

02

IN BOARD OF SELECTMEN
MONDAY, MARCH 7, 1988

Present: Chairman 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 Anne W. Donald at the Lower Town Hall.

Utility Petition No. 88-1 - Peakham Road

The Board reviewed Utility Petition No. 88-1 submitted by New England Telephone and Telegraph Company and Boston Edison for conduit installation on Peakham Road in order to provide electric service for a new house.

Executive Secretary Thompson noted that all appropriate abutters had been notified and approval had been recommended by the Inspector of Buildings and Wiring Inspector under date of February 25, 1988.

On motion of Selectman Wallace, it was unanimously

VOTED: To approve Utility Petition 88-1 of Boston Edison Company and New England Telephone and Telegraph Company for permission to lay and maintain a distance of about eight feet of conduit under the following public way of the Town: Peakham Road - southerly approximately 47 feet east of Old Lancaster Road, at existing Pole 1/28; and shown on plan of Boston Edison Company entitled "Plan of Peakham Rd. Sudbury", dated January 29, 1988; and New England Telephone and Telegraph Company's "Plan For Conduit Location", N.E.T.&T. No. 88-1, dated March 4, 1988.

Middlesex County Charter Commission - Proposed County Charter

Chairman Donald reiterated her comments made last week concerning the proposed Middlesex County Charter and stated the consensus of opinion was that the most important item in the proposed Charter concerns the ability of the County Council to override the Finance Board by a 2/3 vote. After discussion, it was on motion of Selectman David A. Wallace unanimously

VOTED: To support the concept of drafting a new charter for the Middlesex County Charter Commission which will provide a more efficient and beneficial system of county government for the county residents; and to request Executive Secretary Thompson to send such a letter of support to the Middlesex County Advisory Board, incorporating the following comments:

1. the idea of having a nine-member Council instead of the current three-member Board is a positive one, in that it can afford greater opportunity for the needs and desires of all the districts to be heard;

2. if the Offices of the County Treasurer and Registers of Deeds would be changed from being elected to being appointed [see, Section 4-2(B)(1) and (2)], then the Registers of Probate and Sheriffs should be similarly changed.

3. the County Advisory Board or newly named Finance Board, not the County Council, should retain final authority to review and approve the budget as set forth in Section 5 of the proposed Charter.

Prior to preparing this letter, Mr. Thompson will seek comments and recommendations from Selectman John C. Drobinski, who was unable to attend this evening's meeting.

1988 Street Acceptances

It being 8:00 p.m., Chairman Donald convened a Public Hearing for the purpose of receiving public comment and to vote on the question of laying out certain town ways which are being proposed for acceptance as public ways at the 1988 Annual Town Meeting.

Executive Secretary Thompson noted that all appropriate abutters had been properly notified, and acknowledged receipt of the following:

1. Copy of letter dated January 4, 1988, from Town Engineer I. William Place to Raymond Engineering Service, outlining unresolved issues concerning Beckwith Street and Guzzle Brook Drive;
2. Letter dated February 24, 1988, from Town Planner Lee Newman, notifying the selectmen that the Planning Board voted unanimously to recommend acceptance of Hawes Road, Maynard Farm Circle, Maynard Farm Road (extension) and Tantamouse Trail; and recommending acceptance of Beckwith Street and Guzzle Brook Drive only if the conditions set forth in Town Engineer's letter of January 4, 1988 have been met, and that a Walkway Easement across lots 1 and 2 and a Drainage Easement across lot 7 have been executed and recorded;

Mr. Thompson advised that Assistant Town Engineer Kankanpaa reported on March 4, 1988, that the developer called to say the issues set forth in Town Engineer's January 4 letter have been addressed, and that the developer will be sending documentation to the Engineering Department for its perusal.

Mrs. Steven Vachss of Guzzle Brook Drive was present and informed the selectmen of an on-going problem she and others on her street have been having with the developer concerning planting of trees. Mrs. Vachss stated a number of arborists have examined the trees currently standing and have certified that they are dying. To her knowledge, seven of the nine houses on her street have not been given the trees which had been promised them by the developer since last Fall. She also brought to the selectmen's attention the fact that she has been advised by the cable company that they are unable to run cable to that street until it has been accepted as a public way.

Chairman Donald requested Mr. Thompson to ask the Tree Warden to visit the site and give his recommendations to the Board; and further, for Mr. Thompson to contact Town Planner Lee Newman and request that the Bond not be released until this matter is taken care of.

After further discussion, it was on motion of Chairman Donald unanimously

VOTED: To lay out of the following as town ways, which are proposed for acceptance as public ways at the 1988 Annual Town Meeting under Article 8:

Beckwith Street (subject to the conditions as set forth in Town Planner's letter of February 24, 1988, having been properly met);

Guzzle Brook Drive (subject to the conditions as set forth in Town Planner's letter of February 24, 1988, having been properly met; and subject further to the trees being satisfactorily planted as agreed to between the owners and developer);

Hawes Road;

Maynard Farm Circle;

Maynard Farm Road (portion); and

Tantamouse Trail.

1988 Annual Town Meeting Articles 67, 68 and 69

After preliminary discussion, on advice of Town Counsel, full discussion concerning Annual Town Meeting Articles 67 and 68 was deferred to executive session, as they concern litigation matters.

On the subject of Article 69, a zoning bylaw amendment for Senior Residential Developments, Chairman Donald offered proposed amendments to the article for the Selectmen's consideration, which the Board supported, as follows:

- 1) In the first paragraph of subsection E, Senior Residential Development - delete the words "waste water treatment plants".
- 2) In paragraph #9 - delete all wording after the words "or similar facilities" and add instead the words "provided that all applicable state and Town approvals, permits or variances have been granted."
- 3) In paragraph #13,c - add at the end the words "for the use of residents and their guests, and as allowed in section 13,f."
- 4) Regarding paragraphs 14,a(2) and 14,b(2) - the Board agreed the parking requirements should not be increased but left as is, with the idea of minimizing paved areas and providing reserve areas for future parking needs.
- 5) In paragraph 15 - delete entirely and replace with the sentence: "One sign shall be placed at each public entrance, in conformity with the sign bylaw (Art.IX,V,D)."

Report From Town Historian

After review, it was on motion of Chairman Donald unanimously

VOTED: To accept with appreciation a Report from Laura Scott, Town Historian, dated February 26, 1988, concerning her activities.

Letter of I. A. Parmenter Concerning Sudbury's Founding Date

It was on motion of Selectman Wallace unanimously

VOTED: To refer the letter dated February 26, 1988, from Mr. I. A. Parmenter of Cochituate, concerning Sudbury's founding date, to Town Historian Laura Scott requesting her research and recommendation in responding to the same.

Gift of WWI uniform from Lloyd E. Bancroft

Executive Secretary Thompson reported that the World War I uniform being donated to the Town by Lloyd E. Bancroft, a former Sudbury resident, is currently being stored at the Loring Parsonage.

It was on motion of Selectman Wallace unanimously

VOTED: To accept on behalf of the Town a World War I uniform from Lloyd E. Bancroft of Hillcrest Apartments, Unit No. 8, Milford, New Hampshire 03055; to transfer custodianship of said uniform to the Sudbury Historical Society; and to request Executive Secretary Thompson to forward a letter of appreciation to Mr. Bancroft for his generous contribution to the Town.

Minutes

It was on motion of Selectman Wallace unanimously

VOTED: To approve the minutes of the regular meeting as presented, and executive session of February 29, 1988, as corrected.

The Board tabled acceptance of the minutes of the Special Meeting held March 2, 1988, there being no quorum from that meeting present.

Supervisory Association Salaries for FY88

Town Counsel Paul Kenny presented to the selectmen for their review and comment a memorandum he prepared concerning the effect of the recent settling of the Sudbury Supervisory Association's contract with respect to various individuals.

After review, it was on motion of Chairman Donald unanimously

VOTED: To request Town Counsel Paul Kenny forward his memorandum dated March 4, 1988, addressed to David Wilson, Chairman of the Finance Committee, regarding Special Town Meeting Fiscal Year 1988 Salaries, to Mr. Wilson, with a copy of same to Town Accountant James Vanar.

Council On Aging - Donation

It was on motion of Selectman Wallace unanimously

VOTED: To accept donations in the amount of \$85.92 for deposit into the Council On Aging Van Donation Account; and to authorize the Council On Aging to expend same for purposes of operating and maintaining the Council On Aging Van.

Fire Department - Donation

Upon review of memorandum dated March 4, 1988, from Fire Chief Michael Dunne, it was on motion of Chairman Donald unanimously

VOTED: To accept with appreciation a \$25 donation from Diane Himmelman of 73 Goodman Hill Road, for use by the Fire Department; and to authorize its deposit into the Ambulance Donation Account.

Sudbury School Committee - Planned Liberty Ledge Residential Community

The Board acknowledged receipt of copy of letter to Sudbury School Committee, dated February 23, 1988, from the law firm of Weston, Patrick, Willard & Redding, 84 State Street, Boston, Massachusetts 02109, which firm represents the interests of the Trustees of the Liberty Ledge Real Estate Trust, the owners of the land that is contiguous to the Haynes School.

Executive Session

At 8:40 p.m., it was on motion by roll call unanimously

VOTED: To go into Executive Session to discuss a matter involving property negotiations and to discuss a litigation matter.

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

The Chairman announced that public session would not reconvene following Executive Session.

There being no further business to come before the Board, the meeting was adjourned at 10:15 p.m.

Attest:

Richard E. Thompson
Executive Secretary-Clerk