

IN BOARD OF SELECTMEN  
TUESDAY, APRIL 8, 1986

Present: Chairman Josiah F. Frost, Anne W. Donald and David A. Wallace (arrived late).

The statutory requirements as to notice having been fulfilled, the meeting was called to order at 7:00 p.m. by Chairman Frost in the Lincoln-Sudbury Regional High School Library.

Sale of Land of Pratts Mill Road - Purchase and Sale Agreement

On the recommendation of Town Counsel Paul L. Kenny, it was on motion

VOTED: To sign the Purchase and Sale Agreement, dated March 18, 1986, as approved by the Board on March 10, 1986, between the Town of Sudbury (Seller) and Algonquin Council, Boy Scouts of America, Inc. (Buyer), relative to the purchase of the Town-owned property off Pratt's Mill Road and the subsequent transfer of a portion of that land to the Water District; such transfer being subject to the ability of the proposed buyer of the remainder to obtain five buildable lots. The Board noted receipt of the \$1,000 deposit.

Drainage Easement - Pheasant Meadows III

On the recommendation of Town Counsel, it was on motion

VOTED: To accept a Drainage Easement on lots 2, 7, 8, 12, 14, and 16 given by Creighton Hamill, Trustee of Prides Crossing Realty Trust, dated April 3, 1986, shown on a plan entitled "Pheasant Meadows III", "Definitive Plan of Land in Sudbury & Marlborough, Mass.", Sheet 2 of 8 "Definitive Plan".

Proposed Pool Development

On the recommendation of Executive Secretary Richard E. Thompson, it was the consensus of Board members Frost and Donald to authorize Town Counsel to establish a public charity or other non-profit entity in accordance with a communication from Park and Recreation Commission Chairman Peter A. Berkel, dated April 8, 1986, for the purpose of raising money for a Town pool, subject to comment from Selectman Wallace who was absent from this portion of the meeting.

Town Meeting Articles

Budget - The Board reviewed its position relative to support of the proposed Park and Recreation budget amendment to secure funding for the position of Groundsperson. The Executive Secretary noted that although this was a position the Board would like to see funded, it was one of the items which the Board would not be able to support if it wished to support the Powers property, the Toddler Park and Featherland Park parking lot paving.

Toddler Park - Article 25 Selectman Donald questioned the consequences if this article was postponed to a fall Special Town Meeting. Selectman Wallace explained that at the present time everything is lined up for

construction as soon as the money becomes available in July, and that volunteers have raised a large sum of money for the project, adding that construction could not take place this year if the article was postponed for consideration in the fall. Accordingly, Selectman Donald joined Selectmen Frost and Wallace in support of this article.

Featherland Park Parking Lot Paving - Article 27 Selectman Donald stated her agreement with Selectmen Frost and Wallace in support of \$8,000 for the paving of the Featherland Park parking lot, but questioned the advisability of closing the Morse Road entrance/exit to the Park rather than the Concord Road entrance/exit. The Executive Secretary was directed to confer with the Town Engineer on this question.

Street Acceptances - Article 15 The Executive Secretary informed the Board that the developer of Wildwood Lane had not submitted the as-built plan to the Town Engineer. Therefore, it was on motion unanimously

VOTED: To delete Wildwood Lane from the streets to be accepted by Town Meeting.

Street Acceptance, Raytheon Drive - Article 16 Mr. Thompson noted that he has been informed that it is the Planning Board's intention to move indefinite postponement of this article on the basis that traffic flow is the major problem in Town and passage of this article would represent a piecemeal approach to the solution of the problem and make less of Raytheon's money available for overall improvement, including a thorough study. The Board agreed that while the philosophy of solving the traffic problem in its entirety is a good one, relief is required now and this article presents a way to provide relief for 20% of the problem.

Since it makes more sense to let the State do the signalization of the Nobscot Road and Boston Post Road intersection at the time of the widening, the Executive Secretary informed the Board that Raytheon money allotted for that purpose can now be used to alleviate other traffic problems. It was the intent of the Board to use any money left from Raytheon's \$250,000, after construction of Raytheon Drive and Codjer Lane East, to do a corridor study. Since it is agreed that a study will be done, the only difference in the position of the Planning Board and the Board of Selectmen is the timing of that study. Mr. Thompson noted that the Planning Board wants it done first and the Selectmen want it done later. Mr. Thompson noted that the Planning Board does not consider the traffic study already done by Raytheon Company to be thorough enough.

Selectman Donald stated her intent to quote from the Planning Board's recommendation on the Raytheon Site Plan which was a directive to the Board to make access available to Union Avenue for Raytheon employees - exactly what passage of this article would accomplish. Also, Selectman Donald indicated that the Planning Board also recommended access for the new Chiswick project to Union Avenue, yet opposes construction of Raytheon Drive.

Selectman Wallace questioned Town Counsel with regard to the Cavicchio claim of further devaluation of their property. Town Counsel informed the Board that Mr. Cavicchio is not the record owner of the property on which the proposed Raytheon Drive is sited and is claiming ownership through the Courts

under the premise of adverse possession. Town Counsel did not foresee a legal problem for the Town.

Street Acceptance/Discontinuance, Codjer Lane East - Article 17 The Board was in agreement that it would support this article in the event the Raytheon Drive article was indefinitely postponed since it is important to the neighborhood and resolves many of the problems connected with abutting zones on that section of Codjer Lane.

With regard to the loss of Raytheon money to fund the turnaround construction, the Executive Secretary informed the Board that discontinuance could be done on a temporary basis, since it was not the Board's intention to construct a permanent barrier immediately, and the \$10,000 - \$15,000 cost estimated by the Town Engineer could be sought at the fall Special Town Meeting.

Brimstone Lane Petition The Board members concurred in their support of this Resolution.

Route 20 Resolution Ms. Abrams of the Route 20 Study Committee stated that she had informed the Committee of the Selectmen's concerns and the Committee had decided to present the Resolution as worded in the Warrant. The fact that there is a Special Town Meeting planned in the fall sets a good target date for the Committee.

Mr. Thompson stated that when the Resolution was first discussed with the Committee the Board had suggested certain changes which the Committee did not fully implement. Therefore, a revision of the Resolution incorporating those changes was before the Board for presentation this evening, if desired.

The Board discussed the wording of the Committee's Resolution with Selectmen Frost and Donald reiterating their feeling that much of the Resolution is moot because a waiver of paving width has been granted, the closed system drainage plan has been completed and will afford the Town greater water supply protection, a Committee has been established for the undergrounding of utilities which are shown on the plan and, at the time of construction, Boston Edison and New England Telephone will work with the road contractor to install the underground system. Selectman Donald pointed out that the fifth paragraph wording with regard to State and Federal funding not being provided for burying utility lines, implies that it should be, when, in fact, the undergrounding costs will be shared by the users. Lastly, it is the feeling of the majority of the Board that the vote of a Special Town Meeting will not affect the State's position, that it can go out for bid at any time and will not tie its plans into Town Meeting consideration. Selectman Frost affirmed that it is the Board's intention to hold a widely publicized public hearing on the plan as soon as is practicable, certainly before the Special Town Meeting.

Ms. Abrams affirmed the Committee's position that the public wants control and does not want the State to control the Town.

Selectman Frost emphasized that the Town is in control and is not reacting, citing as an example the drainage plan concept as being the Town Engineer's.

Selectman Wallace indicated that he would be unable to support the majority opinion of the Board since he took a broader view of the Resolution itself.

There being no further business to come before the Board, the meeting was adjourned at 8:00 p.m.

Attest: \_\_\_\_\_  
Richard E. Thompson  
Executive Secretary