

IN BOARD OF SELECTMEN
MONDAY, MAY 19, 1986

Present: Chairman Josiah F. Frost, Anne W. Donald and David A. Wallace.

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

Utility Petitions

Present: Charles W. Nash, Boston Edison.

In conformity with General Laws, Chapter 166, Sections 21 and 22, the Board considered the following Utility Petitions:

UP86-7 of Boston Edison Company and New England Telephone and Telegraph Company for permission to lay and maintain, and a location for, such a line of conduits and manholes with the necessary wires and cables therein, under the following public way of the Town:

Phillips Road - approximately 16 feet northwest of Fairbank Road, a distance of about 763 feet - conduit;
and

UP86-8 of Boston Edison Company and New England Telephone and Telegraph Company for permission to lay and maintain, and a location for, such a line of conduits and manholes with the necessary wires and cables therein, under the following public way of the Town:

Fairbank Road - at and southeasterly from Run Brook Circle, a distance of about 33 feet - conduit.

Executive Secretary Richard E. Thompson stated that all appropriate Town officials and abutters had been notified and that favorable joint responses had been received from the Building and Wiring Inspectors, dated May 16, 1986.

It was on motion unanimously

VOTED: To approve Utility Petitions 86-7 and 86-8, both as described above and as shown on the following plans:

UP86-7: Boston Edison - "Plan of Phillips Rd., Sudbury, Showing proposed conduit location", dated February 6, 1986; and "Plan for Proposed Conduit Location to Accompany Petition of New England Telephone and Telegraph Company," dated May 15, 1986.

UP86-8: Boston Edison - "Plan of Fairbanks Rd., Sudbury, Showing proposed conduit location", dated February 5, 1986; and "Plan for Proposed Conduit Location to Accompany Petition of New England Telephone and Telegraph Company," dated May 14, 1986.

Boston Edison/Moving of Poles

Following receipt of the request of Highway Surveyor Robert Noyes, it was on motion unanimously

VOTED: To grant approval to Boston Edison Company and New England Telephone and Telegraph Company to proceed, in advance of receipt of petitions and public hearing, to move two poles (#54 and #1/55) on Peakham Road 2½ to 3 feet southeasterly, as shown on a plan entitled, "Town of Sudbury Walkway Construction Peakham Road, dated September 6, 1985", as an emergency measure to allow walkway construction to go forward; subject to receiving concurrence from the abutters.

Project Request/Chapter 90

It was on motion unanimously

VOTED: To sign in conjunction with the Highway Department the Chapter 90 Project Request with a Cost Estimate of \$137,454 dated May 14, 1986, relative to leveling/resurfacing of portions of Union Avenue and Concord Road.

Override Question on Primary Ballot

The Board Members and Executive Secretary Richard E. Thompson discussed the question of placing an override or debt exemption question on a Primary Ballot, as it relates to the scheduling of a Special Town Meeting article for a Town Pool. The Board received correspondence from Jean M. MacKenzie Town Clerk, advising that an override question cannot be placed on a Primary Ballot and that it must be done only at an election. Following further discussion of the fall Special Town Meeting it was the consensus of the Board to retain the planned date for Special Town Meeting of September 25, 1986 and to call an additional meeting in the fall, if necessary, for the proposed Town Pool funding.

Strawberry Preserves Farms/Statement of Findings

It was on motion unanimously

VOTED: To sign in conjunction with the Conservation Commission, a Statement of Findings, dated May 19, 1985, recommending to co-holder Massachusetts Department of Food and Agriculture that favorable action be taken on the application of Mark Hurwitz, dated March 15, 1985, Strawberry Preserves Farms, for a change in status of land subject to an Agricultural Preservation Restriction (APR), the former Shick Land off Lincoln Road, in that the intended activity is consistent with the APR.

Mr. Hurwitz's application is for construction of one year-round residence and two farm buildings with farmstand and parking spaces for up to 150 cars on said Shick land. The constructed dwelling is to be used for family living by the landowner, his immediate family or employees, pursuant to M.G.L. Chapter 184, section 31, as amended. The Conservation Commission and the Board of Selectmen find that the proposed construction or placing of permanent structures for agriculturally related retail sales and other agriculturally related commercial purposes as described in the application will not defeat or derogate from the intent to preserve agricultural lands. On-site inspection in October

of 1985 by a member of the Conservation Commission confirmed that the proposed farmhouse and barns would be built on existing foundations or former building sites and would not take any land out of agricultural use; instead, they will serve to curtail or eliminate current vandalism problems and thereby promote a more productive land use. The parking area will not be paved. Its location will be rotated with the planting of fallow crops.

Transfer Request/Accounting #521-210

It was on motion unanimously

VOTED: To approve Transfer Request #86-25 to transfer \$2,800 from the Town's Reserve Fund to the Accounting Department's General Expense account, #521-210, as requested by James Vanar Town Accountant.

The Executive Secretary reported that this transfer was requested because of expenses incurred during the conversion from the FY85 Burroughs General Ledger to the FY86 PDP 11/73 General Ledger. Also, some additional Uniform Municipal Accounting System (UMAS), work needed to be done during the FY86 audit.

Transfer Request/Selectmen #501-410

It was on motion unanimously

VOTED: To approve Transfer Request #86-26 to transfer \$200 from the Town's Reserve Fund to the Selectmen's account #501-410, Travel.

The Executive Secretary reported that this transfer was requested because the original appropriation for travel of the Executive Secretary and Selectmen was insufficient for the number of out-of-town meetings which required attendance by the Selectmen and/or the Executive Secretary together with the monthly Executive Secretary contractual travel allowance.

Transfer Request/Police #320-410

It was on motion unanimously

VOTED: To approve Transfer Request #86-28 to transfer \$520.26 from Police Department Line item 320-420 Out-of-State Travel, to Line item 320-410 In-State Travel.

Police Chief Peter B. Lembo indicated in his explanation that during the month of June, 1986, Officer Gogan will be attending a three-day seminar in Boston sponsored by the National Accreditation Commission. The seminar is a preliminary introduction to the Accreditation process in which the Police Department will be actively engaged during FY87 as voted at Town Meeting.

Scouting Awards/Congratulations

It was on motion unanimously

VOTED: To sign letters of congratulations to three Sudbury youths for attaining Scouting's highest awards. The youths receiving the awards were Michelle Racicot - Gold Award, Owen Mack - Eagle Scout Award, Fred Howell - Eagle Scout Award.

Annual Appointments

It was on motion unanimously

VOTED: To make the following annual appointments:

- Joseph D. Bausk as Special Constable (Paid) for a term to expire April 30, 1987;
- Earl Midgley, Joseph E. Scammon, Warren E. Boyce, and Michael C. Dunne as Special Constables (Non-Paid) for terms to expire April 30, 1987;
- James S. VandenAkken, Janet D. Kelley, Robert V. Goudey, Brian Stetson, Brian O'Halloran and Francis J. Gonsalves as Special Constables (Non-Paid for Traffic only at Raytheon) for terms to expire April 30, 1987;
- Douglas R. Lewis, Jr. and Jeffrey Nix as Special Police Officers for a term to expire April 30, 1987;
- Linda Ryder, MaryAnn Gavin, Ronald Fullen, Jr., and Barbara Greenwood as School Crossing Guards for a term to expire April 30, 1987;
- MaryAnn Gavin, Barbara A. Greenwood and Rosemary A. Langmaid as Police Matrons for a term to expire April 30, 1987;
- William B. Powell to the Cable Television Committee for a term to expire April 30, 1987;

Also, at the request of the Police Chief, it was unanimously

Voted: To rescind the Board's vote of May 12, 1986 appointing Jeffrey F. Gogan as Parking Clerk for a term to expire April 30, 1987; and

VOTED: To appoint Anthony Deldon as Parking Clerk for a term to expire April 30, 1987.

Cable Television Committee

Present: Roger Allan Bump, Anthony Kreisel, William Powell, Margaret A. Ward and Laurie Laba-Eckstein of the Cable Television Committee.

Margaret Ward reported to the Selectmen the current situation between the Committee and Adams-Russell Cable Services. There is a general feeling of dissatisfaction on the part of the Committee. Two specific areas of concern are Adams-Russell's decision not to provide a studio in Sudbury and the indecisiveness regarding the coordinator.

It is the opinion of Paul Kenny Town Counsel, that Adams-Russell is required to hire a part time coordinator for the Town of Sudbury and that Adams-Russell is obligated to set up a functional studio and that the cost of this studio was not included in the \$55,000 equipment package.

Following further discussion it was on motion unanimously

VOTED: To direct Town Counsel to file with the Cable Commission a request for arbitration with Adams-Russell Cable Services on the basis that they have not fulfilled the terms of their contract, i.e., the issue of the studio and the coordinator.

Acceptance of Resignation

It was on motion unanimously

VOTED: To accept the resignation of Marion L. Kelso as Election Officer (Additional Inspector, Republican - Precinct 4) and to forward her a letter of appreciation for her service to the town. Mrs. Kelso will be moving to another town.

Minutes of May 12, 1986

It was on motion unanimously

VOTED: To accept the minutes of the May 12, 1986 meeting as corrected.

Meeting/Insurance Advisory Committee

Present: William P. Reed and James Vanar of the Insurance Advisory Committee and Rita Cobb formerly of the same committee.

The Board of Selectmen and the Executive Secretary spoke with William Reed and Rita Cobb regarding town insurance. Chairman Frost brought up the subject of whether or not the town needs an Insurance Advisory Committee again. Mr. Reed stated that he would like to see the former Insurance Advisory Committee members be on the committee. Ms. Cobb reiterated the frustrations that the former committee encountered in the study of insurance for the town. She also explained some of the current implications of utilizing the self insurance method and extended to the Board numerous suggestions on the most advisable route to follow for insurance. Chairman Frost asked Ms. Cobb if she would serve on the committee again. Ms. Cobb stated that she would have to determine if her current position of employment would present a conflict of interest were she to be on the committee.

The Executive Secretary asked Ms. Cobb if she does decide to resume a position on the Insurance Advisory Committee would she, Mr. Reed and James Vanar Town Accountant meet with Town Counsel to talk over the matter of self insurance along with other questions regarding insurance.

Chairman Frost asked Ms. Cobb if she would report back to the Selectmen's Board in two or three weeks and advise them what the concensus of the other Insurance Advisory Committee members is with regard to self-insurance.

Appointments/Route 20 Task Force

It was on motion unanimously

VOTED: To appoint Susan LaTour, 7 Maple Avenue; Peter H. Anderson, 113 Landham Road; Katherine S. Abrams, 57 Winsor Road; Frank M. Vana, 245 Raymond Road; Edward E. Kreitsek, 59 Dudley Road; Victor P. Mangini,

55 Prides Crossing Road and Gilbert P. Wright, 266 Peakham Road to the Route 20 Task Force; and that the Chairman of said Task Force shall be Susan LaTour; and,

it is further

VOTED: That the charge for this Task Force shall be to study and evaluate any alternatives to the State's plans for widening Route 20 for approximately 9/10 of a mile from Hop Brook westerly to a point 700 feet east of Dudley Road and to report its findings and recommendations to the Board of Selectmen prior to the fall 1986 Special Town Meeting.

Richard E. Thompson Executive Secretary advised the newly appointed Task Force that the town's professional staff will provide any assistance possible and funding for a traffic analysis is available from Raytheon if the the analysis is for the particular area at Route 20 and not a town-wide analysis.

The Board noted with appreciation that L. Mike Meixsell offered by letter of May 16, 1986, his expertise to the town regarding the Route 20 Task Force.

Department of Public Works/Route 20

It was on motion unanimously

VOTED: To forward a letter to Robert J. McDonagh, P. E., Chief Engineer of the Department of Public Works, advising him that the Board of Selectmen, following a resolution of the 1986 Annual Town Meeting, have appointed a Task Force to study and evaluate options to the reconstruction of Route 20 in Sudbury and to report its findings to the Board of Selectmen prior to September 25, 1986. Because of this, the Board of Selectmen will hold taking any official position on the design of Route 20 until the early fall of 1986.

Executive Secretary Richard Thompson advised the Board that he and Town Engineer James Merloni and Planning Administrator Lee Newman would be attending a meeting in Boston this week regarding the Metropolitan Area Planning Council's (MAPC) intention to study traffic problems focused on the communities through which Route 20 passes, noting that such a study has already been completed for the Route 9 corridor.

Selectmen's Meeting/MetroWest

Selectman David Wallace reported to the Board regarding his meeting on June 15th with the Selectmen of the MetroWest area. He stated there was a good deal of discussion about introducing what this group is trying to do in the MetroWest area. Most towns are controlling their growth through Planning Boards. He said a program of introduction called a "road show" will be utilized where the MetroWest Chairman will come and explain what the group is attempting to accomplish. This will be within the next two or three months. The next meeting will be June 11th.

Executive Session

At 9:35 p.m., it was on motion by roll call unanimously

VOTED: To go into Executive Session for the purpose of discussing an expenditure from the Town's Charity Fund.

(Chairman Frost, aye; Selectman Donald, aye; Selectman Wallace, aye.)

The Chairman advised that the Board would not be returning to Regular Session following completion of the Executive Session.

There being no further business to come before the Board, the meeting was adjourned at 9:45 p.m.

Attest:: _____
Richard E. Thompson
Executive Secretary-Clerk