

IN BOARD OF SELECTMEN  
MONDAY, MARCH 19, 1984

Present: Acting Chairman 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 Acting Chairman Donald.

V.S.H. Realty Trust, Inc., 470 Boston Post Road

Relative to continued consideration of the Cumberland Farms site at 470 Boston Road, owned by V.S.H. Realty Trust, as to its compliance with conditions of Town Boards in conjunction with its license to store inflammables and site plan approval, Executive Secretary Richard E. Thompson noted telephone conversations with both Conservation Commissioner Jeffrey W. Moore (March 15) and Mr. Richard Longton of V.S.H. Realty (March 16), and the following:

- a communication from the Conservation Commission, dated March 19 and received in the office today, stating that the Commission had received a request from V.S.H. Realty for a certificate of compliance, that the Commission had inspected the site and it appeared that the hydrocarbon monitor had been installed although the Commission was unable to monitor its operation and, therefore, requesting a report confirming the operations of this alarm system be submitted by the company which installed it; also, the Commission is requesting quarterly reports on the status of monitoring well observations, gasoline discrepancies and spills, be filed periodically with the Board of Health and/or the Conservation Commission.

Following a brief discussion, it was on motion by Selectman Fox unanimously

VOTED: To not revoke the gasoline storage license and site plan of V.S.H. Realty, Inc., for property located at 470 Boston Post Road, provided that: 1) V.S.H. Realty, Inc., provides the Selectmen with a report in the next ten days from the company which installed the alarm system (Zecco, Inc.) assuring the Town that the system operates properly; and 2) V.S.H. Realty, Inc., provides the Town (Conservation Commission and Board of Health) with quarterly reports for at least a one-year period on the status of monitoring well observations, as requested in the above-noted communication from the Conservation Commission.

Selectmen's Policy/Pro-rated License Fees

As a result of a recent request to pro-rate an annual liquor license fee, discussed at the Selectmen's March 12 meeting, the Executive Secretary had provided the Board with its most recent policy on the subject (vote of October 24, 1983).

The Selectmen agreed that the wording of the above-noted vote needed clarification.

Selectman Fox stated his definition of a new liquor license - no license for a particular establishment issued before; and a definition of a transfer license - one paid for for the calendar year.

Selectman Donald concurred with Selectman Fox, and following his suggestions for pro-rating fees for all annual licenses issued by the Selectmen and a brief discussion, it was on motion by Selectman Fox unanimously

VOTED: To clarify the Selectmen's policy and procedures as it pertains to pro-rating all annual license fees, as follows:

- new licenses: pro-rated on a quarterly basis - if paid during January, February, March, the full annual fee due; April, May, June, nine-twelfths fee; July, August, September, half of annual fee; and October, November, December, one quarter of annual fee to be paid by applicant; and

- transfer licenses: if the annual fee is paid in full by the transferor (seller), that that fee be credited to the transferee (buyer), and that the buyer be charged a total of one-twelfth of the annual fee for the administration expense of transferring the license.

Executive Secretary Richard E. Thompson stated he would so inform the Board within the week if, after double checking the over-all annual license fees, there is any conflict with the above votes.

Philip's Pizza, 447 Boston Post Road/Pro-rate Liquor License

At its March 12 meeting, the Board had briefly discussed the request to pro-rate the annual fee for the liquor license for the above-captioned property and agreed to review the Board's policy on the same before making a decision.

Accordingly, the Board agreed that the annual liquor license fee for Philip's Pizza should be pro-rated as voted tonight under the Selectmen's policies and procedures in the category of transfer licenses.

(Note: Mr. Magiannis would pay to the Town one-twelfth of the annual liquor license fee.)

Deferred Compensation Program

Present: Town Treasurer Chester Hamilton.

It was on motion by Selectman Fox unanimously

VOTED: To table, until there is a full Board of Selectmen, discussion of a deferred compensation program for Town employees, as requested by the Town Treasurer in his letter of March 7, 1984.

Selectman Fox felt it was a conflict of interest for him to take part in any discussion and/or vote on the subject since his wife is a Town employee.

Support Home Rule

It was on motion by Selectman Donald unanimously

VOTED: To support the County Government's Charter Reform Legislation, "An Act Establishing Procedures for the Adoption of Home Rule Charters by Counties", by responding in writing to communications from the State Joint Committee on Counties and the Massachusetts Municipal Association, dated February 22, and March 6, respectively.

Massachusetts Insurance Coverage Costs

It was on motion by Selectman Fox unanimously

VOTED: To acknowledge receipt of a March 14, 1984, communication from the City of Chicopee, enclosing a resolution for signature solicitation protesting automobile insurance rates in Massachusetts.

Insurance Bids

The Board was in receipt of a communication, dated March 15, from Town Accountant James Vanar, recommending that the firm of Betterly Associates of Worcester be engaged at an approximate cost of \$1,500, to professionally review and make a recommendation on insurance bids once bids are received.

Responding to Selectman Fox, Mr. Thompson stated that Mr. Vanar had attended a seminar where he met members of the firm of Betterly Associates; this firm would have no vested interest in bidding for the insurance. Also responding to Selectman Fox, Mr. Thompson stated that the Town is not required to go out to bid for professional services, and more specifically, that the Town is required to go to public bid for expenditures over \$4,000.

Selectman Fox agreed with Mr. Vanar's recommendation and further suggested that this firm be asked to review the Town's specifications, provided the cost is not prohibitive, after the specs have been developed by the Town Accountant, in conjunction with the Executive Secretary and the Insurance Advisory Committee, which, he felt, would be beneficial to the firm in its evaluation of the bids received.

It was on motion by Selectman Fox unanimously

VOTED: To engage the firm of Betterly Associates of Worcester, at a maximum cost of \$1,500, to 1) review and make a recommendation on Town insurance specifications, to be developed by the Town Accountant, with input from the Executive Secretary and the Insurance Advisory Committee, and 2) evaluate all insurance bids received, in order to give the Town a recommendation for contracting a firm to provide insurance coverage, in accordance with a communication, dated March 15, 1984, from Town Accountant James Vanar, subject to Town Meeting appropriation of funds for this consultant in the Accounting Department budget.

Transfer Requests

It was on motion by Selectman Fox unanimously

VOTED: To approve the following transfers from the Reserve Fund:

a. No. 34, dated March 19, 1984, to Account 521-13, Accounting Clerical, in the amount of \$2,259, representing sixty days of sick leave buyback due Mrs. Roberts, who is retiring; and

b. No. 37, dated March 19, 1984, to Account 950-94CF Copying Service, in the amount of \$1750, requested by the Selectmen's office, in order to cover expenses associated with copying service.

Public Hearing: Street Acceptances

Present: Dianne E. Willcox and Nancy L. Douttiel, 25 Winter Street; Leon E. and Moira Lataille, 22 Summer Street; and Albert M. and Catherine L. Marden, 26 Summer Street.

Acting Chairman Donald convened a public hearing for the purpose of the Board voting and signing layouts of Town ways in conjunction with 84ATM Street Acceptance Article 32, Portion of Winter Street, and Article 40, Portion of Powder Mill Road.

Executive Secretary Richard E. Thompson stated that notice of the intention to lay out these Town ways had been voted on January 30, and abutters notified on March 6, return receipts received.

Following review of the layout plans and comments by abutters, Executive Secretary Richard E. Thompson encouraged Winter Street abutters to attend Town Meeting and to have a prepared statement ready in support of Article 32, pointing out that there would be some opposition from the Finance Committee, which does not support the \$15,390 appropriation, further noting that this article requires a two-thirds vote.

Mr. Leon Lataille, 22 Summer Street, on behalf of the abutters, stated that, although Winter Street is a private way, it is used by a lot of people, which adds to the wear and tear of the road. Also, the abutters feel that adjacent Summer Street, a paved public way, is being gradually undermined by the erosion taking place on Winter Street, and that it would be in the best interest of the Town from that standpoint to accept Winter Street.

It was on motion by Selectman Donald unanimously

VOTED: To approve and sign the street layouts for a portion of the following Town Ways:

- 1) Winter Street, as shown on the following plans:
  - "Plan of A Portion of Winter Street As Laid Out By The Town of Sudbury, Massachusetts", dated December 14, 1983;
  - "Plan & Profile of A Portion of Winter Street, Prepared By The Town of Sudbury Engineering Dept.", dated November, 1983;
  - "Const. Details For A Portion of Winter Street, Prepared By The Town of Sudbury Engineering Dept.", dated November, 1983; and
  - "Winter Street", dated November, 1983.

2) Powder Mill Road, as shown on the following plan:

- "Plan of A Portion of Powder Mill Road In The Town of Sudbury", dated January 25, 1984.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the Regular Sessions of March 5 and 12, 1984, both as amended, and to approve the Executive Session minutes of March 5, as drafted.

Site Plan 84-274, G. Burton Mullen et al, 410 Boston Post Road

Acting Chairman Donald reconvened a public hearing (continued from March 5) on Site Plan 84-274 of G. Burton Mullen and Howard A. Fafard, for property located at 410 Boston Post Road.

Executive Secretary Richard E. Thompson informed the Board that Mr. Mullen had requested continuation be re-scheduled until after his meeting on Wednesday, March 21, with the Board of Health, and that Mr. Mullen would be in later in the evening to personally request the same from the Board - that he was attending his own meeting with the Sign Review Board at this hour.

Mr. Russell Kirby, 244 Boston Post Road, questioned whether the Selectmen should compromise the provisions of a bylaw, specifically one which states that parking be in the rear of the building wherever possible, in order to accommodate the applicant's desire to have a larger building by placing the parking in front, on any site plan coming before the Selectmen for approval, and, specifically, the Mullen Site Plan which is in an area described by the Planning Board as being over developed.

Mr. Kirby expressed his opinion that the intent of this bylaw is to control the development of property and protect the interest of all parties involved. Mr. Kirby further stated that the clause "wherever possible" was irrelevant.

Selectman Fox stated this is one of the few bylaws which has that clause - most are more specific - and disagreed with Mr. Kirby, stating that there must have been some reason for it being included since it had been adopted by Town Meeting.

Mr. Kirby stated his recollection of a statement made by Selectman Fox at the site plan hearing on March 5 - that it was his instruction to the Building Inspector to notify applicants that in the future he personally would not vote to approve any site plans, regardless of how far along it had gone, if the parking were not in the rear.

Selectman Fox responded that he did not think he had made that blanket statement but had asked the Building Inspector to instruct everyone who comes before him on site plans be made aware of what the bylaw says - that wherever possible the parking should be in the rear. (The minutes of March 5 confirmed Selectman Fox's comment.)

Responding to the criteria used by the Selectmen in determining whether to enforce the parking bylaw, Selectman Fox stated his opinion that building "mass" close to Route 20 is objectionable, and that it would be his preference to see the building set back from, and perhaps perpendicular to, Route 20 with parking alongside it.

Selectman Donald added that on this particular site plan, consideration had to be given to the septic system as well, since it was impossible to have it in the wetland area to the rear of the lot and, therefore, it is proposed to be located under the parking area.

Mr. Kirby questioned whether it would be possible for the septic system to lie within the 50' setback requirement of the building from the road. The Selectmen did not know what the Board of Health's position would have been on this suggestion.

It was on motion by Selectman Fox unanimously

VOTED: To table further consideration of the above-captioned site plan until later in the evening when Mr. Mullen would be present, with the suggestion that the same be re-scheduled to the Board's March 28 meeting, at 7:05 p.m.

Later in the evening, upon the arrival and concurrence of Mr. Mullen, it was on motion by Selectman Fox unanimously

VOTED: To re-schedule by mutual consent to Wednesday, March 28, at 7:05 p.m., continued consideration of Site Plan 84-274 of G. Burton Mullen and Howard A. Fafard, for property located at 410 Boston Post Road.

#### Loring School

The Selectmen acknowledged receipt of material provided by the Executive Secretary relative to previous bids/offers for Loring School and asked that the following issues be resolved relative to any sale:

- finalization of the acreage to be retained by the Town for the ballfield - the Town Facilities Committee had originally recommended approximately 6.77 acres;

- that the question of parking, the circular drive and parking area, be resolved between the parties involved - Selectman Fox questioned a deed being conditioned on a right to the Town to access the parking areas when using the ballfield, a previous recommendation of the Town Facilities Committee, and the conflict that could present to the owner/user of the building;

- with respect to the proposal from B'nai Torah, Selectman Fox asked that the Town Accountant be asked to calculate the present value of \$17,000 a year for ten years, which he suggested would be substantially less than if the \$170,000 were paid in one lump sum, and interest accrued on that amount over the same number of years.

Regarding the proposals received and turned down by the Selectmen in the past, Selectman Fox stated that, although he was not a Selectman at that time, in reviewing the same, it appeared to him that only two of the bids might have

been feasible - The Longfellow School's offer to purchase the property for approximately \$125,000-150,000, and Urban Development's offer of \$140,000. Selectman Fox further noted that the Town Facilities Committee was of the opinion that it would not support any proposal for use requiring a variance/special permit from the Board of Appeals.

Additionally, Mr. Thompson responded it had been the Selectmen's position, at that time, that the land was more valuable than any offer received. The Selectmen felt that they would rather see the building demolished and the land retained as open space for the Town. Mr. Thompson also pointed out that this had been the Selectmen's first go around dealing with excessed schools - it was a very volatile situation - pointing out that there had been a great deal of concern and opinion expressed by the neighborhood about what should be done with the property and a lot of interest by the Lincoln-Sudbury Regional District Committee to use the school for L-S West, which was also objectionable to many of the neighbors. Mr. Thompson stated that the Selectmen were meeting two to three times a week during that period, which was just prior to Town Meeting, on this whole subject.

Selectman Donald stated that, in recent conversation with Mr. Hammel, he informed her that the Longfellow School had submitted a proposal a few years ago to lease the Loring School for \$30,000 a year, and Selectman Donald had asked Mr. Thompson to check the file on the same. It was noted that the only correspondence in the file from the Longfellow School to lease Loring School was a proposal dated April 22, 1982, to lease the school for \$18,000 per year.

Selectman Fox commented that in hindsight, he could understand why the offers did not look good then and not look that bad today.

Mr. William Henchy of Adams-Russell told the Board that he calculated the present value of \$17,000 a year for ten years at 10% and came up with a figure of \$104,383.94.

Selectman Fox directed the Executive Secretary to contact the Town Accountant, as previously discussed and regarding the above, also questioning if one could assume the rate would be approximately 10%.

Site Plan 83-252 Extension - John McGreenery, 345 Boston Post Road

Present: John McGreenery; Building Inspector Joseph E. Scammon; and Fire Chief Michael Dunne.

In consideration of the application of John McGreenery, John McGreenery Nominee Trust, for extension of Site Plan 83-252, for property located at 345 Boston Post Road, Executive Secretary Richard E. Thompson noted communications from the Building Inspector, the Town Engineer, the Planning Board and the Board of Health, recommending approval as there is no change in the plan (Board of Health permit was renewed March 16); also, no action is required at this time by the Conservation Commission, but it reserves the right to request determination of applicability hearing if there are any changes in the future.

Mr. John McGreenery confirmed that there have been no changes in the site plan, showed Selectman Fox the architectural renderings, since he was not a

Selectman at the time the site plan had been approved (March 7, 1983), and explained that the extension was necessary because of an architectural delay and weather conditions.

It was on motion by Selectman Donald unanimously

VOTED: To approve a one-year extension of site plan 83-252 of John McGreenery, McGreenery Nominee Trust, for property located at 345 Boston Post Road.

The Board signed the site plan.

#### Burroughs Communication/Accounting Computer

The Board acknowledged receipt of a March 15, 1984, communication from Mr. John P. Quinn, Account Representative of Burroughs Corporation, requesting a meeting with the Selectmen to discuss the Town Accountant's choice of vendor for the computer system for his office. The Selectmen stated they each recieved personal notes from Mr. Quinn stating that Burroughs should have been awarded the bid (this award is subject to 84ATM appropriation) as it was the "responsible" low bidder.

Selectman Fox commented on Mr. Quinn's distasteful approach but asked for clarification from the Town Accountant relative to his choice and whether any of Mr. Quinn's points are correct.

At the direction of the Board, Executive Secretary Richard E. Thompson stated he would report back to the Board after consulting with Mr. Vanar, as soon as possible.

#### 84ATM Article 11 Design Funds, Sherman's Bridge

Following discussion of a communication from Keyes Associates - Architects/Engineers/Planners, dated March 6, 1984, relative to alternatives for the Town's consideration relative to repair/reconstruction of Sherman's Bridge, it was on motion by Selectman Fox unanimously

VOTED: To direct Executive Secretary Richard E. Thompson to get together with the Finance Committee and the Highway Surveyor, before Article 11, Design Funds, Sherman's Bridge - an appropriation request of \$50,000 - comes up at Town Meeting, and report back to the Board.

#### Fire Association Luncheon

The Board was in receipt of an invitation, dated March 15, 1984, from Fire Chief Michael Dunne, on behalf of the Massachusetts Fire Chiefs' Association, to a luncheon at the Wayside Inn, Wednesday, April 18.

Selectman Donald stated she will attend.

#### Fire Hydrants

Present: Fire Chief Michael Dunne.



Selectman Fox referenced the Fire Chief's monthly report for February, specifically, the Chief's reference to fire hydrant rental costs and whether that cost includes snow removal, and asked the Chief to respond.

The Chief stated that he had ordered his Department to shovel snow from hydrants, in the interest of public safety, because the Water District did not have the manpower to do so, and that had resulted in a letter of complaint to the Water District from his men, who do not feel their contract calls for them to shovel snow.

Selectman Fox directed the Fire Chief to discuss the issue with the Water District and try and resolve this very important issue - how to get this job accomplished in a more efficient, cost-effective way, and report back to the Board.

#### Local Aid

Present: Alan H. Grathwohl, Lincoln-Sudbury Regional School District Committee.

The Board was in receipt of a March 9, 1984, communication from State Commissioner Ira A. Jackson, Department of Revenue, enclosing FY85 Cherry Sheets.

Selectman Fox called the Board's attention to page 2 of the above-noted communication which explains a change in the FY85 regional school credits - the elimination of the automatic "pass-through" of funds directly to the regional school district. For FY85 it will be up to individual municipalities to choose the appropriation process in terms of how much of the Cherry Sheet Estimated Receipts slated for the regional school should be applied to that school's budget and, if any, how much should be applied to municipal needs.

Responding to the Selectmen relative to the regional school districts, Executive Secretary Richard E. Thompson stated that the assessment for the Minuteman Vocational-Technical School will be \$12,379 less than the current assessment in the budget because it received additional aid of approximately \$146,000 after other offsets and adjustments. Lincoln-Sudbury will receive additional aid of \$157,779 (Sudbury's share being \$133,512.59).

Mr. Thompson explained to the Board that the Lincoln-Sudbury Regional School District Committee decided to try to get a consensus on how to proceed prior to Town Meeting by contacting the Boards of Selectmen from both Towns, both Town Counsels and its legal counsel. Mr. Thompson went on to say that the Lincoln Board of Selectmen, its counsel and FinCom, counsel for the Regional School Committee and Mr. William Gervais, Sudbury FinCom, have agreed that the Cherry Sheet should be disregarded and the Town should proceed to Town Meeting with the assessments recommended by the Regional School District Committee. (Mr. Grathwohl said Mr. Gervais' opinion was personal - the Sudbury FinCom had not formally voted.)

Mr. Alan H. Grathwohl, member of the Lincoln-Sudbury Regional School District Committee, explained the real issue is that the Cherry Sheet reflects amounts which have not been passed by the legislature, and that, until the

amounts are passed, there is serious concern as to whether the District would actually receive the amount of aid stated.

When Town Counsel Paul L. Kenny arrived later in the evening, Mr. Grathwohl asked him about the situation, and Town Counsel stated he would get back to Mr. Grathwohl and, likewise, the Board of Selectmen.

Selectman Fox briefly questioned Mr. Thompson on the format of, and the distribution of certain funds on, the Cherry Sheet.

#### Wayland/Sudbury Septage Facility

Present: Chairman William W. Cooper, Operational Review Committee.

Executive Secretary Richard E. Thompson updated the Board on a conversation he had earlier today with Edward N. Perry, Executive Secretary to the Wayland Board of Selectmen. Mr. Perry stated that the Wayland Selectmen and Mr. Cooper of the Operational Review Committee (ORC) would be meeting in Executive Session this evening to discuss current litigation involving the ORC and the contractor for the Wayland/Sudbury Septage Facility, and that he would call Mr. Thompson in the morning to update him on that meeting.

Mr. Thompson informed the Board of a meeting scheduled for Tuesday, March 27, at 7:30 p.m., at the Septage Facility for the purpose of touring the facility. Selectman Donald stated her intention to attend; Selectman Fox stated he is unable to attend.

Mr. Thompson stated that Mr. Perry suggested both the Sudbury and the Wayland Selectmen meet on the 27th, to discuss the current litigation.

Chairman of the ORC, Dr. William W. Cooper, who stated he was at the meeting to personally invite the Selectmen to attend the Tuesday, March 27th meeting, concurred with Mr. Thompson's comments, especially that a meeting should be convened between the two Boards, but on some other date than the 27th. Dr. Cooper felt it was vital that the two Boards meet and be updated on the status of the legal situation.

Accordingly, the Board directed Mr. Thompson to schedule a meeting with the Wayland Selectmen and to so inform Dr. Cooper so that he could be present.

#### Donation - U.S. Flag

Executive Secretary Richard E. Thompson informed the Board that a U.S. flag, formerly belonging to James A. Goodman, retired from the New York City Police Department, had been donated to the Town by his son, James F. Goodman, to replace the old flag at the Sudbury Police Department.

It was on motion by Selectman Donald unanimously

VOTED: To accept with appreciation, on behalf of the Town, a U.S. flag, as noted above.

Cable Television Provisional License

Present: William C. Henchy, Adams-Russell; Joseph D. Bausk and Margaret Anne Ward, Cable Advisory Group.

Acting Chairman Anne W. Donald convened a meeting to discuss the provisions of a cable television provisional license to be issued to Adams-Russell CATV Division.

Town Counsel Paul L. Kenny began to update the Board on his meeting earlier this evening with the Cable Advisory Group, and, specifically, the items they were in agreement with as listed in Mr. Henchy's March 12 response to Town Counsel's March 9 recommended changes to the provisional CATV license prepared by Adams-Russell - items #20, 21, 26 and 31; however, in the essence of time, the meeting was adjourned with direction from the Board that Mr. Kenny meet with counsel from Adams-Russell to formalize a mutually agreeable provisional license which will include comments from the Cable Advisory Group as well.

(Note: review was incomplete at this point.)

Mr. Kenny had stated in his opening remarks that there were some items left out of the amended provisional license which he felt were important and should be included, and that there were some corrections, specifically, on page 180, the Town of "Walpole" should be corrected to read the Town of "Sudbury"; on page 34, supplementary note #3 should include cost if possible (Mr. Henchy stated that the cost of this item is \$5 but fluctuates and is the reason for not including it); also, on page 70 "ten days" should be changed back to "three months".

Mr. Kenny had also referenced his March 9, 1984, communication to the Board of Selectmen listing recommended changes to the provisional license which had been prepared by Adams-Russell, and stated that the points/concerns raised are from a legal standpoint, together with the technical concerns raised by the Cable Advisory Group, and do not represent his personal opinion other than from a legal standpoint and what he considers consistent with the application that was filed.

Earlier, responding to Dr. Margaret Anne Ward of the Cable Advisory Group relative to automatic exposure to the Playboy station, Mr. Henchy stated that towns are surveyed prior to offering that or any controversial station, and that there are separate trunks and cable systems available according to what the various towns want.

Mr. Kenny had made a second attempt to review in order the points listed in his March 9 communication, and after a lengthy discussion of points 1-5, the consensus, as noted-above, was to have Town Counsel finalize the provisional license with counsel from Adams-Russell, it being the opinion of the Selectmen that they would only be supportive of Town Counsel's recommendations.

In conclusion, Mr. Kenny stated he wanted to make very clear now that his recommendation would be that the original application from Adams-Russell, dated March, 1983, should be incorporated by reference into the provisional and final licenses.

Mr. Henchy indicated his displeasure at the Town having taken since December 9, 1983, to review the suggested draft, further commenting that he has been in the business over twenty years, has issued over one hundred licenses, and has never seen comments so far varied from some of the rules of the Federal regulations and from what he thought was the normal practice; he felt they would have a hard time coming to agreement.

Town Counsel commented that the alternative to a mutually-agreeable license is that the Town could adopt his (Mr. Kenny's) recommendations and issue the license accordingly.

In conclusion, Selectman Fox asked Mr. Henchy to call Town Counsel, that he was certain they could work together.

The Selectmen directed the Executive Secretary to re-schedule a meeting to deal with a finalized cable provisional license.

Acting Chairman Donald thanked Mr. Henchy and the Cable Advisory Group for their attendance.

Executive Session

At 10:35 p.m. it was on motion by roll call

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

(Roll call vote: Selectman Donald, in favor; Selectman Fox, in favor.)

Acting 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 11:10 p.m.

Attest: \_\_\_\_\_

Richard E. Thompson  
Executive Secretary-Clerk