

IN BOARD OF SELECTMEN
MONDAY, DECEMBER 5, 1988

Present: Chairman David A. Wallace, John C. Drobinski and Judith A. Cope.

The statutory requirements as to time and place having been fulfilled, Chairman Wallace called the meeting to order at 7:30 p.m. at lower Town Hall.

Presbyterian Church - Request To Park Trailer

Upon review, it was on motion of Selectman Drobinski unanimously

VOTED: To approve a request dated December 1, 1988, of the R. F. Wood Construction Co., Inc., for permission to park an office trailer at the end of the Town Hall parking lot during the period December 7 through June 1 during construction of an addition to the Presbyterian Church.

Gasoline Contract - Calendar Year 1989

After review and on the recommendation of Fire Chief Michael Dunne, it was on motion unanimously

VOTED: To award the contract for supplying the Town of Sudbury with regular and premium unleaded gasoline for the calendar year 1989 to the low bidder, Garrity Oil Co., Inc., 100 Sturtevant St., Somerville, in accordance with the Town of Sudbury specifications and bid of Garrity Oil Co., Inc. dated November 28, 1988, at .0199 per gallon increment over the tank car price throughout the supply period, with the understanding that payment of the Federal gasoline tax and filing for reimbursement for such payment shall be the responsibility of the vendor.

Lincoln-Sudbury West Alternate School

Present: Richard F. Brooks, Chairman, Lincoln-Sudbury Regional School District Committee; Sandy Topalian, Lincoln-Sudbury West Alternate School; Brian Cunnane, Director, Pupil Services, LSRSD; James O'Neal, Student at LS-W; Joseph Carney, Graduate of LS-W, teachers of LS-W.

Chairman Wallace convened a meeting with the Lincoln-Sudbury Regional School District Committee to review the status of the Lincoln-Sudbury West Alternate School (LS-W) at the Fairbank Community Center.

The meeting opened with Richard F. Brooks, Chairman of the Lincoln-Sudbury Regional School District Committee (LSRSDC), introducing representatives of LS-W, and stating that this program has existed in Sudbury for nine years. Mr. Brooks explained that prior to the implementation of this program, various methods and programs were attempted at the High School to answer the needs of students with special attendance and learning requirements; and he reminded those present of the last one, known as "Plan B", which was not very successful, and the philosophy of which was "keep them busy, keep them out of trouble."

The current LS-W program has been very successful, continued Mr. Brooks, and there is a very low drop-out rate. Mr. Brooks made note of the wide

programs offered, but stated that even more important is the socialization of the students and their sense of "belonging."

Sandy Topalian gave an overview of the program at LS-W and supplied each Selectman with a packet of information for their perusal. Ms. Topalian explained that Brian Cunnane, as Director of Pupil Services for the Lincoln-Sudbury Regional High School District, works closely with LS-W in chairing the Team evaluation of students.

Ms. Topalian next introduced staff members Peter Frederickson, Thomas Longnecker, Libby Campbell, Ava Kolverman, Helen McNally, Jan Cavelho, and Ed McCarthy, of the Teachers' Association; as well as former student Joseph Carney (1984 Graduate) and J. J. O'Neal, who will be graduating in June 1989.

Ms. Topalian expanded on the history of LS-W, explaining that there were a number of students at the High School who were bright, but were failing in school. A lot of research was done on programs in other communities in and out of this State; and, Ms. Topalian stated, it was found that the most successful solution was to set up a school away from the main campus, which would allow the students to have their own identities. This system also allows the staff better control. The Fairbank building became available and the program was started in September of 1980. The program started with 32 students. Today's maximum is 40, and they currently have enrolled 31 students. There are a few tuition students taken from other districts, but this is very limited.

Ms. Topalian outlined the typical school day and stated that it is a traditional high school day. The program's philosophy has been to emphasize academics and the program is structured, with clear rules and consequences for breaking them.

Mr. Brooks reminded the Selectmen of the article which is going to be presented at Town Meeting for refurbishment of the Fairbank building. Mr. Brooks stated that if the article passes, the architect chosen will follow through and refurbish Fairbank to accommodate the pool, the Senior Citizens Center, the Teen Center and LS-W. Mr. Brooks commended the Permanent Building Committee for doing an excellent job in involving all the groups; and although he cannot say for certain what will happen at Town Meeting, Mr. Brooks feels confident that there will be a very comprehensive presentation made.

Selectman Drobinski inquired of the former and current students what their feelings are about location of LS-W. Graduate Joseph Carney stated that in his opinion placement of that program anywhere else would defeat the entire purpose of the school. Mr. Carney believes it is absolutely necessary for the school to be separate from the High School, because the social climate is a big issue.

Third-year student J. J. O'Neal stated that he is a student at LS-W because he could not cope with Lincoln-Sudbury Regional High School. Mr. O'Neal stated that the atmosphere at LS-W has changed his focus and he is now thinking about going on to college. Mr. O'Neal stated his opinion that if the schools were re-integrated, the students of LS-W would only go back to old habits. Mr. O'Neal concluded by stating that LS-W is like a family; and they deal with their problems their own way.

Selectman Cope stated that she does not have any quarrel with the program at LS-W, but rather questioned whether the High School is serving the needs of its students in a similar fashion. Selectman Cope asked the students if more pressure at the High School would have helped them. Joseph Carney stated that the whole structure is so different; e.g., looking to test scores. Also, he believes there are two groups of young people, those who are geared by parents to accept school and look to college as a normal progression; and another group who needs greater structure within the system and time to look at themselves to see where they are going.

Peter Frederickson, a teacher at LS-W, added that LS-W has a unique population. Mr. Frederickson explained that not all children need structure; but that is the one unifying factor of the students at LS-W.

Chairman Wallace stated that in his opinion there never has been a question about the success of LS-W; only a question of a permanent home for it. Chairman Wallace went on to say that it looks as though the program has found a permanent home at Fairbank. Mr. Wallace commended the two young men for being examples of the very successful program.

Upon inquiry by Selectman Drobinski, Mr. Brooks stated that the 40-person "cap" was placed because of the size of the staff.

Executive Secretary Thompson stated that while he had been in the precarious position of acting as "buffer" between the Town and the Program, he has always taken a strong position in support of LS-W. Mr. Thompson stated that he is pleased that in this imperfect world, Sudbury has taken on the problem and the Town is fortunate to have LS-W.

There was further discussion about the tuition students and it was suggested that the Program limit same to five or six. Mr. Brooks responded by saying that they recognize the necessity of servicing the needs of Lincoln and Sudbury and that is the Program's primary mission.

Brian Cunnane stated that he has tried to figure out the main amount LS-W saves the District. Based upon tuition, transportation, etc., if the students did not go to LS-W, the next cheapest facility would be the case alternate in Acton. Tuition and transportation would be in the range of \$18,000. Taking an average of twenty students, this would cost the Town about \$360,000 by today's figures. The cost per student at LS-W is roughly \$7,500-\$8,000. Tuition for out-of-District students is \$7,900.

Executive Secretary reminded the Selectmen that in June of each year LS-W is required to submit such financial data, and to date those reports continually show that it is wise to continue to support LS-W at Fairbank. Mr. Brooks added that in the past couple of years costs have been offset because of the Atkinson Pool and contributions from other occupants of the building.

Mr. Thompson stated that LS-W has been looking for a permanent home; and it now looks as though they have found that at Fairbank. Mr. Brooks added that the concerns initially raised about the mixed use of the building by the pool, Council On Aging and LS-W have ended with very positive feedback.

Selectman Cope assured LS-W that the many meetings never were meant to say LS-W should move; rather, it was a question of establishing permanency for the Program.

The meeting concluded with Chairman Wallace thanking all for attending and for their input; and with all present concurring that the proposed plans for Fairbank will be a positive thing for the Town.

Building Department - FY90 Budget

Present: Joseph E. Scammon, Building Inspector/Zoning Enforcement Agent.

The Board reviewed the 18-page Building Department's Fiscal Year 1990 Budget as prepared by Joseph E. Scammon; and Chairman Wallace noted the only real difference appears to be in Salaries.

There was a discussion concerning Line Item 340-901, page 16 of the Budget; i.e., the air conditioning problem at the Police Station. There is an estimated cost quote from a company in Marlboro of \$13,000+ for installation, vents and duct work for a centralized system in the attic. Mr. Scammon stated that his department will obtain more price quotes for this work.

With regard to the replacement windows for the Flynn Building, Mr. Scammon indicated that this work is being done in stages. In response to inquiry by Chairman Wallace, it was stated that the Building Department is still working on the heating systems at Fairbank.

It was pointed out that the Budget provides for only two custodians, and Mr. Scammon explained that although Maria Caira has been, in effect, a third custodian, his request for a third custodian was rejected by the Finance Committee last year; thus, he did not put it in this year's request. Executive Secretary Thompson recommended that a third custodian, Maria Caira, be put in the Budget as such at a salary of \$17,000, and to leave it to the Finance Committee to decide who shares in paying for the position.

Mr. Thompson confirmed with Mr. Scammon that Mr. Scammon will be meeting next week with Budget and Personnel Officer Terri Ackerman to refine this Budget.

With regard to salaries, the Executive Secretary recommended that Deputy Inspector of Buildings Earl Midgley either receive an increase in hours/pay, or another assistant be requested. Mr. Thompson expressed the concern, concurred with by the Selectmen, that the new ticketing system mandates extra time and work, and that this is a high priority that should not go unaddressed another year. It is Mr. Thompson's opinion that there should be an Assistant Inspector of Buildings, but he would defer to the recommendation of Mrs. Ackerman. Chairman Wallace recommended suggesting the new position again to the Finance Committee; and Selectman Drobinski added that the "fall-back" position could be to increase the hours/salary of the Deputy Building Inspector.

After further discussion, it was on motion unanimously

VOTED: To approve the Fiscal Year 1990 Budget prepared by Joseph E. Scammon, with the following amendments thereto:

Line Item 150 - a third custodian be provided for, with a yearly salary in the range of \$17,000;

Add to Personnel, Line Item 110, providing for an Assistant Building Inspector; subject to comment by Budget and Personnel Officer Terri Ackerman, salary to be determined by the Personnel Board.

Chairman Wallace thanked Mr. Scammon for his attendance.

Acceptance of Bid - Computer System for Police Department

Present: Police Chief Peter B. Lembo.

Chairman Wallace requested input from Town Counsel Paul Kenny regarding the bid submitted by Pamet Systems, Incorporated, 989 Main Street, Acton, which was recommended for acceptance by Police Chief Peter B. Lembo in his letter to the Executive Secretary dated December 5, 1988.

Attorney Kenny stated that the company does not want to give the Town a bond, and in effect has substituted their contract for the Town's. Attorney Kenny believes Pamet Systems' contract is significantly different from the Town's. Upon inquiry by Selectman Cope, Attorney Kenny stated that, although it will take additional time on the part of Town Counsel's office to work this through, it will still be easier than re-bidding. Attorney Kenny pointed out that he was only able to scan the company's contract because of its length, but added that the bid is good for thirty days. For this reason, Attorney Kenny suggested that Chief Lembo request the legal representative for Pamet Systems to contact Town Counsel's office so that they may discuss the contract. Once such a discussion has taken place, Attorney Kenny believes he will be in a better position to recommend to the Board what position to take.

Chief Lembo commented that he is recommending Pamet Systems because of the excellent reputation they enjoy with other police departments who utilize their services. Chief Lembo also pointed out that to his knowledge the Town of Wayland is already "on line" with Pamet Systems, but that they still have no formal, written agreement with them.

After discussion, it was on motion of Selectman Cope unanimously

VOTED: To accept a bid from Pamet Systems, Incorporated, 989 Main Street, Acton, Massachusetts, dated December 1, 1988, to provide a computer system for the Police Department in accordance with Town of Sudbury specifications, at a price of \$74,870, to include installation, training, and hardware maintenance through June 30, 1989.

Candlelight Vigil - SADD

It was on motion of Selectman Cope unanimously

VOTED: To grant permission to SADD (Students Against Driving Drunk) to hold a Candlelight Vigil in front of Town Hall on December 18, 1988, from 6:30-7:30 p.m., as requested in a letter dated December 2, 1988, from SADD Advisor Pamela Ellavsky.

Law Department - FY90 Budget

Present: Town Counsel Paul Kenny.

The Board reviewed the proposed Budget of the Law Department for Fiscal Year 1990, and Executive Secretary Thompson stated that nothing has changed, with the exception of page 6. Mr. Thompson explained that Budget and Personnel Officer Terri Ackerman suggested that Legal Expense be based on past expenses and averages; specifically, Labor Counsel and Litigation Fees and Expenses.

After discussion, it was on motion of Chairman Wallace unanimously

VOTED: To approve the Fiscal Year 1990 Budget submission of the Law Department.

Land Management Reports - Conservation and Park and Recreation Commissions

Upon review by the Selectmen, it was on motion of Chairman Wallace unanimously

VOTED: To accept the 1988 Land Management Report dated November 28, 1988, submitted by the Conservation Commission concerning the following parcels: Surrey Lane Parcel; Rayland Land, East and West; and the Parkinson Parcel; and to accept the 1988 Land Management Report dated December 1, 1988, submitted by the Park and Recreation Commission concerning the following parcels: Feeley Park; Heritage Park; and Haskell.

In response to inquiry by Selectman Cope regarding non-criminal ticketing procedures, Executive Secretary Thompson informed that Conservation Coordinator Deboarah Montemerlo has been designated to issue same.

Life Insurance Benefits - Increase to Town Employees

In its vote of October 17, 1988, the Selectmen requested the Executive Secretary to request input from the Finance Committee and Personnel Board concerning the question of raising basic life insurance benefit levels to employees/retirees, pursuant to a newly-enacted state statute.

The Board acknowledged memorandum dated November 28, 1988 from the Finance Committee, which recommended an increase; and memorandum dated November 28, 1988, from the Personnel Board, also recommending an increase.

It was on motion of Chairman Wallace unanimously

VOTED: To increase the Town's basic life insurance benefit to \$10,000 for active employees and \$5,000 for retirees, beginning in Fiscal Year 1990.

Resource Recovery Committee - Millis Regional Recycling Project

It was on motion of Chairman Wallace unanimously

VOTED: To extend for a period of three months the authorization given the Resource Recovery Committee on August 15, 1988, to participate in negotiations

with the Town of Millis and other towns to contract for the development of a regional recycling facility.

Atkinson Pool

The Board reviewed report dated November 21, 1988, submitted by the Executive Secretary regarding operation of Atkinson Pool. Executive Secretary Thompson explained that he has attempted to write a productive rather than destructive report; although all recognize problems that have to be dealt with. Mr. Thompson further stated that there is much to warrant further discussion and he will be scheduling a meeting with the Selectmen and the Park and Recreation Commission in the near future.

Selectman Drobinski expressed concern with the first year's deficit; Executive Secretary Thompson responded that he would monitor the same closely.

It was on motion unanimously

VOTED: To accept report dated November 21, 1988, submitted by the Executive Secretary, pertaining to Atkinson Town Pool.

Conservation Restriction - Borden Hill Land

Pursuant to memorandum dated December 2, 1988, by Town Planner Lee Newman, advising that the final documents are not yet ready for signature, it was on motion unanimously

VOTED: To table question of approving a Conservation Restriction regarding land located on the so-called Borden Hill property.

Planning Board - Vacancy

The Board acknowledged receipt of letter dated November 30, 1988, from Town Planner Lee Newman, advising that the Planning Board has accepted with regret the resignation of Board member Morton L. Brond, effective December 1, 1988.

The Executive Secretary confirmed that a joint meeting with the Planning Board has been scheduled for Wednesday, January 4, 1989, for the purpose of appointing a replacement for Mr. Brond.

Sudbury Housing Partnership Committee

It was on motion of Selectman Cope unanimously

VOTED: To accept with regret the resignation of Jeffrey H. Jacobson from the Sudbury Housing Partnership Committee, dated November 23, 1988.

Minutes

It was on motion of Chairman Wallace unanimously

VOTED: To approve the minutes of the Special Meeting of November 26, 1988, as presented; to approve the minutes of the regular session of November 28, 1988, as corrected; to approve the minutes of the executive session of November 28, 1988, as presented; and to approve the minutes of the Town Forum of November 28, 1988, as presented.

Selectmen's Annual Report

After discussion, it was on motion unanimously

VOTED: To approve the Board of Selectmen's Annual Report for the 1988 Town Report, subject to the following amendments: (1) a further objective of the Selectmen will be to work closely with the Water District to better protect our groundwater resources by initiating programs to eradicate possible pollutant sources and develop new well fields for future generations, and (2) subject to such further revisions as submitted by Selectman Cope.

Maynard Road Property Situation

Executive Secretary Thompson reported that Building Inspector Scammon is aware of the situation regarding the property on Maynard Road opposite Willis Road (next to No. 199) and has been requesting the owner to do something. A building permit has been issued, and once extended, for this property to Sergeant Conley of the Wayland Police Department. Mr. Thompson states that Mr. Scammon will contact owner again to get the equipment removed as winter is approaching; and that Mr. Scammon does not feel the cellar is particularly a safety problem.

Decisions of School Committee/Sperry Property

Selectman Drobinski reported receiving a number of calls from residents and parents of students, and they are expressing a lot of negative feedback regarding School Committee's actions; e.g., shared superintendent; salary of the superintendent; transfer of Fifth Grade students.

Mr. Drobinski mentioned that he has been advised that the Sperry property is up for sale and suggested that perhaps the School Department should look into this.

Advocates for Human Potential Meeting

Executive Secretary Thompson reported attending the meeting on November 29, 1988, of the Advocates for Human Potential, sponsored by the local and regional schools. Although he personally does not believe it was a very productive meeting, another one is being planned and he hopes the follow-up meeting will be better.

Board of Assessors - Appellate Tax Cases

The Board acknowledged receipt of memorandum dated November 28, 1988, from Assistant Assessor Daniel A. Loughlin, which memorandum advised that there are

twelve Appellate Tax Board cases scheduled for hearing April 4 and 6, 1989, and requesting the Selectmen's support in allowing the Board of Assessors to retain private legal counsel on a case by case basis.

It was the concurrence of the Selectmen that Town money would be better spent on acquiring the best experts who may testify in these cases; and can see no special problems that Town Counsel's Office is not fully capable of handling.

Selectman Drobinski stated he will communicate directly with Patrick J. Delaney III, Chairman of the Board of Assessors, and will report back to the Selectmen.

Discretionary Fund

Executive Secretary Thompson reported that on November 8, 1988, Mary Jane Hillery has submitted the name of an individual in Sudbury who qualifies for the 1988 Christmas Charity Fund.

It was on motion unanimously

VOTED: To add the name submitted by Mary Jane Hillery to the list of recipients of a gift of \$100 from the Town.

There being no further business to come before the Board, the meeting was adjourned at 10:30 p.m.

Attest:

Richard E. Thompson
Executive Secretary-Clerk