in response to Selectmen comments concerning Sudbury projects listed in the Draft FY85 Transportation Improvement Program. The Board agreed with the Executive Secretary's recommendation that, in January, he, the Town Engineer, and Selectman Frost go

into the Department of Transportation to follow up on this matter. The Board directed the Executive Secretary to check with the Town Engineer to be sure that the DPW is talking about sidewalks on both sides of Route 20 the length of the State Route 20 widening project.

Aquifer Study Article

At 7:00 p.m. this evening, prior to the start of the Selectmen's meeting, the Selectmen attended the Planning Board meeting to discuss the question of an article to fund a town-wide aquifer study. The meeting was attended by members of the Conservation Commission, the Board of Health, the Sudbury Water District, the President of the League of Women Voters, and the Finance Committee liaison to the Planning Board.

The following is a brief summary of that meeting:

- Planning Board Chairman Thomas Phelps referenced a Planning Board letter of November 26 requesting input from Town officials/boards relative to a Ground Water Aquifer Mapping Article to appropriate money for professional services for conducting a Town-wide aquifer mapping study in order to prepare at some later time an aquifer protection zoning bylaw.

- Requests for Proposals for said study have gone out - bid closing is December 24; estimated cost of the study is \$50,000. If a firm is awarded a contract to do the study, it will be provided with existing information on this subject, i.e., the Mott's Study (completed approximately ten years ago) and a study which will be completed for the Water District and made public this month by Consultant, Dr. Edward Chiang.

- The Planning Board feels the article should be jointly supported and sponsored by the Selectmen.

- The League of Women Voters President, Helen Casey, suggested that the Water District sponsor such an article on its Warrant for its Annual District Meeting since it is not under the constraints of Proposition 2½ as the Town is.

- The Water District supported the article if the Town pays for it and noted that the District's Annual Meeting generally appropriates \$20,000 for water exploration yearly; consultant services of Dr. Chiang are being paid for out of the \$20,000 appropriated at its 84ATM.

- Planning Administrator Lee Newman stated that application can be made to the State through a funding program for the potential of receiving up to \$50,000 for the purchase of land for aquifer protection - part of that money can be used to finance field data collection.

After convening the Selectmen's meeting at the Loring Parsonage, this subject was continued as follows:

The Board confirmed its position that if this article is submitted jointly by Town boards for the 85ATM Warrant for Town funding, the Selectmen will sponsor the article; however, Selectman Frost stated he did not support

the Town funding the article for the following reasons: 1) Sudbury has a better reservoir of water than any other town around - there are plenty of wells in Sudbury; 2) he has a lot of faith in the Water District, and if there is to be a study, it should be done by them, not by the Town which is under restraints of Proposition 2½. He added that people who are interested should attend the Water District meeting next February.

At the conclusion of discussion, it was on motion unanimously

VOTED: To request that the Sudbury Water District put on its Warrant for its February 1985 Annual District Meeting, an article to appropriate a sum of money for professional services to conduct a Town-wide aquifer mapping study.

The Board directed Mr. Thompson to inform the Water District of the Board's vote. The Board agreed with Selectman Fox that the Planning Administrator should be the one contact person in Sudbury through which all information on the subject is funneled and distributed and she should be so notified.

Planning Advisory Committee Meeting

Chairman Donald stated, as representative to the Growth Advisory Group, that she had been invited to attend a Planning Advisory Committee Meeting (a group organized to keep citizens involved with Town planning), Wednesday, December 12, at 8:00 p.m., sponsored by the Planning Board, to discuss various issues relative to general Town planning. Selectman Donald stated she had a conflict of appointments and following discussion, the Board directed Mr. Thompson to notify the Planning Board of the following: 1) that the meeting was premature in that the final draft of the Master Plan had not yet been received; and 2) that he schedule a meeting with the Planning Board and the Selectmen to discuss the same when it is received and made public, i.e. necessity of a permanent Growth Advisory Group and implementation of the same.

Group to Assist Moderator

On the recommendation of Selectman Fox and following discussion, it was on motion unanimously

VOTED: To create a group consisting of the Chairmen of the Board of Selectmen, the Finance Committee and the Committee on Town Administration, the President of the League of Women Voters and the Town Moderator, to recommend to the Moderator methods to use to make the Town Meeting more easily understood by the voters; specifically, in reference to the budget and the Bourne Rule, Proposition 2½, the override, the stabilization fund and free cash; that said information be presented to the Board of Selectmen for discussion and possible publication of the same prior to the 85ATM.

At the suggestion of Selectman Fox, Chairman Donald agreed to schedule such a meeting.

Happy Hour Regulations

Selectman Fox referenced a communication received from the State Alcoholic Beverages Control Commission, dated November 23, 1984, enclosing the new "Happy Hours" regulations, and directed Mr. Thompson to forward a copy to each licensed establishment in Sudbury.

SHA '85ATM Article

The Board noted receipt of a communication sent to Town Counsel's office, dated December 4, 1984, from the Sudbury Housing Authority Executive Director, Jo-Ann Howe, enclosing an "article" for the 85ATM which, by its format, is asking the Town several questions related to elderly, handicapped and low-income housing in Sudbury.

Executive Secretary Richard E. Thompson stated that this type of "ballot question" or "resolution" would create an emotional debate on Town Meeting floor on both sides, and that this is not a healthy way to proceed. His suggestion was that the SHA should come up with a specific program(s) for Town Meeting to vote on.

Following discussion, the Board agreed with Mr. Thompson, and there was a consensus of the Board that Selectman Fox should contact the Chairman of the Housing Authority relaying that this discussion had taken place and advising the SHA accordingly.

Mr. Thompson stated further that there might be a need for additional low-income housing in Town, but that he did not feel the Town had the money to supplement Chapter 705 funding; he mentioned that the Oliver Land is available and it adjoins other land belonging to the SHA.

Selectman Frost directed Mr. Thompson to talk to Town Counsel regarding questioning the State Auditor's Office about supplementing the State \$65,000 allowance to cities and towns for 705 single-family housing, if, in fact, the State is mandating that the Town meet the 4:1 ratio (four units congregate housing to one unit low-income housing).

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