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IN BOARD OF SELECTMEN  
WEDNESDAY, MARCH 30, 1988

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

The statutory requirements as to notice having been fulfilled, the meeting was called to order at 7:00 p.m. by Vice-Chairman David A. Wallace at the Lower Town Hall.

Reorganization of the Board of Selectmen

It was on motion of Selectmen Drobinski unanimously

VOTED: To elect David A. Wallace Chairman of the Board of Selectmen, effective immediately, until the next reorganization of the Board of Selectmen;

and further, on motion of Chairman Wallace, unanimously

VOTED: To elect John C. Drobinski Vice Chairman of the Board of Selectmen, effective immediately, until the next reorganization of the Board of Selectmen;

and further, on motion of Chairman Wallace, unanimously

VOTED: That Richard E. Thompson continue to serve as Clerk to the Board of Selectmen;

and further, on motion of Chairman Wallace, unanimously

VOTED: To set the time and place of the Selectmen's meetings to be on Monday evenings at 7:30 p.m., in the lower Town Hall, until further change.

It was noted that for the duration of Town Meeting, Selectmen's meetings would be held in the Library of the Lincoln-Sudbury Regional High School at 7:00 p.m., and would be posted accordingly.

On motion of Chairman Wallace it was unanimously

VOTED: To table appointments of Designee to the Middlesex County Advisory Board, Massachusetts Municipal Association Legislative Liaison, M.A.G.I.C., and MetroWest representatives until such time as other liaison appointments are discussed.

At that time the Board hopes to have specific information available as to the ability of the Board to allow former Selectman Anne Donald to continue her representation of the Town on MetroWest. It was noted by Mr. Thompson that she is also interested continuing service on the 350th Anniversary Celebration Committee.

Tax Anticipation Notes

Executive Secretary Richard E. Thompson noted that the Treasurer has not at this time found it necessary to borrow in anticipation of taxes, so the matter is held in abeyance.

Dog Complaint - Fleming/Chase

Present: Mr. and Mrs. Lawrence F. Fleming, Complainants; Mr. and Mrs. Christopher Chase, Defendants; Dog Officer Betsy DeWallace; Mark Fleming; Mr. and Mrs. Frank Vana.

Chairman Wallace called the public hearing to order on the complaint, dated February 29, 1988, of Mr. and Mrs. Lawrence F. Fleming, 250 Raymond Road, owners of the dog "Tippy", against Mr. and Mrs. C. Chase, 245 Raymond Road, owners of four Golden Retriever dogs, for reason of vicious disposition and attack on the Flemings' dog necessitating medical treatment.

All parties present and wishing to testify (Mr. and Mrs. Lawrence F. Fleming, Mr. and Mrs. Christopher Chase, Dog Officer Betsy DeWallace, and Mr. and Mrs. Frank Vana) took oath administered by Assistant Town Counsel David J. Doneski as to the truth of their testimony. Selectman Wallace stated that the Board would hear all evidence from the Complainants at one time and then allow Mr. and Mrs. Chase to speak.

Executive Secretary Richard E. Thompson noted for the record that the Complaint had been filed with the Town Clerk on March 2, 1988, notices of public hearing had been properly sent, and the Board was in receipt of the March 28 report of Dog Officer Betsy DeWallace which stated: the only complaint relative to the Chase dogs is the current one in which the male Golden attacked the Fleming dog, which she believed was to protect the other dogs and his owner; that she found all four dogs to be "sweet and friendly", noting that they didn't even bark when she went to the house. The Board was also in receipt this day of a letter, dated March 16, 1988, together with a copy of the veterinary bill describing services rendered in the amount of \$144.41, from Gail W. McNeill, DVM, McNeill Veterinary Clinic and Kennel, read into the record reporting that the Fleming dog was treated as an emergency on February 23, suffering from "severe bite wounds inflicted on his back by a pack of neighborhood dogs", describing the wounds and reporting the medical treatment required, the dog's medical progress, and concluding that the wounds "constituted a very grave and serious health hazard for an animal of Tip's size and age [10½ years]." It was noted that the record also contained pictures of Tippy's wounds taken on February 29, 1988, one week after the incident. Also read in its entirety was a letter from Frank and Deborah Vana to the Board of Selectmen, dated March 15, 1988, informing the Board, in part, that: the Chase residence is owned by Deborah Vana; the Vanas are "involved in litigation with the Chase's [sic] and notice has been served requesting that they quit the property"; the Vanas are aware that five Golden Retrievers were brought in with the Chases when they moved to 245 Raymond Road in November, and are concerned about an "apparent violation of statute [sic] regarding the number of dogs allowed in a residential home without a kennel permit being required" (emphasis supplied); and urging the Board to "take the strongest possible action to remove this possible threat from the Flemings and to anyone else in the neighborhood who may be at risk."

Executive Secretary Richard E. Thompson informed those present of the procedure followed at the hearing, noting that all letters were part of the public record, and that all parties aggrieved have ten days to appeal the decision of the Board to the District Court. He informed the parties that

they will be notified in writing, and the time for appeal will not commence until the parties are so notified in writing. Mr. Thompson explained that the Selectmen have wide latitude with regard to their decision in the matter, giving examples of past decisions, and urging anyone with questions after the hearing to call the Selectmen's office.

Additional letters presented by Mr. and Mrs. Chase were read into the record by the Executive Secretary, summarized, in part, as follows:  
- letter from Jerold S. Bell, D.V.M., Valley Veterinary Hospital, South Windsor, Connecticut, dated March 29, 1988, stating that he has served as the Chases' veterinarian since 1984 and in his professional opinion, based on his knowledge of animal behavior and his past treatment of the dogs involving intrusive medical procedures, none of the dogs are vicious, but are well adjusted family dogs;  
- letter from Bob Zapasnik, neighbor across the street at 246 Raymond Road, dated March 30, 1988, stating, in part, that he has only seen the Golden Retrievers with their owners at all times in the back of their yard; other neighborhood dogs, however, do run in the street and in his and other yards; the Golden Retrievers, in his own opinion based on personal experience with them, are "extremely friendly, calm, sweet and sociable" and not "viscious [sic] in any way whatsoever".

Mrs. Chase also showed the Board pictures of their dogs at home with them which were not kept with the record.

Mr. Lawrence Fleming, 250 Raymond Road (corner of Raymond Road and Boston Post Road) stated that because the attack upon his dog took place within his yard near his back porch, because of the severity of the wounds, and because Dr. McNeill had impressed upon him the seriousness of a situation when pack behavior is involved, he had reported it to the Dog Officer and later filed the complaint. He was also concerned because it was his understanding that keeping of three or more dogs required a kennel permit.

Mrs. Nicole Fleming testified that the incident took place on February 23, 1988, at approximately 7:05 a.m., near the Fleming porch about forty-five feet from the street. The Flemings had let their dog out previous to this time for about ten minutes unattended. Her son Mark was preparing breakfast and was witness to the four Chase dogs, all double Tippy's size, on top of Tippy tearing him to pieces.

Mark Fleming testified that he heard their dog yelping, saw the four Golden Retrievers attacking Tippy, startled a couple of the dogs by going out to the back porch, whereupon Mr. Chase came and got his dogs. After Mr. Chase took his dogs home he came back to apologize and, after inspecting Tippy, suggested that the Flemings take the dog to the veterinarian.

Mrs. Fleming reported that they had called the veterinarian at about 7:25 a.m. and took the dog immediately thereafter to the McNeill Veterinary Clinic nearby where he was left for treatment, since they had to go to work. That afternoon she learned that he had required extensive medical treatment, which she described, and would require hospitalization for five to six days. Since that time the dog had to be returned for further medical treatment and is still under care at home. In fact, there have been two other bills for veterinary treatment since the \$144 bill of which the Selectmen are aware. Mrs. Fleming stated that she was concerned because the attack occurred in her

yard to her animal, and that she was fearful for children awaiting the school bus at that time in the morning.

Mrs. Fleming also related an incident seven days after the attack on Tippy when Mr. Chase was out with only one of the dogs on a leash and the others unleashed in his yard, despite the fact that the leash law was applicable at the time; her son walked behind the Chase residence on his way home from work and the leashed dog strained as if to lunge, frightening her son because of the prior incident. Mr. Chase later responded relative to this incident that the dogs did stay on their property and Mark did pet them.

Mr. Fleming reiterated that he was fearful that the incident could be repeated given the pack mentality, and was concerned with the number of dogs being in one building.

Mr. Frank Vana introduced himself and his wife, the owner of the Chase residence, and stated that: he sincerely regrets the incident; that he was told by the Chases before their move that there were two dogs, not five; he has personally had no problems with the dogs when on the property.

Dog Officer Betsy DeWallace stated that she wished to make no further statement.

Mr. Christopher Chase, 245 Raymond Road, testified that he was out with the dogs in his own back yard when the Flemings' dog unattended came onto his property and the older dog gave chase, attacking Tippy in the Fleming driveway. The other dogs didn't bite Tippy, but did come across the street to the Fleming property with him when he went to stop the fight; at that time they had gathered around, but had not participated in the attack, although they were barking. Mr. Chase stated that, in fact, he was the only witness, since Mark Fleming could not actually see what was going on from the Fleming window. Mr. Chase stated that it was a short fight which instantly ended when Mark Fleming came outside, that the Chases' dog M&M was on top, that Tippy was squealing and was obviously in pain. It was, in his opinion, not a fair fight because of M&M's size, but reported that M&M did not come away unscathed since he had a bites on and around his ear.

Mr. Chase informed the Board that they presently own four dogs: two males and two spayed females which are not licensed, representing that they had moved here in November with five dogs, one of which has since died. Later, upon query the Chases stated that the dogs had last been licensed in Amherst.

Mr. Chase continued his testimony, stating that after taking his dogs home, we went back to the Flemings, investigated the wound and saw at first a puncture wound and slice which, in his opinion since he has worked with veterinarians and has had experience in these matters, required stitches. He suggested that the Flemings take the dog to the veterinarian and that he would be responsible for the bill. He had kept in contact with the Flemings and, at a later time when he had called, he and was informed that the dog was in serious condition but that he was doing well. He also informed the Board that the fight happened closer to 7:30 a.m., not 7:05 a.m. as Mrs. Fleming had stated.

Mrs. Chase stated that: when they moved in in November they had been promised a lease which was not given and this prevented them from erecting a

fence; in her opinion, Mr. Vana knew that they had more than two dogs because he was aware that their business involved the dogs and the dogs were used in their advertising; she was also afraid that the Vanas were using this incident in the litigation. Mrs. Chase also informed the Board that they would be moving.

Mrs. Chase stated that they do not allow their dogs to be in their own front yard because of automobile traffic and their dogs are never unattended. The other dog has always been up and down the street and does its business in their front yard. Mrs. Chase stated further that she had not been out with the dogs that morning, however, from the window she could see M&M chase the Fleming dog to the Fleming drive where the attack began. She also noted that when Mr. Chase had gone back over to the Flemings', the Flemings were eating their breakfast and it was on her husband's advice after examining the dog that the Flemings took Tippy to the veterinarian. She also noted that the number of stitches are inconsequential in determining magnitude of a wound since the stitches are in layers.

Mr. and Mrs. Chase represented in various statements throughout the hearing that: they regarded their dogs as their family; their whole lives, both on the private and business level, are involved with their dogs; their routine involves exercising their dogs beginning at 5:30 a.m. when they take the dogs to play in the park or in the back yard, that they are out with the dogs a few times a day and in the early evening and then late at night, but that basically they are at home inside with the dogs since they are designers and work at home; they employ a live-in nanny so that the dogs will never lack for someone at home; they know pets very well, because of their work with animals on a volunteer basis and their study of animals; their dogs do not exhibit pack behavior, in fact, they are submissive and abnormally docile; the dogs have been exposed to large groups of children, also to cyclists and joggers without incident at any time whether in their own yard or elsewhere; the Chases were both concerned and surprised at the fact that the attack occurred at all, since the dogs were known to each other and their dogs have never had a problem with any other animal under any circumstance, including wild ducks and a rabbit; they have consulted with animal behaviorists and the suggestion has been made that the male dog M&M which attacked Tippy might have been suffering from the loss of his father, as humans do, and reacted to the intrusion upon his property in a manner very different from his normal reaction at other times; the dog's reaction to other dogs, cyclists, kids and other persons has been normal in the month since the incident. The Chases both stated that they were very sorry that the event had occurred, but they believed that a reoccurrence would be easily preventable because the Flemings' yard is well fenced and it would be possible for the parties to arrange different times for the dogs to be out.

Upon query from Selectman Cope, Dog Officer Betsy DeWallace informed the Board of the dog owner's responsibilities outside of the hours controlled under the leash law and noted that the means of control of the dogs differed only upon resolution of complaints. Ms. DeWallace opined that this incident could recur between the same dogs.

Selectman Cope advised that the animals be kept in complete control and that both families be guarded in doing so.

At the conclusion of the hearing, it was on motion of Chairman Wallace unanimously

VOTED: That the four dogs owned by Mr. and Mrs. C. Chase, 245 Raymond Road, be restrained by them at all times and licensed immediately.

Upon Mrs. Chase's request that the Selectmen also consider imposing some restrictions upon the Fleming dog, Chairman Wallace responded that it was up to both parties to keep peace in the neighborhood.

Hearing: Removal of Underground Gasoline Storage Tanks - 35 Pantry Road

Present: Fire Chief Michael Dunne; George Sharkey.

Chairman Wallace convened the public hearing, continued from January 11, 1988, to consider the question of authorizing the Fire Chief to order removal of two underground gasoline storage tanks located at 35 Pantry Road, Sudbury, owned by George Sharkey, 16 Haynes Road, noting that the hearing is in accordance with 527 CMR 9.23(2).

Fire Chief Dunne reported that the question involves two underground gasoline storage tanks with no apparent leakage. In 1985, the State adopted Federal regulations which required registration of these tanks with the Fire Department. The Department notified Mr. Sharkey at that time and has heard nothing. The tanks are over twenty years old and have not been tested, and nothing has been done by Mr. Sharkey since the hearing was continued.

Mr. Sharkey stated that he had been unable to attend the public hearing on January 11 and had been represented by his son. He stated that the tanks have been in the ground twenty-two years; there is no leakage; and he intends to remove the tanks as soon as possible. As he has been faced with personal problems including hospitalization, he suggested that he would be able to remove the tanks by August 15 at the latest.

Upon inquiry from Selectman Drobinski as to how he knows the tanks are not leaking, Mr. Sharkey stated that at the time (twenty years ago) when his license was taken away, to his knowledge the tanks were empty. There is now about an inch of a clear liquid in the tanks with no smell, which he presumes is water.

In response to Selectman Cope as to the removal process, Chief Dunne informed the Board that a licensed tank removal company comes, removes the liquid, and then removes the tank, taking it to a licensed tank storage yard for disposal under regulations. The entire local process is monitored and if a leak is found the DEQE is notified of contamination at which time the DEQE takes over.

Since the problem of tank removal has been ongoing since 1980, the Chief recommended that the removal take place as soon as possible.

At the conclusion of discussion and on the recommendation of the Executive Secretary to give Mr. Sharkey ninety days and to monitor the situation in the meantime, it was on motion of Selectman Drobinski unanimously

VOTED: To authorize the Fire Chief to order removal of two underground gasoline storage tanks located at 35 Pantry Road, Sudbury, owned by George Sharkey, said tanks to be removed by July 1, 1988.

#### Warrant Review

Present: Town Moderator Thomas G. Dignan, Jr.; Town Clerk Jean M. MacKenzie.

Chairman Wallace convened the Warrant Review for the 1988 Annual Town Meeting and the April 4, 1988 Special Town Meeting, and turned the Review over to Town Moderator Thomas G. Dignan, Jr.

Mr. Dignan noted that he had received a list of speakers from both the Board of Selectmen and the Finance Committee and would be soliciting information as to other speakers for various articles during the evening. Mr. Dignan was informed of articles, which were known at the time, proposed for indefinite postponement by their proponents in addition to those which would be held when the Consent Calendar was called.

Executive Secretary Richard E. Thompson informed those present that the Town had been informed by the Department of Revenue in writing that it regards a Landfill Enterprise Fund as a legitimate Enterprise Fund under the law.

The Moderator informed those present that he was empowered to use a reverse counting method, in which the negatives are counted first, when there is a forced vote. He also informed the hall that he would make use of the Bourne Rule, but not in its most restrictive form, and that if Town Counsel ruled that any article was illegal, he would not entertain a motion under that article. He informed that Board of Selectmen that he expects a written opinion from Town Counsel relative to Articles 67 and 68 dealing with prohibition of and regulation of residential wastewater treatment plants respectively.

#### Hosmer Memorial Fund Expenditure

It was on motion of Chairman Wallace unanimously

VOTED: To authorize the expenditure of \$1658.03 from the Edwin Barrett Hosmer Memorial Fund to M. A. P. Construction of Dedham for interior renovation work (\$1,635.50) and to Bentley's Stationers (\$22.53).

#### Proclamation - Earth Week/Roadside Cleanup

It was on motion of Selectman Drobinski unanimously

VOTED: To proclaim the week of April 30 - May 8, 1988 as Sudbury Earth Week and designating Saturday, April 30, for the Town Annual Roadside Cleanup and Sunday, May 1, for neighborhood cleanup projects.

#### Eagle Scout Congratulations

The Board of Selectmen signed letters of congratulations to Ronald C. Horton, Jr., and Richard S. Hammond, on achieving the rank of Eagle Scout, to be presented at an award ceremony April 22, 1988, which Selectman Cope will attend.

Excess Parcels of Town-owned Land

Executive Secretary Richard E. Thompson stated that, in accordance with M.G.L. c.40, §15, before Town-owned land can be considered for sale, the Selectmen must make a determination that such land is no longer required for public purposes and, according to Town Counsel, cannot place conditions upon that vote. Assistant Town Counsel David Doneski informed the Board that according to a Wayland case the Board has the option of taking that vote subsequent to Town Meeting action. Mr. Thompson noted that at last year's Town Meeting the Town Moderator required that the parcels be excessed prior to Town Meeting.

After discussion, it was on motion of Chairman Wallace unanimously

VOTED: That the land on Pine Street, now under the control of the Board of Selectmen, shown as Parcels 277 and 278 on Town Property Map H04 and containing .90 acres according to said map, is no longer needed for public purposes.

In response to a question from Selectman Cope relative to the 12-acre Parkinson Land off Hudson Road to be considered for sale to the Sudbury Housing Authority, Mr. Thompson stated that the Hudson Road parcel had not been offered to the Conservation Commission, but it has been under its management since it became a tax possession. In his opinion, the Conservation Commission undoubtedly has great interest in the parcel but that may not supersede the interest of transferring the parcel to the Sudbury Housing Authority, and he would ascertain the Commission's position.

It was noted that the Housing Authority had not finalized its plans relative to Article 29; therefore, it was agreed to hold on the vote to excess the Parkinson Land at this meeting.

Article Discussion with Planning Board

Present: Chairman Russell P. Kirby, James P. Watterson, and Lael M. Meixsell, Planning Board; Town Planner Lee Newman.

The Planning Board updated the Selectmen on the various articles sponsored or of concern to the Planning Board as follows:

Art. 56, Accessory Apartments Bylaw Mr. Kirby explained that this article was submitted as an effort to provide more affordable housing for persons of low or moderate income levels, noting that some units currently exist through variances and some exist without. This article will set standards for such accessory apartments. The Board of Selectmen expressed its support of this article.

Art. 64, Water Resource Protection Districts Mr. Kirby stated that this is the first step in providing zoning protection for the Town's operating wells and with additional information protection will be expanded in the future. Ms. Newman updated the Board on discussions with Executive Secretary Winthrop Fairbank of the Water District, the District's consultant Dr. Chiang, the Town Engineer, Conservation Coordinator, the Executive Secretary and herself relative to some of the details of the article. The Board of Selectmen's



support of this article will be expressed by Selectman Drobinski at Town Meeting.

Art. 67, Prohibit Package Sewage Treatment Plants and Art. 68, Regulation of Residential Wastewater Treatment Facilities Mr. Kirby noted that these articles were submitted as a result of petitions from a group of citizens, in the first instance, and the Residential Wastewater Treatment Facilities Advisory Committee (RWTFAC), in the second instance. Mr. Kirby stated that the Planning Board will report favorably upon both at Town Meeting.

Art. 69, Senior Residential Development Mr. Kirby noted that this petition article is similar to that proposed by El Care for consideration at the 1987 Annual Town Meeting. The Planning Board wishes to study the article further as it has difficulty with some of its provisions, citing as an example that use is not restricted to the elderly only. Therefore, the Planning Board has indicated to the petitioner, Atty. Sokoloff, that it would support indefinite postponement and is awaiting his response.

Articles 72, 73, and 74, Wayside Inn Historic Preservation Residential Zone Mr. Kirby stated that the Planning Board held a well-attended public hearing on these articles, noting that people were evenly divided among opposition, approval or waiting. The Planning Board intends to support a motion to refer the Articles to the Planning Board for further study if this is the petitioner's desire. In any case, it was noted, it will not affect development by Northland of the MacNeill land under agreement. Mr. Kirby stated that, while the need to protect the district is agreed in principle, the method for doing so is not, emphasizing that timing is critical since the deed restrictions expire in December 1996; further, the Town is approaching the point whereby a process can be initiated under the zoning statutes which would "grandfather" parcels of land thereby exempting them from future restriction. The Selectmen agreed to hold on taking a position.

#### Executive Session

At 9:25 p.m., it was on motion by roll call unanimously

VOTED: To go into Executive Session for the purpose of discussing litigation. (Chairman Wallace, aye; Selectman Drobinski, aye; Selectman Cope, aye.)

The Chairman announced that public session would reconvene following the Executive Session.

#### Article Discussion with Conservation Commission

Present: Conservation Coordinator Deborah Montemerlo; Conservation Commission members Cheryl Baggen, John Nixon, Adam Ames, Stephen Yeo.

Upon the reconvening of the public session at 9:50 p.m., Conservation Coordinator Deborah Montemerlo updated the Selectmen on the various articles sponsored or of concern to the Conservation Commission as follows:

Art. 18, Carding Mill Pond Land Acquisition Ms. Montemerlo informed the Board that since the Northland agreement had been signed, the Commission intends to indefinitely postpone the article.

Art. 19, Peirce Land Acquisition (\$245,000) Ms. Montemerlo reported that at the present time there are ongoing negotiations involving Fish & Wildlife and possibly private parties interested in purchasing the Peirce Land. Selectman Wallace pointed out that the Town must ratify its exercise of option at Town Meeting, but it was not clearly known what time limit was imposed upon the Town. Ms. Montemerlo stated that the Commission would have serious problems with losing the right to exercise the option and would make an appointment with Town Counsel to discussion the several methods available to implement it.

Art. 20, Hop Brook Construction Ms. Montemerlo stated that the Commission has plans for a \$15,000 bridge but that they are pursuing available options to lower the cost with developers and the Town Engineer. She reported that the present bridge, a fallen tree, is used by many children taking a short-cut to school, but that the Town's former insurer had raised a safety issue with its use. The Town Engineer had informed the Commission that in order to span 60 ft., which would keep the bridge out of the Flood Plain, it would need to be structurally engineered; therefore, it could not be provided by the original contractor who had volunteered to construct the bridge because he did not have the expertise.

Articles 31,32 and 33, Sale of Willis Lake Drive Parcels Ms. Montemerlo stated that the Commission supports the articles to sell the excess land as they are both very small parcels.

Art. 62, Wetlands Protection Bylaw Ms. Montemerlo reported that the Commission is still working on the Bylaw with Town Counsel and that some further clarification as to intent might be required in some areas of the Bylaw.

Art. 64, Water Resource Protection Districts Ms. Montemerlo informed the Board that the Commission will have no position on changes until the meeting with Dr. Chiang.

Articles 72, 73 and 74, Wayside Inn Historic Preservation Residential Zone Ms. Montemerlo informed the Board that the Commission has not yet taken a position on these articles. Mr. Thompson advised the Commission members of the Board's discussion with the Planning Board and apprised them that the Selectmen were holding on taking a position.

Art. 75, Shahian Conservation Restriction and Walkway Easement Ms. Montemerlo related the history of the grant of the Conservation Restriction on the Crescent Lane property by the Concord Cooperative Bank and stated that the Commission had not yet formulated a position. She reported that the Commission was concerned with the issue of the overflow swale which was an important part of the Restriction and where the elevations should be maintained.

#### Minutes

It was on motion of Chairman Wallace

VOTED: To accept the minutes of the March 21, 1988 regular and executive sessions as presented.  
(Selectman Cope abstained.)

Annual Town Meeting Selectmen Positions, Speakers, and Report

Executive Secretary Richard E. Thompson stated that he had reviewed the list of speakers and positions with Selectman Cope initially upon her election and would be discussing them with her further.

Selectman Cope stated that she had some suggestions relative to revising the draft "State of the Town" report to be made by the Selectmen at Town Meeting. Both Selectmen Wallace and Drobinski were agreeable to the changes being made in concert with the Executive Secretary.

Goodnow Library Income Account

The Board noted receipt of a request, dated March 28, 1988, from Goodnow Library Trustees Chair, Carol Hull, requesting approval for the expenditure of \$1,200 from the Goodnow Library Income Account to pay the firm of Fish, Fish and Katz, library consultants, for the space needs study done for the Library. Executive Secretary Thompson suggested that the Board hold on taking action until Town Treasurer Chester Hamilton, Co-Trustee with the Board of Selectmen, can be included in the process. The Board agreed.

Executive Session

At 10:20 p.m., at the request of the Residential Wastewater Treatment Facilities Advisory Committee, it was on motion by roll call unanimously

VOTED: To go into Executive Session for the purpose of discussing litigation and also for the purpose of discussing collective bargaining matters with Labor Counsel.

(Chairman Wallace, aye; Selectman Drobinski, aye; Selectman Cope, 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 10:00 p.m.

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

Richard E. Thompson  
Executive Secretary-Clerk