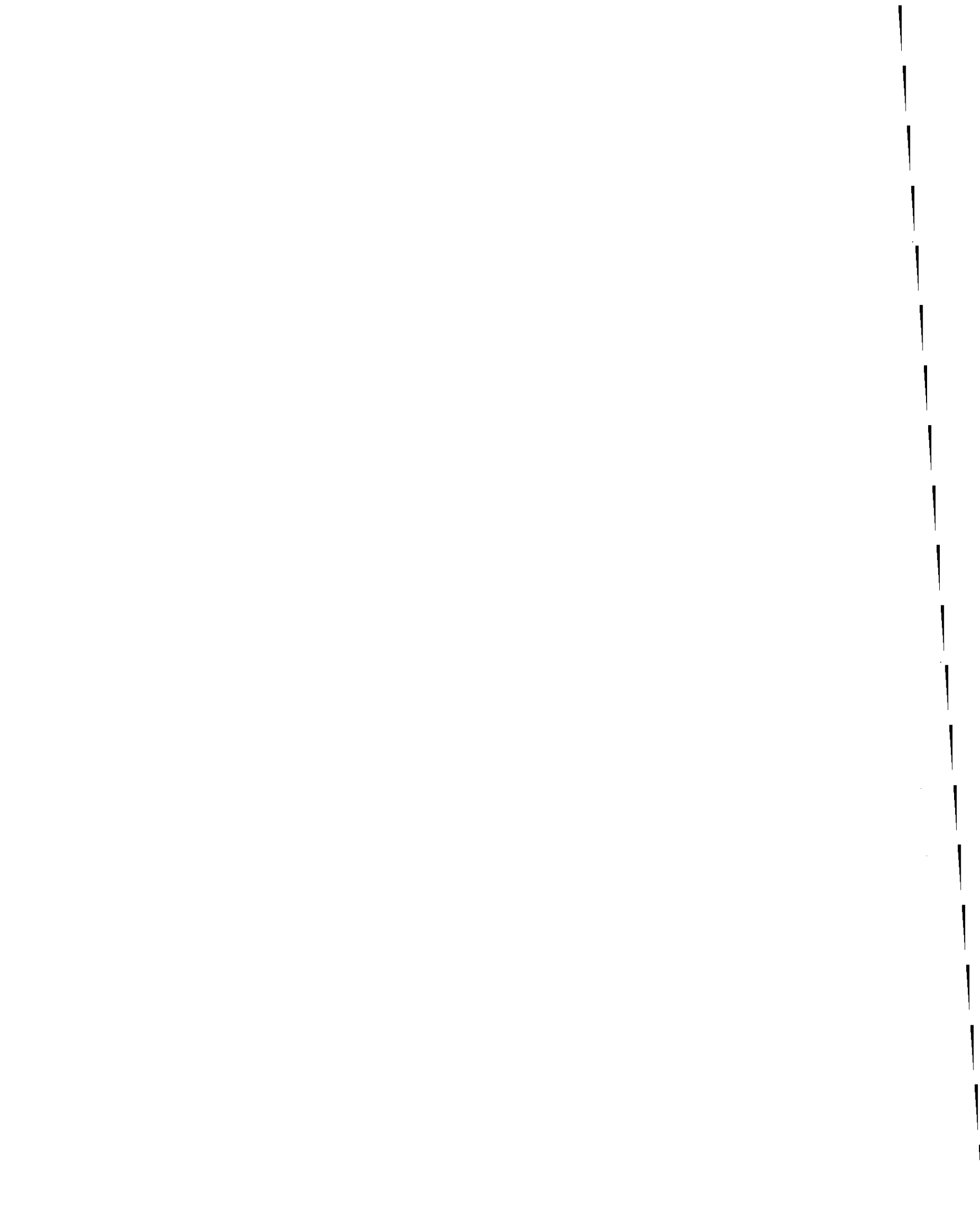


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DF DEFEATED
 IP INDEFINITELY POSTPONED
 POST. POSTPONED
 WITHD. WITHDRAWN

ANNUAL TOWN ELECTION

March 31, 1975

The Annual Town Election was held at the Peter Noyes School with the polls open from 7:00 A.M. to 8:00 P.M. There were 3180 votes cast including 42 absentee ballots (Precinct 1 - 5; Precinct 2 - 4; Precinct 3 - 14; Precinct 4 - 19). Twenty voting machines were used. The precinct results were announced by the Precinct Clerks, and the total results were announced by Town Clerk Betsey M. Powers at 9:45 P.M.

	<u>Pct. 1</u>	<u>Pct. 2</u>	<u>Pct. 3</u>	<u>Pct. 4</u>	<u>Total</u>
MODERATOR: For One Year					
Frank R. Sherman	423	516	532	600	2071
Sheldon H. Pitchel	183	259	281	258	981
Blanks	26	21	49	32	128
SELECTMEN: For Three Years					
John C. Powers	318	381	455	509	1663
Ira M. Potell	293	393	387	363	1436
Blanks	21	22	20	18	81
ASSESSOR: For Three Years					
Arthur A. Babigian	483	596	632	673	2384
Blanks	149	200	230	217	796
CONSTABLE: For Three Years					
Ronald G. Adolph	301	401	419	483	1604
Roger S. Davis	184	219	265	236	904
Blanks	147	176	178	171	672
GOODNOW LIBRARY TRUSTEE: For Three Years					
George D. Max	484	621	650	697	2452
Blanks	148	175	212	193	728
BOARD OF HEALTH: For Three Years					
William J. Cossart	480	600	643	703	2426
Blanks	152	196	219	187	754
PLANNING BOARD: For Five Years					
Albert St. Germain	489	624	681	712	2506
Blanks	143	172	181	178	674
SUDBURY SCHOOL COMMITTEE: For Three Years (Vote for Two)					
Mary H. D'Andrea	421	546	478	538	1983
Gerald J. Hornik	303	345	365	400	1413
N. Cornell Gray	345	410	537	528	1820
Blanks	195	291	344	314	1144
BOARD OF PARK AND RECREATION COMMISSIONERS: For Three Years					
Pasquale T. Piscitelli	445	555	585	630	2215
Blanks	187	241	277	260	965
HIGHWAY COMMISSION: For Three Years (Vote for Two)					
Martha J. Coe	324	396	423	410	1553
Ronald J. Griffin	305	418	454	439	1616
Arthur G. Stansel	232	302	280	376	1190
Blanks	403	476	567	555	2001

	<u>Pct. 1</u>	<u>Pct. 2</u>	<u>Pct. 3</u>	<u>Pct. 4</u>	<u>Total</u>
LINCOLN-SUDBURY REGIONAL SCHOOL					
DISTRICT SCHOOL COMMITTEE:					
For Three Years					
(Vote for Two)					
Susan L. Berry	222	280	230	302	1034
Cameron H. Eiseman	365	410	560	506	1841
David M. Ford	402	475	621	570	2068
Reginald L. Maynard	228	314	225	315	1082
Blanks	47	113	88	87	335

QUESTION:

"Shall licenses be granted in this town for the operation, holding or conducting a game commonly called Beano?"

Yes	302	412	481	392	1587
No	296	332	332	464	1424
Blanks	34	52	49	34	169

(NOTE: Members of the Lincoln-Sudbury Regional School District School Committee were elected on an at large basis pursuant to the vote of the Special Town Meeting of October 26, 1970, under Article 1 and subsequent passage by the General Court of Chapter 20 of the Acts of 1971. The votes recorded above for this office are those cast in Sudbury only.)

A True Record, Attest:

Betsy M. Powers
 Betsy M. Powers
 Town Clerk

1975 FINANCE COMMITTEE REPORT

There is one concern that pervades this year's Town Meeting - the state of the economy. Neighbors and friends are without jobs, prices rise without bound and the taking of property for tax delinquency has reached new highs. The Finance Committee is made up of citizens, just like any other citizens of Sudbury, and we are aware of these difficult times. We would have liked, therefore, to demonstrate our concern by predicting no increase in taxes for next year, but we are faced with too many uncertainties to provide any guarantees. As a result, we must carefully qualify our remarks and provide you with all the information at our disposal so that each of you can assess the impact of every one of your votes on your taxes.

The tax rate established by the Assessors is based on total appropriations, reimbursements and other offsets, and the Town's assessed valuation. After this Town Meeting is concluded we will have determined two of the major elements which contribute to the total appropriations; the budget and the cost of articles. The remaining elements in the appropriations are the Assessors' overlay, and state and county assessments. The Assessors will determine the overlay and, even though the Finance Committee can estimate this account, the state and county assessments are anybody's guess. The reimbursements to the Town are equally unknown and include Federal Revenue Sharing, State funds identified on the Cherry Sheet, School and Highway receipts, free cash, and others. Even the Town's assessed valuation can only be estimated at this time.

Recognizing all this uncertainty we can proceed to consider our financial position and potential tax rate. The Finance Committee budget recommendations are, prior to salary negotiations, equal to a total of \$6,782,610 excluding the Sudbury School budget. Unfortunately, the Sudbury School budget was in a state of flux when these comments were prepared and, as a result, we were faced with one more uncertainty in our attempt to estimate the tax rate. Two figures have been mentioned at School Committee meetings, a low budget of \$4,080,000 and a high budget of \$4,200,000, both without negotiated salary increases. On the basis of the current information, therefore, we must carry forth two budget totals, an amount of \$10,862,610 and \$10,982,610 - the difference being due to the unknown school budget request.

The other expenses which must be included in the gross appropriation are overlay (and overlay deficit), salary increases, State and County assessment, and the cost of warrant articles. Overlay is estimated at \$130,000 and State and County assessments for last year were \$683,603. The total cost of all warrant articles submitted exceeded \$400,000 but the Finance Committee is recommending approval of warrant articles with a cost of only \$93,849 (subject to further hearings on selected articles). Thus, the total appropriation may be almost \$1,000,000 above the budget voted at Town Meeting.

Now, however, let us consider the positive side of the financial picture, offsets to these appropriations. First, the Cherry Sheet - last year in the amount of \$2,001,679. If the State's financial condition does not worsen and the State meets its obligations we may get the same amount as last year. On the other hand, we may get less. But let's be optimistic - let's assume the same as last year. In addition to the Cherry Sheet we can transfer \$100,000 from Overlay Reserve to cover the appropriation for the Reserve Fund, we expect \$180,000 in Federal Revenue Sharing, School and Highway receipts may amount to more than \$70,000, estimated receipts should be approximately \$700,000, Free Cash should be \$350,000 and a group of miscellaneous receipts may total \$13,642. The net result is an optimistic estimated offset of \$3,422,997.

There is only one more part of the puzzle, the assessed valuation of the Town's property. The Finance Committee has been estimating an assessed valuation of \$169,000,000, but the true assessed valuation will be determined by the Assessors. Putting all of these figures together produces the following result - a tax rate between \$49.40 and \$50.10.

Before we all breathe a sigh of relief and congratulate ourselves on a job well done it would be wise to reflect on the conditions that will be necessary to hold the Town's tax rate near this level - only

- o if the Finance Committee budget recommendations are not exceeded
- o if the School Committee votes a budget of no more than \$4,100,000
- o if the cost of warrant articles does not exceed \$100,000
- o if the State and County assessments are equal to last year's

- o if the Cherry Sheet does not show a reduction in Sudbury's share
- o if the Town's assessed valuation exceeds \$169,000,000

then and only then will the tax rate be maintained.

This information is not presented to frighten anyone or force a negative vote on any money issue. The facts are presented to permit you to assess the impact of your vote on the Town's finances. Increased taxes may be necessary or even desirable depending upon the increased services they provide and your personal evaluation of the need. It is fair to say that the Finance Committee recommendations are austere, representing no new hires and no increase or improvement in services. If you want additional services then recognize the need to pay for those services and vote accordingly.

One final note that bears on the Finance Committee's responsibility to the Town. It is often asked - Why does the Finance Committee always have something to say even when there is no money involved? The answer is in the Town Bylaws. Article IV, Section 4, states, It shall be the duty of this committee to consider all articles of any Town Meeting Warrant,..... We must respond to all warrant articles and we try to do so briefly and responsibly. We are appointed by the Moderator as an independent and objective committee to bring the facts before you at these Town Meetings and we sincerely try to serve you well.

Respectfully submitted

Monte Basbas
Ronald L. Blecher (Chairman)
Lawrence Bussey
Elizabeth Byars
Karl E. Clough
Carolyn J. Edwards (Resigned)
Lawrence Gogolin
John J. Hennessy
J. William Linko
Patricia Warshaver

ESTIMATED SUDBURY 1975-76 TAX RATE

DEPARTMENT	1974-75 Appropriation*	1975-76 Recommendation	Increase or Decrease	% of Increase or Decrease	% Total Budget
SCHOOLS					
Sudbury	3,901,500	4,100,000	198,500	5.0%	37.7
LSRHS	2,894,465	2,893,748	- 717	---	26.6
MMRVTHS	192,503	276,219	83,716	43.4%	2.5
Community Use	13,000	17,000	4,000	31.0%	.1
DEBT	643,209	621,480	-21,729	-3.4%	5.7
PROTECTION	967,784	1,014,780	46,996	4.8%	9.3
HIGHWAY	758,883	742,381	-16,502	-2.2%	6.8
GOVERNMENT	342,424	366,817	24,393	7.1%	3.4
LIBRARY	114,116	120,760	6,644	5.8%	1.1
PARKS & RECREATION	106,675	101,600	-5,075	-4.7%	1.0
HEALTH	66,470	69,994	3,524	5.3%	.6
VETERANS	11,605	11,655	50	---	.1
UNCLASSIFIED	<u>443,525</u>	<u>546,176</u>	<u>102,651</u>	<u>23.0%</u>	<u>5.1</u>
	10,456,159	10,882,610	426,451	4.1%	100.0
Estimate of State and County Assessments		683,603			
Special Articles Recommended		93,849			
Estimate of Classification Increases		000			
Estimate of Overlay & Overlay Deficit		<u>130,000</u>			
Gross Estimated Appropriation		11,790,062			
Less Estimated Receipts		2,001,679			
Less Free Cash		350,000			
Less Highway Receipts & Offsets		55,252			
Less Governmental Receipts		700,000			
Less Overlay Surplus		100,000			
Less Revenue Sharing		180,000			
Less School Federal Aid		22,424			
Less Miscellaneous Receipts		<u>13,642</u>			
		3,422,997			
TOTAL TO BE RAISED BY TAXATION		8,367,065			
Tax Rate Based on \$169,000,000 Assessed Valuation			\$49.51		

*Appropriations in this column include \$30,703.68 transferred from the Reserve Fund

PROCEEDINGS
ANNUAL TOWN MEETING

April 7, 1975

The Moderator called the meeting to order at 8:00 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He announced that a quorum was present.

He recognized the Reverend Paul Tivnan, Associate Pastor of Our Lady of Fatima Church, for the invocation.

The Special Chorus of the Lincoln-Sudbury Regional High School sang the National Anthem, following which the Moderator led the citizens in the pledge of allegiance to our flag.

He announced that the amount of free cash or available funds as certified by John H. Wilson, Town Accountant, was \$439,377.69. He stated that he had examined the call of the meeting and the return of the officer who served it and had found them both in order.

Upon a motion made by Mr. John E. Taft, Chairman of the Board of Selectmen, it was

*VOTED: TO DISPENSE WITH THE READING OF THE CALL OF THE MEETING AND
THE OFFICER'S RETURN OF SERVICE AND TO WAIVE THE READING OF
THE SEPARATE ARTICLES OF THE WARRANT.*

The Moderator announced that in accordance with the Town Bylaws all motions of more than a few words in length shall be reduced to writing before being submitted.

He asked that the Boy Scouts pass out copies of the Consent Calendar and announced that it would be the first order of business on April 8th.

At the request of the Moderator, consent was given for the following individuals to address the hall: Mr. Tiliakos, the Planning Board Planner; Mr. Morgan, the Assistant Planning Board Planner; and Mr. Thomas Jewel, Director of the Goodnow Library.

ARTICLE 1: To see if the Town will vote to hear, consider, and accept the reports of the Town boards, commissions, officers, and committees as printed in the 1974 Town Report or as otherwise presented, or act on anything relative thereto.

Hear
Reports

Submitted by the Board of Selectmen.

Finance Committee Report: (Mr. Ronald L. Blecher)

There is one concern that dominates this year's town meeting: the state of the economy. Neighbors and friends are without jobs, prices rise without limit, and the taking of property for tax delinquency has reached new highs.

In these times, it would be pleasant news to hear that local taxes are not rising, but we are faced with too many uncertainties to give you any firm assurances. As a result, we must carefully state all the facts and conditions that relate to the financial impact of your vote so that you can make informed judgments.

Since the printing of the Warrant, there have been a number of changes in our recommendations which I would like to summarize. These involve requests by the Selectmen for adjustments to a few budgets and a revision initiated by the Finance Committee in some salary accounts. In addition to budget changes, we have now completed hearings on the budget items on which we did not report in the Warrant. These hearings and anticipated motions for indefinite postponement by submitters, have caused some change in the costs of special articles.

Salary negotiations are still underway for the Town and as a result, the budgets presented at this meeting do not include, with the exception of the various school budgets, any increases except for step increases. It is anticipated that after negotiations are completed, a special town meeting will be called to address the negotiated increases. The funds for these increases will therefore come from free cash and overlay reserve and will not affect this year's tax rate. They will, however, affect next year's tax rate doubly because the

April 7, 1975

increase will be part of the budgets that are submitted next year and because the use of free cash for this year's increases eliminates that amount of free cash from potential use next year to offset appropriations.

Because the budgets do not include increases, we are altering some of our original recommendations which, for selected individually-rated people and elected officials, had salary increases included before it was realized that negotiations would not be completed. Our revised recommendations are, therefore, consistent. There are no salary increases for anyone with the exception of those included in the Sudbury School Budget, the Lincoln-Sudbury Regional High School Budget, and the Minuteman Regional Vocational High School Budget.

In our Warrant Report, we addressed the question of the tax rate. I would like to review this question in light of our recent changes. The result of changes in the Finance Committee budget recommendations is a reduction of about \$10,000, from \$10,882,000 to \$10,872,000. This figure includes an anticipated budget for the Sudbury Schools of \$4,100,000.

The Warrant recommendations of the Finance Committee on articles now total \$197,000, as opposed to \$94,000 printed in your Warrant. This is primarily due to the subsequent hearings we had on Warrant articles which include now \$45,000 for Sudbus, a single walkway along Hudson Road for \$44,000, and \$10,000 for implementing the first phase of the septage disposal plant. Two of the quantities listed in the Warrant, for Washington Drive and surface drains, are supported at the requested amount, but the hope of the Finance Committee is that we may be able to get by at lower cost if we can still satisfy the legal requirements.

On the basis of these changes we are estimating a tax rate of approximately \$50 per thousand, reasonably close to our current tax rate. This is comprised of a budget of \$10,872,000 and many estimates of assessments, Assessors' overlay and Finance Committee Warrant recommendations of \$197,000. The tax rate is also based on the use of a large fraction of free cash, about \$350,000, and State receipts equal to last year's.

Until the Assessors actually get through gathering all the data, you really will not know what the tax rate is. It is simply an estimate at \$50, and it is up to the Assessors to determine what it will finally be.

We would like to explain what could happen that could make that tax rate substantially different from the \$50.

Every \$100,000 that you vote above and beyond the Finance Committee's recommendations would represent approximately a 60¢ increase in the tax rate. If all of the articles that are in the Warrant are passed, the tax rate would be 70¢ higher. A change in assessed valuation from \$169,000,000, which is the number we have been using, either up or down, would reflect a change of 30¢ in the tax rate. An increase of \$100,000 in State and County assessments would also increase the tax rate by 60¢. A reduction in Sudbury's apportionment on the cherry sheet could cause an increase in the tax rate that would dwarf all other effects, and you all know the financial condition of the State.

These caveats are not presented to frighten anyone or force a negative vote on any money issue. The facts are presented to permit you to assess the impact of your vote on the Town's finances. Increased taxes may be necessary or even desirable, depending upon the increased services they provide and your personal evaluation of the need. It is fair to say that the Finance Committee recommendations are austere, representing no new hires and no increase or improvement in services except for the septic disposal project. If you want additional services, then recognize the need to pay for those services and vote accordingly.

One final note that bears on the Finance Committee's responsibility to the Town. It is often asked why the Finance Committee always has something to say even when there is no money involved. The answer can be found in the Town Bylaws. Article IV, Section 4, states, "It shall be the duty of this committee to consider all articles of any town meeting warrant." We must respond to all articles and we try to do so briefly and responsibly. We are appointed by the Moderator as an independent and objective body to bring the facts before you at town meeting. We sincerely try to serve you well.

The Moderator then stated that we have the happy tradition in this Town of giving the privilege of making the motion under Article 1 of an Annual Town Meeting Warrant to someone we wish to honor. Tonight, that lady has been a resident of Sudbury for fifty-six years, a faithful attending member of town meetings for many, many years. Her first husband, Irving Priest, was a Selectman in 1923 and 1924. Her second husband also served the Town for more than six years on the

April 7, 1975

Ancient Documents Committee. Her daughter, Mrs. Deck, is now serving on the Personnel Board. The mover under Article 1 has been designated as Woman of the Year by the Sudbury Business and Professional Women's Club. She deserves this honor and tonight it is my very great pleasure to recognize for the purpose of making the motion under Article 1, Mrs. Virginia Pastene.

Upon the motion made by Mrs. Pastene, it was

UNANIMOUSLY VOTED: THAT THE TOWN ACCEPT THE REPORTS OF THE TOWN BOARDS, COMMISSIONS, OFFICERS AND COMMITTEES AS PRINTED IN THE 1974 TOWN REPORT SUBJECT TO CORRECTIONS OF ERRORS, WHEN AND IF FOUND.

ARTICLE 2: To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of revenue of the financial year beginning July 1, 1975, in accordance with the provisions of General Laws, Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Section 17, or act on anything relative thereto.

Temporary
Borrowing

Submitted by the Board of Selectmen.

Board of Selectmen Report: (Mr. Taft) This is a routine motion but one very important to the Town's operation. It permits the Treasurer to borrow money on what are called tax anticipation notes so that the Town may have cash to operate prior to the collection of real estate taxes as is now done twice a year.

Finance Committee Report: Recommend Approval.

UNANIMOUSLY VOTED: THAT THE TOWN AUTHORIZE THE TOWN TREASURER, WITH THE APPROVAL OF THE SELECTMEN, TO BORROW MONEY FROM TIME TO TIME IN ANTICIPATION OF REVENUE OF THE FINANCIAL YEAR BEGINNING JULY 1, 1975, IN ACCORDANCE WITH THE PROVISIONS OF GENERAL LAWS, CHAPTER 44, SECTION 4, AND TO ISSUE A NOTE OR NOTES THEREFOR, PAYABLE WITHIN ONE YEAR, AND TO RENEW ANY NOTE OR NOTES AS MAY BE GIVEN FOR A PERIOD OF LESS THAN ONE YEAR IN ACCORDANCE WITH GENERAL LAWS, CHAPTER 44, SECTION 17.

ARTICLE 3: To see if the Town will vote to appropriate from available funds a sum of money for payment of the following unpaid bills, totaling \$7,016.72:

Unpaid
Bills

- \$104.34, to pay Allan Snow retroactive pay for the months of August to December, 1972, inclusive;
- \$230.66, to pay David Ramsden retroactive pay for the months of April to December, 1972, inclusive;
- \$160.49, to pay B. L. Makepeace, Inc., for balance of debt incurred during the 1973/74 fiscal year;
- \$6,201.00, to pay Hughes & MacCarthy for professional services billed October 2, 1974;
- \$320.23, to pay Spaulding Printing Centers for services billed August 30, 1974;

or act on anything relative thereto.

Submitted by the Town Accountant.

Town Accountant Report: The Town can only pay unpaid bills from a prior fiscal or budget year by vote of the Town Meeting or by a Special Act of the State Legislature.

Upon a motion made by Mr. John H. Wilson, Town Accountant, covering the first three items listed in the Warrant only, it was

UNANIMOUSLY VOTED: THAT THE TOWN APPROPRIATE AND TRANSFER FROM FREE CASH, FOR PAYMENT OF THE FOLLOWING UNPAID BILLS:

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\$104.34, TO PAY ALAN SNOW RETROACTIVE PAY FOR THE MONTHS OF AUGUST TO DECEMBER, 1972, INCLUSIVE;

\$230.66, TO PAY DAVID RAMSDEN RETROACTIVE PAY FOR THE MONTHS OF APRIL TO DECEMBER, 1972, INCLUSIVE;

\$160.49, TO PAY B. L. MAKEPEACE, INC., FOR BALANCE OF DEBT INCURRED DURING THE 1973/74 FISCAL YEAR.

ARTICLE 4: To see if the Town will vote to amend the Classification Plan and Salary Schedule, a copy of which is set forth below, in Article XI
Personnel of the Town Bylaws:
Bylaw:

Salary Plan
Art. XI

"CLASSIFICATION PLAN AND SALARY SCHEDULE

CLASSIFICATION	HRS PER WEEK	START	STEP 1	STEP 2	STEP 3	STEP 4
<u>CLERICAL</u>						
<u>ANNUALLY RATED</u>						
Administrative Secretary	35	\$ 7,746	\$ 7,969	\$ 8,195	\$ 8,423	\$ 8,648
Assistant to Town Clerk	35	7,746	7,969	8,195	8,423	8,648
Principal Clerk	35	6,900	7,110	7,359	7,544	7,753
Senior Clerk	35	6,206	6,400	6,672	6,814	7,020
Junior Clerk	35	5,439	5,646	5,840	6,047	6,236
<u>HOURLY RATED</u>						
Senior Part-time Clerk		3.18	3.29	3.42	3.54	3.68
Junior Part-time Clerk		2.51	2.62	2.72	2.81	2.92
<u>FIRE DEPARTMENT</u>						
<u>ANNUALLY RATED</u>						
Fire Chief		INDIVIDUALLY RATED - \$20,000				
Fire Captain	42	\$11,959	\$12,258	\$12,565	\$12,871	\$13,206
Fire Fighter	42	9,721	9,966	10,217	10,463	10,736
<u>SINGLE RATE</u>						
Call Fire Fighter		\$47.19 per year and \$4.54 per hour				
Shift Replacement						
Fire Fighter		10-hour shift - \$35.95				
Fire Fighter		14-hour shift - \$49.44				
<u>POLICE DEPARTMENT</u>						
<u>ANNUALLY RATED</u>						
Police Chief		INDIVIDUALLY RATED - \$20,092				
Sergeant	37 1/3	\$11,928	\$12,229	\$12,542	\$12,848	\$13,124
Patrolman	37 1/3	10,144	10,401	10,666	10,926	11,162
<u>SINGLE RATE</u>						
Administrative Assistant				\$ 1,000 per year		
Fingerprint Officer				\$ 600 per year		
Juvenile-Safety Officer				\$ 600 per year		
Detective				\$ 600 per year		
Provisional Patrolman (Temporary Civil Service)				\$ 8,729 per year		
Police Woman (School Traffic Duty)				\$ 37.17 per week		
Police Matron				\$ 3.07 per hour		
<u>HIGHWAY DEPARTMENT</u>						
<u>ANNUALLY RATED</u>						
Highway Superintendent		INDIVIDUALLY RATED - MAXIMUM				\$21,000
Asst. Highway Superintendent		INDIVIDUALLY RATED - MAXIMUM				\$14,300
Operations Assistant		INDIVIDUALLY RATED - MAXIMUM				\$14,300
Foreman - Highway	45	\$11,172	\$11,469	\$11,768	\$12,087	\$12,384
Foreman - Tree & Cemetery	45	11,172	11,469	11,768	12,087	12,384
<u>HOURLY RATED</u>						
Mechanic	45	4.23	4.43	4.63	4.85	5.04
Heavy Equipment Operator	45	3.87	4.04	4.22	4.35	4.54
Tree Surgeon	45	3.87	4.04	4.22	4.35	4.54
Truck and/or Light						
Equipment Operator	45	3.54	3.68	3.83	3.99	4.11
Tree Climber	45	3.54	3.68	3.83	3.99	4.11
Laborer (Heavy)	45	3.21	3.31	3.45	3.59	3.72
Laborer (Light)	45	2.53	2.63	2.74	2.84	2.97

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CLASSIFICATION	HRS PER WEEK	START	STEP 1	STEP 2	STEP 3	STEP 4
<u>LIBRARY</u>						
<u>ANNUALLY RATED</u>						
Library Director		INDIVIDUALLY RATED - \$13,000				
Asst. Library Director	35	\$ 8,307	\$ 8,637	\$ 9,074	\$ 9,532	\$10,011
Children's Librarian	35	7,988	8,307	8,722	9,159	9,617
Reference Librarian	35	7,988	8,307	8,722	9,159	9,617
Librarian Assistant	35	6,206	6,400	6,672	6,814	7,020
<u>HOURLY RATED</u>						
Asst. Children's Librarian		3.51	3.67	3.83	4.05	4.26
Librarian Asst., part-time		3.17	3.29	3.41	3.55	3.68
Junior Librarian Asst.		2.18	2.32	2.41	2.51	2.60
Library Page		1.90	2.00	2.10		
<u>PARK & RECREATION DEPARTMENT</u>						
<u>HOURLY RATED</u>						
Assistant Recreation Director (Swimming)		3.54	3.68	3.83	3.99	4.11
Recreation Maintenance Supervisor		3.54	3.68	3.83	3.99	4.11
Assistant Recreation Director (Playground)		3.25	3.38	3.51	3.66	3.77
College Work Study Counselor		2.92	3.04	3.15	3.29	3.43
Swimming Instructor		2.92	3.04	3.15	3.29	3.43
Playground Supervisor		2.62	2.72	2.81	2.95	3.01
Assistant Swimming Instructor		2.32	2.41	2.51	2.60	2.72
Playground Leader		2.32	2.41	2.51	2.60	2.72
Wading Pool Leader		2.32	2.41	2.51	2.60	2.72
<u>SINGLE RATE</u>						
Recreation Director				\$ 4,473 per year		
<u>TOWN ADMINISTRATION</u>						
<u>ANNUALLY RATED</u>						
Executive Secretary		INDIVIDUALLY RATED - MAXIMUM			\$24,000	
Town Accountant		INDIVIDUALLY RATED - MAXIMUM			\$15,500	
Town Engineer/Surveyor		INDIVIDUALLY RATED - MAXIMUM			\$18,500	
Building Inspector & Zoning Enforcement Agent		INDIVIDUALLY RATED - MAXIMUM			\$15,500	
Director of Health		INDIVIDUALLY RATED - MAXIMUM			\$17,000	
Junior Civil Engineer	40	\$10,678	\$11,098	\$11,541	\$12,007	\$12,494
Building Services Coord.	40	9,291	9,526	9,763	10,000	10,250
Assistant Dog Officer		6,900	7,110	7,359	7,544	7,753
<u>HOURLY RATED</u>						
Senior Engineering Aide		4.13	4.30	4.47	4.65	4.84
Junior Engineering Aide		3.26	3.40	3.54	3.67	3.82
Student Engineering Aide		2.58	2.68	2.79	2.90	3.01
Custodian		3.18	3.29	3.42	3.55	3.68
Custodian (part-time)		2.51	2.62	2.72	2.81	2.95
<u>SINGLE RATE SCHEDULE</u>						
Veterans Agent & Director		\$ 1,405 per year				
Animal Inspector		\$ 800 per year				
Custodians of Voting Machines		\$ 3.83 per hour				
Census Taker		\$ 3.09 per hour				
Election Warden		\$ 3.09 per hour				
Deputy Election Warden		\$ 3.09 per hour				
Election Clerk		\$ 3.09 per hour				
Deputy Election Clerk		\$ 3.09 per hour				
Election Officers & Tellers		\$ 2.94 per hour				
Plumbing Inspector		75% of established permit fees				

The above annual and hourly rates are based on department average weekly work schedules as follows: Library 35 hours; Clerical staff, 35 hours; Fire Department, 42 hours; Highway Department, 45 hours; Police Department, 37 1/3 hours; all others, 40 hours.

Overtime shall be paid at the applicable rate of time and one-half for all hours worked in the Fire and Police Departments in excess of their respective normally scheduled work week; in the Highway Department in excess of 45 hours in any work week, and in addition to holiday pay for call-in work on Thanksgiving, Christmas and New Year's Day; and all other departments in excess of 40 hours in any

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work week; when such additional work time is directed by the department supervisor. The overtime rate of time and one-half shall be computed upon the employee's base salary, which base salary shall not include longevity, career incentive, overtime or any other benefit. In the Highway Department, when overtime work is required on recall for emergencies, the order of recall shall relate to seniority by qualification. In the Police Department, any officer appearing in court on a criminal or civil matter representing the Sudbury Police Department will during off duty time, be paid court time at the applicable rate of time and one-half (1 1/2), with a four (4) hour minimum for such appearance.

Longevity shall be paid to all permanent full-time Town employees, except individually rated positions and employees of the Police Department, having served continuously as an employee of the Town as follows: after six (6) years, an additional one and one-half per cent (1 1/2%); after ten (10) years, an additional one per cent (1%); and after fifteen (15) years an additional one per cent (1%). In the Police Department, longevity shall be paid to all permanent full-time members of the department, except individually rated positions, having served continuously as an employee of the town as follows: after six (6) years, an additional two per cent (2%) increment per year; after ten (10) years, an additional one per cent (1%); and after fifteen (15) years an additional one per cent (1%) increment per year."

or act on anything relative thereto.

Submitted by the Personnel Board.

Personnel Board Report: (Mr. George Distler)

The Personnel Board would like to give the members of the town meeting a little explanation since this is the first year that a salary and classification plan has come in on which we are basically saying that we are making no recommendations. We are asking everyone to sit back and wait until a special town meeting to find out what is going to go on.

The Town may or may not be aware of the changes that have gone on in the last two years in the collective bargaining process in the State of Massachusetts. Under State law, it is mandatory upon the Town to enter into collective bargaining with approved unions and bargaining units and, in the case of fire and police, to go to binding arbitration, if necessary.

In essence what this means, as far as town meeting is concerned, is that if a contract with any of the bargaining units is entered into, it will then be presented to town meeting for approval. However, the town meeting vote will not be binding upon the terms of the negotiation. They will remain in effect.

The Town will then have the option, in terms of the money which it is to spend, to possibly reduce a budget. This would mean a cut back in staff or in operating expenses of one sort or another. The town meeting no longer can be a final arbiter of our salaries and wages in many instances.

I believe the Town should be aware that the State legislature passed this law on a temporary three-year basis to see how it would work. If people feel that they want fiscal autonomy of the Town to remain with the Town, they should look to their State representatives and question them as to their own particular stands on whether this bill should be repealed or passed again.

Town Counsel Report: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 4 in the Warrant for the 1975 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

VOTED: THAT THE TOWN AMEND THE CLASSIFICATION PLAN AND SALARY SCHEDULE IN ARTICLE XI OF THE TOWN BYLAWS TO READ AS PRINTED IN ARTICLE 4 IN THE WARRANT FOR THIS MEETING.

ARTICLE 5: (No amendments to the Employee Benefit section of the Personnel Bylaws are proposed at this time.)
 Personnel
 Bylaw:
 Employee
 Benefits
 Art. XI

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ARTICLE 6: To see if the Town will vote to raise and appropriate, or appropriate from available funds, the following sums, or any other sum or sums, for any or all Town expenses and purposes, including debt and interest, to fix the salaries of all elected officials and to provide for a reserve fund, all for the fiscal year July 1, 1975, through June 30, 1976, inclusive, in accordance with the following schedule, which is incorporated herein by reference, or act on anything relative thereto.

*(Asterisk denotes that a transfer from the Reserve Fund is included in this figure.)

100 EDUCATION:	110 SUDBURY PUBLIC SCHOOLS			
	(pupils)	1973-74 Expenses (3551)	1974-75 Budget (3400)	1975-76 Requested (3230)
1100 School Committee		3,962	3,660	
1200 Supt. Office		102,304	101,026	
1000 ADMINISTRATION TOTAL		106,266	104,686	
2200 Principals		216,939	226,380	
2300 Teachers		2,425,780	2,252,984	
2400 Textbooks		31,335	24,542	
2500 Library		64,284	59,130	
2600 Audio-Visual		37,548	35,060	
2700 Guidance		113,001	123,950	
2800 Pupil Personnel		22,917	308,437	
2000 INSTRUCTION TOTAL		2,911,804	3,030,483	
3100 Attendance		180	200	
3200 Health Services		43,801	63,010	
3300 Transportation		247,293	230,000	
3400 Food Services		20,374	22,221	
3500 Student Activities		2,478	2,605	
3000 OTHER SERVICES TOTAL		314,126	318,116	
4100 Operation		242,531	298,375	
4200 Maintenance		101,070	115,223	
4000 OPER. & MAINT. TOTAL		343,601	413,598	
7300 Acquisition		11,136	17,242	
7400 Replacement		6,797	7,175	
7000 EQUIPMENT TOTAL		17,933	24,417	
9000 TUITION		8,248	10,200	
TOTAL BUDGET		3,701,978	3,901,500	4,100,000.00**
Federal Aid Applied				-22,423.83
				4,077,576.17
Community Use-Schools	19,058	13,000	17,000	

**The Sudbury School Committee had not voted on the final budget at the time this Warrant went to print.

Mr. Blecher, Chairman of the Finance Committee, moved that the Town raise and appropriate \$4,077,576.11 and appropriate and transfer \$22,423.83 from Federal Aid, P. 1874 Account, to be expended under the direction of the Sudbury School Committee, for all items in 110, Sudbury Public Schools, in Article 6, and raise and appropriate \$17,000 for Community Use of Schools, all for the fiscal year beginning July 1st, 1975.

Finance Committee Report: (Mr. Blecher)

The Sudbury School budget has been the subject of discussion between the School Committee and the Finance Committee for many months now. Even at this time, there is a disagreement of \$100,000 between the Finance Committee motion for \$4,100,000 and the School Committee vote for a budget of \$4,200,000.

The facts behind the school budget will be presented by the School Committee.

The Finance Committee would like to limit its comments to the comparison with last year and our understanding of the items that are included in the School Committee budget. It is the understanding of the Finance Committee that the School Committee budget of \$4,200,000 includes an estimate of negotiated salary

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increases, the same basic program as offered last year, the impact of Chapter 766, and increased fuel and utility costs. The net result of all these factors is a budget which is 7.7% above last year's budget, and due to the decrease in enrollment, an increase of 13% in the per pupil cost over last year.

During the course of the budget hearings, four different techniques for reducing the school budget by \$100,000 were identified. Two involved the curriculum, one was based on slow implementation of Chapter 766 and one on an increase in pupil-teacher ratio. If any one of these suggestions were implemented, the School Committee budget would be equal to the Finance Committee recommendation.

The Finance Committee realizes that a difference in our recommendation and the budget voted by the School Committee could even lead to court action. We sincerely would like to avoid this. We ask the School Committee to present its justification of a \$4,200,000 budget, explain the consequences of the \$4,100,000 budget and take guidance in the response of this town meeting.

Mr. Alfred C. Cron of the Sudbury School Committee then *moved to amend the motion and change the amount on the first line from \$4,077,576.11 to \$4,177,576.11.*

The Moderator then stated that this brings us face to face with a legal problem. Generally speaking, State law of Massachusetts states that a town must appropriate what a school committee requests. The School Committee has just requested a certain figure. It is my opinion, and only my opinion, that to vote any less would be illegal. If we were to vote any less, any ten citizens can petition the Superior Court to have the deficiency restored plus a 25% penalty. The Assessors must include that in the tax rate for the coming year.

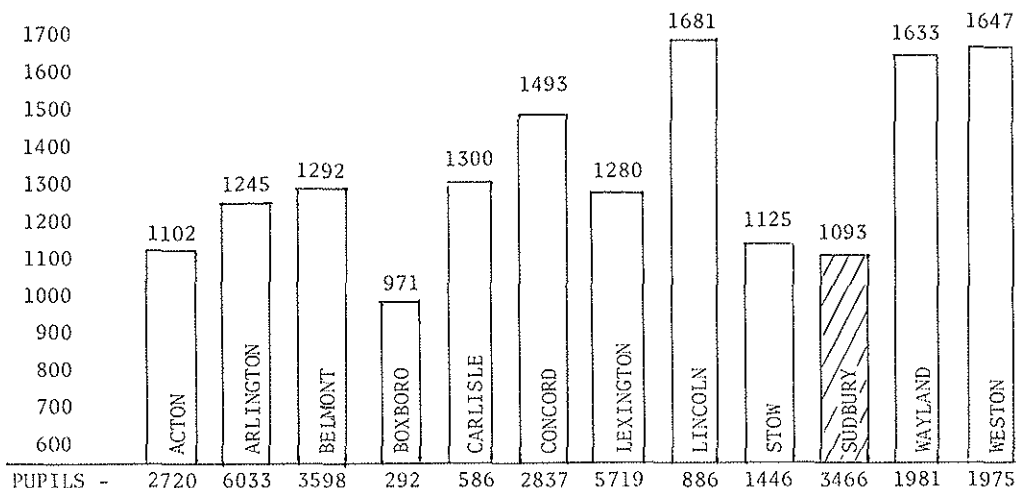
It is my opinion, and only my opinion, that if any ten citizens were to take such action, they would be successful.

Now, how does that affect the deliberations of this town meeting? Not at all. It is usually said that one of the functions of a moderator is not to let the town do anything illegal. There is an exception to that rule as there is to all rules, and that comes when a school budget is before you. The town can do anything that it wants on this school budget, legal or illegal, saving the determination of legality or illegality for another forum, namely the court. Therefore, both motions are properly before the hall, properly the subject of debate, and properly the subject of a vote.

School Committee Report: (Dr. Lawrence Oviaan)

I would like to make the presentation on behalf of the Sudbury School Committee as to why we have voted a \$4,200,000 budget. I will endeavor to give you our rationale and go through it line by line indicating the budget increases and decreases. However, before that I would like to show you a comparable elementary per pupil cost from the latest available figures we have for 1973-74.

CHART A
ELEMENTARY PER PUPIL COSTS 1973-75
MINUTEMAN TOWNS



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This chart shows a breakdown of the elementary populations as well as the per pupil costs for 1973-74 in the Minuteman District. The figures at the top represent the per pupil costs. The figures at the bottom represent the enrollment in elementary grades. One of the interesting figures here is that in '73-'74, Sudbury had 3,466 youngsters with a per pupil cost of \$1,093. The closest community as far as pupil enrollment is concerned is Belmont which had about 3,500 pupils with a per pupil cost of \$1,292. This statistical evidence shows that Sudbury has been providing a very good and very strong quality educational program at a very, very tight budget control with cost effectiveness.

Why \$4,200,000? On your way into the hall tonight, you received the budget breakdown of the Sudbury School Committee showing comparisons between 1974-75 and 1975-76. The budget is broken into six basic categories.

CHART B

SUDBURY PUBLIC SCHOOLS

	1974/75 (12 mo.) Budget	1975/76 (12 mo.) Proposed Budget	Increase or Decrease	% Increase or Decrease	Estimated Reim- bursement
1100 School Committee	3,660	3,600	- 60		
1200 Superintendent's Office	101,026	103,584	+2,558		
TOTAL ADMINISTRATION	104,686	107,184	+2,498	2.4%	25,896
2200 Principals	226,380	222,960	-3,420		
2300 Teachers	2,274,529	2,358,356	+83,827		
2400 Texts	24,542	20,175	-4,367		
2500 Libraries	64,055	60,540	-3,515		
2600 Audio-Visual	35,060	28,295	-6,765		
2700 Guidance	118,289	124,589	+6,300		
2800 Pupil Personnel	305,083	334,927	+29,844		
TOTAL INSTRUCTION	3,047,938	3,149,842	+101,904	3.3%	811,806
3100 Attendance	200	200	0		
3200 Health Services	62,055	69,794	+7,739		
3300 Transportation	230,080	227,409	-2,671		
3400 Food Services	22,221	23,312	+1,091		
3500 Student Activities	2,605	2,605	0		
TOTAL OTHER SCHOOL SERVICES	317,161	323,320	+6,159	1.9%	178,645
4100 Operation	298,375	408,833	+110,458		
4200 Maintenance	98,723	100,733	+2,010		
TOTAL OPERATION & MAINTENANCE	397,098	509,566	+112,468	28.3%	127,392
7200 Improvement	-	-	-		
7300 Acquisition	17,242	3,448	-13,794		
7400 Replacement	7,175	6,440	- 735		
TOTAL IMPR., ACQ., REPL.	24,417	9,888	-14,529	-59.5%	0
9100 Tuitions	10,200	100,200	+90,000		
TOTAL PROGRAM WITH OTHERS	10,200	100,200	+90,000	882.0%	34,236
TOTALS	3,901,500	4,200,000	+298,500	7.76%	1,177,975

Dr. Oviau then gave a detailed explanation of increases and decreases referring to the chart above. The amounts and percents he reported are given in the columns headed "Increase or Decrease" and "% Increase or Decrease".

He explained what some of the line items included and where increases or decreases appeared as follows:

The 1200 account includes those amounts of money for professional secretarial salaries, office supplies, postage, publications and other fees. Increases are due primarily to staff patterns which have been built in, the step increases plus what is negotiated, plus paper supplies. The decreases were primarily in the area of publications and contracted services. We cut back in the fall curriculum which is going to go on throughout the year.

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The 2200 account includes all of the principals.

The 2300 account includes professional personnel, specialists, substitute teachers, teacher-aides, and teachers' supplies. The net increase includes the step increases which have been negotiated in previous years and also anticipated negotiated settlements. Additionally, in this account, the cost of paper has hit us as it hit all of you. Last year we budgeted, for example, 86¢ for a ream of paper. This year the cost per ream of paper is \$1.58. We are ordering less paper, but paying more money for it.

The 2400 account includes all the text supplies for kindergarten through grade 8.

The 2500 account represents the library and includes all of the salaries, supplies and materials used by the librarian.

In the 2600 account, audio-visual, we have put a stop and complete hold order on all equipment purchases in this account. We have achieved a reduction in that one item alone of about \$12,000, but have increased our materials for three basic curriculum areas, library, music and math, so that there is a net decrease in this account of \$6,765.

The 2700 account represents guidance, all of the professional personnel, the clerical personnel, the aides, supplies, and so forth. As a result of the step increases and negotiated settlements, we anticipate a net increase in this account of \$6,300.

The 2800 account is pupil personnel. This is really largely the account where you find the total dollar impact for Chapter 766, the implementation of the special education legislation.

The 3200 account covers the contracted services with Sudbury Public Health Nurses Association and the Greater Framingham Mental Health Association. Both of these have increased for the same services as last year.

The 3300 account covers the bus coordinator, contracted services for 27 buses, special class transportation.

Account 3500 covers student activities involved in both the elementary and junior high school programs, field trips, etc.

Account 4100 covers custodial salaries, supplies, heating, light power, gas, water, telephone and contracted services. There have been three areas of major increases in this account. One was the step increases and the anticipated negotiated settlement. The second area was the supplies that we need for maintaining the school district. The third area, the major area of budget increase, is for heating, light power and telephone. \$93,375 of the total increase is primarily for heating, light power and telephone. Last year, the School Committee budgeted the cost of oil at \$6.82 per barrel. This year it is \$13.80 per barrel, a significant increase. The cost of oil and electricity has gone up. We have reduced the usage of oil by 15%.

The tuition account, 9100, shows a \$90,000 increase which is directly attributable to Chapter 766. Under the law, if the core evaluation makes a recommendation that the youngster go to a private school, the school must send that youngster to private school and pay the costs involved. We pay the full costs and then get reimbursed for the per pupil cost within the district.

As a School Committee, we have endeavored to cut without sacrificing program. We have endeavored to make our budgetary assessments based on their educational impact on our children. We have reviewed this budget as we stated we would when the Finance Committee met with us. And, we still submit this \$4,200,000 budget.

We are not coming back to a special town meeting for additional monies for salary negotiations. We are going to live with the \$4,200,000 budget. That is our budget. We feel it is tight, reasonable and defensible. We have looked at the budget from the top of the line to the bottom of the line.

As a School Committee, we have been charged with providing an educational program which will give the children in this community a firm foundation, a foundation upon which to build their future educational and career choices. Our young people represent our future, our future leaders and the future of our country. We are striving to educate the whole person, not a part.

To cut the budget programmatically is going to impact the youngsters. We do not support a programmatical cut. We feel that the quality given to earlier children should be given to and accorded to those children presently in our

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schools. We do not feel that we can justifiably cut program and still maintain the type of an educational activity for the children of this community.

We have reviewed the recommendations, and they were reviewed in open session as Mr. Blecher indicated earlier, with the four choices: reduction of program at the junior high school; reduction of specialists at the elementary level; not pay the tuition and be subject to all sorts of legal suits; a reduction of an additional number of teachers to increase the per pupil class size. We did not choose to do all of this. Therefore, we have submitted this \$4,200,000 budget to you. We urge your support and your vote for this \$4,200,000 budget.

After discussion, the School Committee's motion for \$4,200,000 was defeated. In favor - 237; Opposed - 256. (Total - 493).

After further discussion, it was

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$4,077,576.11 AND APPROPRIATE AND TRANSFER \$22,423.83 FROM FEDERAL AID, P. 1874 ACCOUNT, TO BE EXPENDED UNDER THE DIRECTION OF THE SUDBURY SCHOOL COMMITTEE, FOR ALL ITEMS IN 110 SUDBURY PUBLIC SCHOOLS IN ARTICLE 6, AND RAISE AND APPROPRIATE \$17,000 FOR COMMUNITY USE OF SCHOOLS, ALL FOR THE FISCAL YEAR BEGINNING JULY 1ST, 1975.

In favor - 378; Opposed - 105. (Total - 483).

ARTICLE 6: 100 EDUCATION: 130 LINCOLN-SUDBURY REGIONAL SCHOOL DISTRICT

A BUDGET	1973-74 Expenditures	1974-75 Budget	1975-76 Budget
(pupils)	(1965)	(1997)	(1959)
1100 School Committee	8,124	9,190	8,650
1200 Supt. Office	107,506	114,480	128,437
1000 ADMINISTRATION TOTAL	115,630	123,670	137,087
2200 Principals	135,435	150,537	187,003
2300 Teaching	1,714,468	2,053,359	2,041,294
2400 Textbooks	24,045	30,099	30,000
2500 Library	52,775	57,392	59,135
2600 Audio-Visual	39,573	48,241	47,902
2700 Pupil Services	138,679	155,710	167,213
2800 Psychological Services	20,656	25,947	23,962
2000 INSTRUCTION TOTAL	2,125,631	2,521,285	2,556,509
3100 Attendance	550	550	50
3200 Health Services	23,661	29,678	34,072
3300 Pupil Transportation	246,509	256,800	263,920
3400 Food Services	3,167	11,605	6,130
3500 Student Activities	49,469	48,967	58,193
3000 OTHER SERVICES	323,356	347,600	362,365
4100 Operation	258,607	293,960	346,717
4200 Maintenance	184,271	201,753	218,404
4000 OPER. & MAINT. TOTAL	442,878	495,713	565,121
5100 Employee Retirement	000	25,710	35,167
5200 Insurance	46,991	68,537	87,720
5000 FIXED CHARGES	46,991	94,247	122,887
6200 Use of School	1,464	1,800	1,800
6000 COMMUNITY SERVICES	1,464	1,800	1,800
7200 Improvements	13,659	4,900	4,866
7300 New Equipment	26,216	44,643	40,000
7400 Replacement of Equip.	18,146	15,174	17,134
7000 ACQUISITION OF FIXED ASSETS	58,021	64,717	62,000
8000 DEBT RETIREMENT & SERVICE	631,133.75	613,831.25	591,137.50
9100 Programs with other Systems in Massachusetts	24,315	17,100	105,443
9000 PROGRAMS WITH OTHER DISTRICTS	24,315	17,100	105,443

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	1973-74 Expenditures	1974-75 Budget	1975-76 Budget
DEDUCTED: Per vote of Regional District School Committee 1/21/75			(55,000)
<u>TOTAL OPERATING BUDGET</u>	<u>3,078,801</u>	<u>3,599,615</u>	<u>3,794,412</u>
<u>CONTINGENCY</u>		75,000	85,000
<u>TOTAL</u>	<u>3,078,801</u>	<u>3,674,615</u>	<u>3,879,412</u>

+Budget does not include programs
applied for under special grants

B SUDBURY ASSESSMENT

Operating Expenses		
including Contingency	2,651,346.24	2,638,601.34
Community Service	1,319.76	779.28
Equipment	51,579.45	46,938.74
Debt Service	190,220.08	207,428.58
<u>TOTAL</u>	<u>2,894,465.53</u>	<u>2,893,747.94</u>

Finance Committee Report: (Mr. Blecher)

The Regional High School has been faced with many increases in their budgets. They have had increases in the heating account, the utilities. They have also been faced with Chapter 766 and with salary increases. They, of course, are somewhat more fortunate in that they had several offsets that helped them out. In last year's budget period, they had some fraction of the July-August salary account still remaining from the 18-month budget and they were fortunate enough to receive some additional reimbursements this year.

But, even when all these factors are considered, they were still faced with a very difficult choice. That choice they took. The budget hearings that were held had very large attendance with the Finance Committee in attendance. They reduced their budget by \$150,000.

Their responsiveness to the current economic situation and their apparent earnest concern for the education of our children has, in our opinion, been extremely well balanced. As a result, with all of these factors considered, there is still no increase in Sudbury's assessment this year, even though the fraction of children coming from Sudbury has increased.

We applaud the efforts of the Regional High School Committee and we urge your support.

Lincoln-Sudbury Regional School District School Committee Report: (Mr. Richard H. Davison)

On behalf of the Regional District Committee, I would like to present, for your information, material concerning the current budget and some background information to give you some feel for what the School Committee, the faculty, and you as parents and taxpayers can expect over the next few years. The Finance Committee has summarized our budget and its impact on the Town this year. Needless to say, we appreciate having the Finance Committee's support. More importantly, we appreciate their constructive help during the budget process.

This budget began last summer when inflation was rampant, but before recession was recognized by more than a few economists. It was intended as a budget to maintain program, not to expand nor to cut back. Every School Committee meeting starting in October was devoted at least partially to this budget. Between then and January 27th of this year when the budget was voted, we had two major meetings with the finance committees of both towns, on the 17th of December and the 20th of January. We also had two formal budget hearings, one in Lincoln on the 7th of January and one in Sudbury on January 8th.

As you all know, by the first of the year the economic tenor had changed radically. Unemployment was soaring, industrial output was being curtailed, and the gross national product was going down, all spelling recession.

For many years, I have sat where you are sitting and listened to school committees presenting their budgets complaining that nobody attended their

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meetings and budget hearings. Well, as you know, we had large numbers of people at our meetings this year. This is especially true as we approached the February 1st deadline for voting the Regional budget.

Two actions resulted from this public response. First, we have tried to respond to the changes in the economic situation. The seriousness of this situation became obvious to us, it has dominated the media and it was clearly expressed by both the Finance Committee and by those of you that attended our meetings.

By votes of the Regional Committee, the budget was reduced by \$150,000. While the operating budget was cut by \$150,000, however, it is still up considerably from last year.

Over 60% of the increase from last year's comparable budget is due to salary increases for the professional and non-professional staff. Another 22% of the increase is due to the State-mandated Chapter 766 program. Electricity rate increases account for 9.3% and all other items only account for the remaining 7.4%.

On January 20th, the Committee voted reductions totalling \$95,000 as follows: \$49,000 is related to reductions in staff or decisions not to add staff because of the impact of 766. We cut \$10,000 from electricity. We reduced the athletic account, mainly in supplies, by \$6,500. We eliminated \$5,000 that had been intended to support Bicentennial programs next year. We reduced the equipment account \$5,000, the cafeteria account \$5,000 and all remaining accounts an additional \$14,500.

The final cut of \$55,000 was made the following week, on January 27th, before voting the final budget. In making this cut, the Committee did not specify line items, but left it to the Superintendent to work with the school community with instructions to come back to the School Committee with recommendations. This process is now going on.

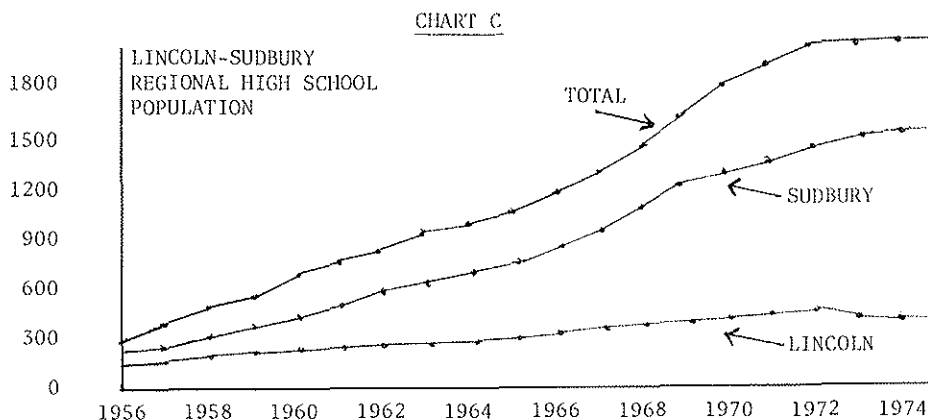
This year's Regional budget results in no increase in assessment to the Town over last year. Even though the operating budget is up, the assessment is essentially unchanged. The reason for this is that we have significant increases in actual and anticipated State receipts and other revenues for this year as compared to the present year thus offsetting the remainder of the budget increase and resulting in a stable assessment.

Earlier I said that two actions resulted from our well attended public meetings. The second action came as a result of the considerable desire expressed by you at our hearing to discuss program and other issues, such as scheduling and discipline. These are issues of concern within the school, but as a Committee we have not involved the public actively in this process. The Committee decided in January to begin a series of public discussions covering these issues after budget, tenure and elections were over. This will begin soon.

One of the problems of the dialogue during a campaign, especially during bad economic and social times, is that it tends to be negative. This is especially the case when there is no incumbent to add balance by speaking out for the many good things that he or she has done and for the progress being made to improve the not-so-good things.

We look forward to as high a participation by you in these series of meetings coming up as in our budget meetings.

Finally a note to the future. Sudbury, Lincoln and our schools are no longer growing. As a town, Sudbury's population remained essentially unchanged this year. Lincoln's elementary population has dropped off sharply. The Sudbury School Committee has reported to you the beginning of the same trend.



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This chart shows you that our population has also peaked. It must, in the future, follow the trends being experienced by the Lincoln and Sudbury elementary systems. Those of you who have been here for several years can appreciate it when I say that we have finally passed through the bow wave.

Growth over the past twenty years has had its good and bad aspects. Growth provides new modern facilities, new people and new programs and new opportunities. However, it has meant rising taxes and constant votes to increase our debt to build new schools or enlarge the ones we had just built a few years before.

Decline also has its good and bad aspects. Certainly our taxes will not be going up due to expenditures for new school buildings. But as those of us here know, who in the past six months have had to lay off some of our people, there are painful aspects to zero or negative growth. Now we face a whole new set of challenges and problems, revaluation of programs and ultimately some reductions in staff.

In discussing these issues, I don't mean to be negative. There is a big difference between a business and a town. For a business to be static and not grow is generally bad. For Sudbury as a town to be stable or grow slowly, at least in my mind, is a welcome change.

We on the School Committee therefore look to the future positively. Our Superintendent, David Levington, is now halfway through his second year. The Committee feels that a great deal has been done to prepare us to face the new challenges of a more stable existence. As many of you know, the School Committee was granted \$70,000 by the National Institute of Education to address just such issues as educational alternatives and how one seriously impacts the rising budget. Many of you here are involved in that program already. Our business, and more so that of our faculty, is the education of our kids. We hope your involvement and interest will continue as we enter this new phase.

For the Committee, I ask for your support of this budget.

*UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$2,893,747.94
FOR THE SUDBURY PORTION OF THE LINCOLN SUDBURY REGIONAL DISTRICT
ASSESSMENT FOR THE FISCAL YEAR BEGINNING JULY 1ST, 1975.*

ARTICLE 6: 100 EDUCATION: 140 MINUTEMAN REGIONAL VOCATIONAL TECHNICAL
SCHOOL DISTRICT

A BUDGET	1974-75	1974-75	1975-76
	12 months Initial Budget	12 months Revised Budget	12 months Budget
1100 School Committee	5,200	5,200	13,220
1200 Superintendents Office	90,302	75,302	135,596
1000 TOTAL	95,502	80,502	148,816
2100 Supervision	34,800	34,800	59,175
2200 Principals	32,200	32,200	40,877
2300 Teaching	493,125	443,401	985,888
Teaching - Special Needs	38,000	61,000	125,850
2400 Text Books	15,000	15,000	25,000
2500 Library	47,300	47,300	74,470
2600 Audiovisual	32,250	32,250	39,450
2700 Guidance (SPC)	175,300	150,300	143,083
2800 Psychological	6,000	27,000	61,300
2900 Educational TV	2,500	2,500	9,000
2000 TOTAL	876,475	845,751	1,564,093
3100 Attendance	1,500	1,500	1,500
3200 Health	14,700	14,700	16,200
3300 Transportation	150,000	122,404	263,215
3400 Food Service	10,000	10,000	10,000
3500 Student Activities	3,000	3,000	12,000
3000 TOTAL	179,200	151,604	302,915
4100 Operation	213,500	188,960	318,051
4200 Maintenance	53,000	46,655	66,125
4000 TOTAL	266,500	235,615	384,176

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	1974-75 12 months Initial Budget	1974-75 12 months Revised Budget	1975-76 12 months Budget
5200 Insurance	34,000	34,000	63,000
5300 Rent	---	48,000	---
5400 Temporary Borrowing	17,000	17,000	25,000
5500 Other Fixed Charges	---	56,205	---
5000 TOTAL	51,000	155,205	88,000
6000 Community Service	1,000	1,000	10,000
7300 Acquisition	25,000	25,000	---
GRAND TOTAL	1,494,677	1,494,677	2,498,000
8000 Capital Budget			
Principal	1,300,000	1,300,000	1,300,000
Interest	542,250	542,250	501,600
TOTAL CAPITAL BUDGET	1,842,250	1,842,250	1,801,600

B DISTRICT ASSESSMENT

I. OPERATING BUDGET	1975-1976
Total Operating Budget	2,498,000
Reimbursement	- 450,000
Surplus	- 10,000
Net Operating Budget	2,038,000

II. CAPITAL BUDGET	
Capital Payment	1,300,000
Interest	501,600
Total Capital Budget	1,801,600
Anticipated Reimbursement	-1,103,135
Net Capital Budget	698,465

TOTAL ASSESSMENT 2,736,465

C SUDBURY ASSESSMENT	1974-75	1975-76
	\$192,503	\$276,219

Finance Committee Report: (Mr. Blecher)

There has been a good deal of discussion over this budget. The primary reason for the increase, of course, is that Sudbury has more children going to the school at this time. The Regional School Committee did respond to the urgings of our Selectmen, the selectmen of many other towns and the Finance Committee in reducing their budget. This seems to be something that we can support.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$276,219 FOR THE SUDBURY PORTION OF THE MINUTEMAN REGIONAL VOCATIONAL TECHNICAL SCHOOL DISTRICT ASSESSMENT FOR THE FISCAL YEAR BEGINNING JULY 1ST, 1975.

ARTICLE 6: 200 DEBT SERVICE

	EXPENDITURES 7/1/73- 6/30/74	APPROPRIATED 7/1/74- 6/30/75	EXPENDITURES 7/1/74- 12/31/74	FISCAL YEAR 1976 7/1/75-6/30/76	
				REQUESTED	RECOMMENDED
201 Loan Interest, Temp.	8,323	50,000	11,786	35,000	35,000
202 School Bond Interest	117,785	102,830	56,080	86,182.50	86,132.50
203 Other Bond Interest	5,010	3,379	1,709	18,897.50	18,897.50
204 Principal, Schools	415,000	435,000	340,000	430,000	430,000
205 Principal, Others	52,000	52,000	2,000	51,400	51,400
TOTAL	598,118	643,209	411,575	621,480	621,480

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Finance Committee Report: (Mr. Blecher)

The numbers you see printed in your Warrant have been reduced in one instance to \$25,000 for one reason. The amount of money that the Town will have to borrow in anticipation of taxes is lower. We had thought at one point that the \$10,000 would be used to pay Sudbury's share of any bonding on the septage disposal facility. That will be treated separately as part of the Warrant articles and we will address it at that time. Therefore, we can reduce this budget by \$10,000 and reduce the total account by that amount.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$611,480 FOR ALL ITEMS IN ACCOUNT 200, DEBT SERVICE, IN ACCORDANCE WITH THE ALLOCATIONS SET FORTH IN THE RECOMMENDED COLUMN, EXCEPT THAT LINE ITEM 201, LOAN INTEREST, TEMPORARY, BE REDUCED TO \$25,000.

ARTICLE 6: 300 PROTECTION OF PERSONS AND PROPERTY

		EXPENDITURES APPROPRIATED			FISCAL YEAR 1976	
		7/1/73- 6/30/74	7/1/74- 6/30/75	7/1/74- 12/31/74	7/1/75-6/30/76 REQUESTED	RECOMMENDED
<u>310 FIRE DEPARTMENT</u>						
310-11	Salaries	315,781	347,167	174,537	337,366	337,366
310-12	Overtime & Ext.Hire	58,864	48,966*	36,399	69,293	69,293
310-21	General Expense	2,810	3,060	1,141	4,700	3,175
310-31	Maintenance Expense	5,863	6,900	3,083	9,100	8,000
310-51	Equipment Purchase	1,120	2,500	2,044	3,460	3,460
310-61	Fire Alarm Exten.	746	500	0	0	0
310-62	Fire Alarm Maint. & Repair	255	200	36	1,500	1,000
310-71	Uniforms	2,944	3,360	2,098	3,920	3,920
310-81	Vehicle Replacement	3,744			4,000	0
<u>310</u>	<u>TOTAL</u>	<u>392,127</u>	<u>412,653</u>	<u>219,338</u>	<u>433,339</u>	<u>426,214</u>
	Federal Revenue Sharing					-90,000
	NET BUDGET					336,214
<u>320 POLICE DEPARTMENT</u>						
320-11	Salaries	252,969	300,512*	147,092	314,457	304,185
320-12	Overtime & Ext.Hire	37,221	37,950*	26,530	58,776	48,000
320-13	Clerical	6,672	7,544	3,760	7,753	7,753
320-16	Crossing Guards	3,902	4,239	1,587	4,209	4,209
320-21	General Expense	14,331	15,600	3,934	13,430	13,330
320-31	Maintenance	18,245	14,250	8,563	20,650	18,500
320-41	Travel Expense	370	1,100*	561	1,000	1,000
320-51	Equipment Purchase	19,831	13,000	0	18,350	13,350
320-61	Auxiliary Police	1,966	500	224	2,000	1,500
320-71	Uniforms	6,889	5,375	3,054	5,425	5,425
320-81	Tuition Reimburs.	---	---	---	3,000	3,000
<u>320</u>	<u>TOTAL</u>	<u>362,396</u>	<u>400,070</u>	<u>195,305</u>	<u>449,050</u>	<u>420,252</u>
	Federal Revenue Sharing					-90,000
	NET BUDGET					330,252
<u>340 BUILDING INSPECTOR</u>						
340-11	Salaries	14,243	14,243	7,582	15,200	15,200
340-12	Overtime	615	266	110	500	500
340-13	Clerical	8,632	10,219	4,997	11,018	11,018
340-14	Dep. Inspector		1,000	245	1,000	1,000
340-15	Custodial	18,701	22,431	8,325	17,290	17,290
340-16	Plumbing	1,835	2,500		2,500	2,500
340-21	General Expense	1,556	1,200	565	1,100	1,100
340-31	Vehicle Maint.	358	325	13	800	800
340-32	Town Hall Maint.	15,550	15,448*	4,499	23,300	21,300
340-33	Centre School Maint.	9,879	8,500	3,306	11,600	11,600
340-34	Loring Parsonage Mnt.	4,162	2,080	542	2,620	2,620
340-35	Police Building Mnt.		3,400	1,747	7,000	5,000
340-36	Hosmer House Maint.	1,999	1,000*	0	2,480	2,480
340-51	Equipment	715	100	0	---	---
<u>340</u>	<u>TOTAL</u>	<u>78,245</u>	<u>82,712</u>	<u>31,931</u>	<u>96,408</u>	<u>92,408</u>

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	EXPENDITURES 7/1/73- 6/30/74	APPROPRIATED 7/1/74- 6/30/75	EXPENDITURES 7/1/74- 12/31/74	FISCAL YEAR 1976 7/1/75-6/30/76 REQUESTED	RECOMMENDED
<u>350 DOG OFFICER</u>					
350-11 Salary	7,170	7,583	3,763	7,753	7,753
350-12 Overtime & Ext.Hire	---	---	---	420	0
350-21 General Expense	7,016	7,180	2,456	7,550	7,550
350-51 Equipment Purchase	---	---	---	---	---
<u>350 TOTAL</u>	<u>14,186</u>	<u>14,763</u>	<u>6,219</u>	<u>15,723</u>	<u>15,303</u>
<u>360 CONSERVATION COMMISSION</u>					
360-13 Clerical	1,155	1,331	554	1,473	1,473
360-21 General Expense	5,319	4,875	223	7,150	5,150
360-31 Maintenance	66	1,500	20	1,500	1,500
360-41 Travel	197	300	41	300	300
360-51 Conservation Fund	---	46,000	2,700	50,000	47,000
<u>360 TOTAL</u>	<u>6,737</u>	<u>54,006</u>	<u>3,538</u>	<u>60,423</u>	<u>55,423</u>
<u>370 BOARD OF APPEALS</u>					
370-13 Clerical	648	2,130	350	2,130	2,130
370-21 General Expense	777	1,200	295	1,300	1,300
370-51 Equipment Purchase	---	---	---	---	---
<u>370 TOTAL</u>	<u>1,425</u>	<u>3,330</u>	<u>645</u>	<u>3,430</u>	<u>3,430</u>
<u>385 SIGN REVIEW BOARD</u>					
385-13 Clerical	---	---	---	2,000	1,000
385-21 General Expense	---	---	---	1,000	500
<u>385 TOTAL</u>				<u>3,000</u>	<u>1,500</u>
<u>390 CIVIL DEFENSE</u>					
390-21 General Expense	241	250	43	250	250
<u>300 TOTAL</u>	<u>855,357</u>	<u>967,784</u>	<u>457,019</u>	<u>1,061,623</u>	<u>1,014,780</u>

Finance Committee Report:

310 FIRE DEPARTMENT: The total budget being recommended for this department will be approximately 3.7% above the amount appropriated for fiscal year 1975. The bulk of this increase exists in the personal services account, although no new positions, and only mandatory step raises are included. Increased maintenance costs result from projected higher prices for utilities services, motor fuel and supplies. The capital equipment budget allows the purchase of two portable radio units which are deemed justifiable, but we are recommending deferral of the replacement of a utility vehicle. Recommend Approval.

320 POLICE DEPARTMENT: The recommended budget for support of the Police Department represents an increase over the current year appropriations of about 6 1/2%. Expanded training requirements, changes in vacation policy and minimum paid time for court appearances have contributed to higher expenses for personal services. Significant increases also exist in the maintenance account occasioned by rising fuel prices and vehicle maintenance. We are recommending reductions in funding for overtime and extra-hire, general expense, maintenance and the capital equipment budget. Recommend Approval.

340 BUILDING AND INSPECTIONS: While maintenance requests have been reduced, the increased costs of fuel and utilities mandate an increase over last year's appropriation for this account. Also included is the Town's assumption of the utilities and upkeep of the Hosmer House. Recommend Approval.

350 DOG OFFICER: This account shows a 3.65% increase over last year's appropriation, mainly as a result of a salary step increase. The request for extra hire for vacation and sick leave coverage has been eliminated in keeping with this department's "make-do" policy. Recommend Approval.

360 CONSERVATION COMMISSION: The Finance Committee recommends a cut in 360-21 of \$2,000 requested for professional appraisal services. As in previous years, the Finance Committee recommends that the funds for appraising potential Conservation Lands comes from the Conservation Fund. The amount of the Conservation Fund has been recommended at the .0275% of Town assessed valuation following the procedure established in 1971. The Finance Committee makes this recommendation with the

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understanding that the Conservation Commission will strongly consider payment of \$16,500 from the Fund to cover the short fall created when Federal Funds for reimbursement were not available. At the 1974 Town Meeting, the use of Federal Funds was proposed to help offset the cost of the Hulbert and Davis land purchases. Recommend Approval.

370 BOARD OF APPEALS: The Finance Committee recommends approval of this account as submitted. Slight increase over last year's appropriation reflects increases in postage, cost of advertising and stationary supplies. Recommend Approval.

The Moderator announced that a new procedure would be used this year on some budget sections. It is common practice in many towns, but it is new in this town. In it, we hope to focus some attention and debate on one question at a time and to eliminate some of the questions of arithmetic which plagued us last year led to nothing but overuse of our pocket calculators.

Item 300, and several other items later on in this budget, are going to be treated as one big consent calendar. I am going to read these line items one by one. If anybody has any question on any of them, please say "hold" in a loud clear voice. That will be removed from this consent calendar and treated separately later on. Items upon which we do not hear a "hold", will be passed all at once, treated as passed, and subject to the rules about reconsideration.

The Moderator then read each line item under 300 in order by number and noted the line items that were held. Upon a motion made by Mr. John Hennessy of the Finance Committee, it was

UNANIMOUSLY VOTED: TO RAISE AND APPROPRIATE THE SUMS OF MONEY SET FORTH IN THE RECOMMENDED COLUMN FOR ALL ITEMS IN ACCOUNT 300, PROTECTION OF PERSONS AND PROPERTY, EXCEPT 310-11, 310-51, 310-62, 320-11, 320-12, 320-31.

After making the motion under line item 310-11, Mr. Blecher of the Finance Committee stated that the reason this line item was held was merely the technicality of being assured that we can apply the Federal Revenue Sharing in the way that it is supposed to be applied.

UNANIMOUSLY VOTED: THAT THE TOWN APPROPRIATE AND TRANSFER \$90,000 FROM PUBLIC LAW 92-512, FEDERAL REVENUE SHARING ACCOUNT AND RAISE AND APPROPRIATE \$247,366 FOR LINE ITEM 310-11.

After making the motion under line item 310-52, Mr. Taft, Chairman of the Board of Selectmen, stated that for some time now the Town has had a practice of buying gasoline in bulk for the use of Town vehicles. In particular, we have a small installation at the Highway Garage that is used almost entirely by the Highway Department vehicles and uses what we more conventionally know as leaded type gasoline.

We also have another facility with a 3,000 gallon capacity located behind the South Fire Station which is used for the Police, Fire and other vehicles, but the main user of this, once again leaded gas facility, is for Police vehicles.

In its recent purchase, the Town had no choice but to buy vehicles that take unleaded gas. If leaded gas is used in these vehicles, it poisons the catalyst in the emission control system and puts it effectively out of order. Therefore, since we bought those new cruisers, we have had to buy unleaded gas from local service stations at a little bit less than retail price, but essentially buying at retail compared to the wholesale. The difference in price between what we are paying now at the service station retail and what we can buy the gas for at wholesale is 10 to 12¢ per gallon.

By expending \$3,000 to put in an unleaded gas facility at the South Fire Station in addition to the leaded gas facility, we will save an estimated \$980 the first year, and approximately \$1,200 the second year in gasoline charges. We think it makes sense for the Town. We have had a wholesale purchase gasoline practice in the Town for quite a few years and it has paid off. We should continue it and that is the purpose of this change in appropriation.

This came up after the budgets were submitted to the Finance Committee, and that is the reason that the sum is not in the original request. The original request was for \$3,460 and the Finance Committee agreed with that. What is being proposed is an additional \$3,000 for an unleaded gas tank, pump and hose facility at the South Fire Station.

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Mr. Blecher stated that in this particular matter the Finance Committee concurred with the Selectmen that this is a useful purchase.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$6,460 FOR LINE ITEM 310-51, EQUIPMENT PURCHASE.

After making the motion under line item 310-62, Mr. Taft stated that about two and a half to three months ago the central fire alarm signalling system in the Fire Department gave out momentarily. It caused the Chief to have a complete investigation made of the system, and we realized that it needed to be replaced. A transfer request was prepared to the Finance Committee to replace the system so that we would have a dependable fire alarm signalling system at the fire headquarters. We also realized the state of the Reserve Fund. We talked with the Chief, and after the transfer was submitted we agreed with the Finance Committee to withdraw it since the Chief was able to make arrangements to keep the system alive from now until the end of the year. Mr. Taft then asked that the Fire Chief explain more fully what it entails.

The Fire Chief, Mr. Frost, stated that this is the piece of equipment in the fire station that announces a fire in any of the public buildings that are protected with radarized heads, such as churches, Raytheon, the bowling alley, as well as the boxes that are on the street corners. The system was installed back in the fifties. When it was installed, the only box we had was for the Regional High School and it was a one-circuit panel. As we went along through the years and we thought we were going to have a new fire station, we kept putting off adding to the new equipment. We have made do until such time as we came up with a new fire headquarters. This has not transpired. We finally ran out of adhesive tape, and in January, we had a serious breakdown when we were without any notification facilities for over three hours. We have remedied that again with a little more tape.

Our present system is protecting over nine million dollars worth of Town-owned property as well as \$4,555,000 worth of business and industrial property. One of the main jobs of your fire service is prevention. The second job is extinguishment. In order to extinguish with a minimum force such as we have, we have to have immediate notification. By convincing the builders, the manufacturers and the business people to put in sprinklers and fire alarms in their buildings which are tied into a municipal system, we are saving ourselves money.

Mr. Hennessy of the Finance Committee stated that the Finance Committee concurred with this amendment.

After discussion, it was

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$10,000 FOR LINE ITEM 310-62, FIRE ALARM MAINTENANCE AND REPAIR.

After Mr. Hennessy of the Finance Committee made the motion under item 320-11, Mr. Blecher stated that this is very much the same thing as before. It is merely allocation of the Federal Revenue Sharing. It is a necessary action.

UNANIMOUSLY VOTED: TO APPROPRIATE AND TRANSFER \$90,000 FROM PUBLIC LAW 92-512, FEDERAL REVENUE SHARING ACCOUNT, AND RAISE AND APPROPRIATE \$214,185 FOR LINE ITEM 320-11.

Mr. Hennessy made the motion under item 320-12, and it was

UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$48,000 FOR LINE ITEM 320-12.

Mr. Taft made the motion under line item 320-31 and stated that this is, in a sense, a companion to the previous motion under equipment purchase involving unleaded gasoline. At the time we went through the study of the whole gasoline situation in the Police Department, we got a clearer picture of what the current level of patrol work is costing us in the Town. I would like the Chief of Police to further present information on this request.

Chief Lombardi stated, "When I made up this budget last year, the batteries of my calculator went dead, and I came up with a \$2,000 mistake. I estimated the gas bill at \$845 last year. I found that in the first three months of the

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year, we have spent \$3,052.58 on gasoline. The average monthly cost is over \$1,000. This is the reason for the increase. I asked for \$10,000. I think we need \$2,000 more to take us through the 12 months."

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$20,500 FOR LINE ITEM 320-31 MAINTENANCE.

Upon a motion made by Mr. Taft, it was

UNANIMOUSLY VOTED: TO ADJOURN UNTIL TOMORROW NIGHT AT 8:00 P.M. IN THIS HALL.

The meeting adjourned at 10:47 P.M.

PROCEEDINGS
ADJOURNED ANNUAL TOWN MEETING
APRIL 8, 1975

The Moderator called the meeting to order at 8:10 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He announced that a quorum was present.

He announced that the Consent Calendar would be the first order of business and explained the procedure.

*UNANIMOUSLY VOTED: TO TAKE OUT OF ORDER AND TOGETHER AT THIS TIME THE
FOLLOWING ARTICLES ON THE CONSENT CALENDAR: 7, 10, 11, 15, 16,
17, 18, 19, 20, 21, 22, 30, 36, 37, 38, 39, 44.*

UNANIMOUSLY VOTED: IN THE WORDS OF MOTIONS AS DISTRIBUTED.

(See individual articles for motions voted.)

ARTICLE 6: 400 HIGHWAY DEPARTMENT

	EXPENDITURES 7/1/73- 6/30/74	APPROPRIATED 7/1/74- 6/30/75	EXPENDITURES 7/1/74- 12/31/74	FISCAL YEAR 1976 7/1/75-6/30/76 REQUESTED	RECOMMENDED
410-11 Supt. & Asst. Sal.	16,981	33,300	11,440	49,600	49,600
410-13 Clerical	12,067	13,994	6,766	14,366	14,366
410-14 Commission Salary	1,600	1,600	725	1,600	1,600
410-21 General Expense	3,356	4,880	1,815	5,750	5,750
410-31 Maintenance	13,732	14,000	3,111	13,500	13,500
410-41 Travel	75	200	0	200	200
410-42 Out-of-State Trav.	---	300	---	300	300
410-51 Admin. Equipment	529	1,700	1,645	1,350	1,000
410-71 Uniforms	7,150	6,000	1,421	6,000	6,000
410 Sum	55,490	75,974	26,923	92,666	92,316
420-11 Operating Salary	201,054	233,292	99,090	219,974	219,974
420-12 Operating Overtime	16,696	37,275	14,019	39,698	20,000
420 Sum	217,750	270,567	113,109	259,672	239,974
420-20 Road Work					
- 1 Operating Materials	27,712	17,233	2,645	16,600	16,600
- 3 Hired Equipment				10,000	6,000
- 4 Contractors	134,877	135,000	110,559	53,213	53,213
- 5 Signs & Markings	11,204	10,500	5,020	14,840	10,500
- 6 Chapter 81	---	---	---	34,500	34,500
- 7 Drainage				50,100	25,000
- 8 W.W.I Park Maint.				7,475	0
420-20 Sum	173,793	162,733	118,224	186,728	145,813
420-30 Trees					
- 1 Tree Materials	8,078	---	---	4,500	2,500
- 3 Hired Equipment	1,187	1,000	192		
- 4 Contractors	9,996	8,000	0	7,800	7,800
420-30 Sum	19,261	9,000	192	12,300	10,300
420-40 Landfill					
- 1 Contractors				6,127	6,127
- 3 Hired Equipment*	3,802	1,709*	1,122*	8,000	4,000
- 4 Maintenance				370	370
420-40 Sum	3,802	1,709	1,122	14,497	10,497
420-50 Cemeteries					
- 1 Materials	1,793	2,000	1,175	3,400	2,000
- 5 Contractors				6,300	6,300
420-50 Sum	1,793	2,000	1,175	9,700	8,300

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	EXPENDITURES 7/1/73- 6/30/74	APPROPRIATED 7/1/74- 6/30/75	EXPENDITURES 7/1/74- 12/31/74	FISCAL YEAR 1976 7/1/75-6/30/76 REQUESTED	RECOMMENDED
420-61 Chap. 81 Maint.	47,681	34,500	22,740	---	---
420-62 Chap. 90 Maint.	25,500			---	---
420-63 Chap. 90 Const./765	4,459	28,100	0	45,300	45,300
420-60 Sum	77,640	62,600	22,740	45,300	45,300
430 Machinery					
-20 Fuels & Lubr.	15,070	17,500	5,027	22,381	22,381
-30 Parts & Repairs	33,189	32,000	12,087	45,296	40,000
-40 Equipment	33,820	25,000	5,864	45,500	3,500
430 Sum	82,079	74,500	22,978	113,177	65,881
460 Snow & Ice					
-30 Materials	42,374	33,500*	6,352	44,000	37,000
-40 Equipment	9,329	9,000	974	24,220	9,500
-50 Contractors	11,041	16,000	550	22,000	18,000
-12 Overtime	8,966	16,300	674	20,000	17,000
-60 Sweeping				14,000	14,000
460 Sum	71,710	74,800	8,550	124,220	95,500
470 Street Lighting	21,175	25,000	9,871	27,500	27,500
New Locations				1,000	1,000
470 Sum	21,175	25,000	9,871	28,500	28,500
400 TOTAL	724,493	758,883	324,884	886,760	742,381
Chapter 825 + Interest					-45,300
Chapter 1140 Interest					- 5,227+
Cemetery: Mt. Pleasant					- 945
Mt. Wadsworth					- 845
North Sudbury					- 685
Old Town					- 150
New Town					- 2,100
NET BUDGET					687,129

Finance Committee Report: The recommended budget represents a reduction of \$145,419 from the Highway Commission's original budget submission of \$887,800, primarily by the elimination of major capital expenditures and curtailment of the new drainage program. The Finance Committee supports the Highway Commission efforts to provide Sudbury with good roads and services and we feel that our budget recommendation will enable the Commission to continue their program cost effectively with their present personnel in this period of belt tightening and holding the line financially. Recommended decreases in the various accounts have been made accordingly.

The Overtime and Extra-Hire account (420-12) fills the needs of the tree, cemetery, landfill and roadwork departments by the use of summer help plus required overtime for regular employees when overtime cannot be avoided. The requested amount is reduced from \$39,698 to \$20,000. Reductions in the Operations Roadwork account (420-20) are made in Hired Equipment (\$4,000), Signs and Markings (\$4,340), Drainage (\$25,100) and World War I Park Maintenance (\$7,475). The Master Drainage Study recommended immediate and deferred action items to be done by Highway Department personnel and this cost was included in the submitted budget in the Extra Hire and Roadwork Operations accounts. The Finance Committee regards this drainage program as a very high priority item but, in the interest of holding the tax rate, we urge the Highway Commission to accomplish its planned action program within the tight budget recommended. The new item of World War I Park Maintenance is not approved, in line with our policy of recommending no new programs this year. Park and Recreation has maintained this park in the past and should continue to do so.

The stone seal road resurfacing, which has been so successful from its introduction in 1972 and continued at an annual budget rate of \$135,000 since then, is now submitted at \$53,213. The Tree, Cemetery and Landfill accounts show increases which are based on specific justified requirements for materials and work that has to be done. The Fuel account (430-30) reflects a projected 25% increase in energy cost but the Parts and Repair account (430-30) is reduced. The purchase of a new vacuum type sweeper is not recommended. The Snow & Ice account (460) shows an increase

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in materials and hired contractors but this is in line with average experience. Included in this account is a program of street sweeping by a hired contractor at the end of the winter. The sidewalk snowplow requested in this account has been deleted as we feel that its need depends on the implementation of the proposed walkway program. Recommend Approval.

The Moderator stated that he proposed to treat this also as a consent calendar. He then read each line item under 400 in order by number and noted the line items held.

UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE THE SUMS OF MONEY SET FORTH IN THE RECOMMENDED COLUMN FOR ALL ITEMS IN ACCOUNT 400, HIGHWAY DEPARTMENT, EXCEPT 410-11, 420-20-4, 420-20-5, 420-20-7, 420-51, 420-55, 420-63, AND 430-40.

After making a motion under item 420-11, Mr. Karl E. Clough of the Finance Committee stated that the Finance Committee, in accordance with its previous statement on holding the line on all salaries, wishes to reduce the recommended salary in the account from \$49,600 to \$47,600 for the purpose of holding the line.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$47,600 FOR ALL ITEMS IN ACCOUNT 410-11.

After making the motion under item 420-20-4, Mr. Clough stated that this is strictly a bookkeeping item to erase the savings account which has been maintained for Chapter 1140 account.

UNANIMOUSLY VOTED: THAT THE TOWN APPROPRIATE AND TRANSFER \$5,227.05 FROM THE CHAPTER 1140 INTEREST ACCOUNT AND RAISE AND APPROPRIATE \$47,985.95 FOR LINE ITEM 420-20-4.

Mr. Clough then moved that we appropriate and raise \$10,500 for account 420-20-5.

Mr. Frederick W. Welch of the Highway Commission moved to amend Article 6, Account 400, line item 420-20-5 by increasing the recommended amount of \$10,500 to \$14,840.

Mr. Welch stated that the Highway Commission, through its amendment, is requesting town meeting to authorize the expenditure of funds as shown in the requested column of the Warrant.

The signs and markings account has provided the Town with funds to provide proper street, directional and traffic regulatory signs. This account also provides funding so that the Department can provide painted street center lines, school crosswalk areas, and provide striping in municipal parking areas, school areas and intersection channelization. The maintenance of traffic islands is not a new function. It has been removed from under the Roadwork Operations Account and placed here in order to provide more fiscal control.

The cut recommended by the Finance Committee will result in a cut in the services I have listed. No matter how you slice it, the recommended amount is not sufficient to do the job. The Commission considers the \$14,800 the least amount that can be requested to provide the functions listed.

CHART D

SIGNS AND MARKINGS ACCOUNT 420-20-5

<u>FISCAL YEAR</u>	<u>NO. OF SIGNS REPLACED</u>	<u>COST PER SIGN</u>	<u>% OF VANDALISM</u>	<u>COST OF VANDALISM</u>
1973-1974	183	\$20.73	95	\$3,604.30
1974-1975	193	\$20.73	95	3,772.86
1975-1976	194	\$36.00	95	6,624.00

Under the heading of signs, we have experienced high rates of vandalism. Of the \$4,000 appropriated last year, \$3,772.86 will be spent to replace vandalized signs throughout the Town. The cost of signs has almost doubled the vandalism account for 1975-76.

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CHART E

SIGNS AND MARKINGS ACCOUNT 420-20-5

BUDGET BY YEAR, 1974-75 AND 1975-76

<u>FISCAL 1974-75</u>	
Signs (New and Replacement)	\$ 227.14
Signs (Vandalism)	3,772.86
Pavement Markings	6,500.00
	<u>\$10,500.00</u>

<u>FISCAL 1975-76</u>	
Signs (New and Replacement)	\$ 376.00
Signs (Vandalism)	6,624.00
Pavement Markings	7,280.00
Maintenance Traffic Islands	560.00
	<u>\$14,840.00</u>

In this chart you can see the relationship between this year's expense and next year's estimated costs. These figures represent an effort to keep pace with what our suppliers inform us will be the actual cost to reproduce this year's program.

A "No" vote on the amendment will effectively prohibit spending above last year's itemized amounts shown here. A "Yes" vote will insure a continuation of last year's program without expansion.

The Highway Commission urges a "Yes" vote on the amendment.

Mr. Clough stated that the Finance Committee moved to cut this account to \$10,500 strictly on a dollars and cents basis. We felt that the Highway Commission could keep within last year's allocations of funds on this. We were cutting everybody's account and the Highway Commission was no different.

Mr. Welch's amendment was defeated.

VOTED: THAT WE APPROPRIATE AND RAISE \$10,500 FOR ACCOUNT 420-20-5.

After making the motion under item 420-20-7, Mr. Clough stated that the Finance Committee regards this drainage program as a very high priority item but in the interest of holding the tax rate, we urge the Highway Commission to accomplish its planned action program within the tight budget recommended. The Highway Commission had requested \$50,000. We cut it to \$25,000.

Mr. Eugene Naegele then moved to amend account 420-20-7 to read zero dollars. He stated that the Sudbury Taxpayers' Association believes that in these times, when everyone is having problems with expenses, that any expense this large should be specific as to what part of the Town it is going to be in and exactly what work is going to be performed. You will note that the Sudbury Taxpayers' Association supports the drainage in Article 35. However, we feel that just to carry this as a budget item in the Highway Department is inappropriate, and we recommend that this account number be amended to zero.

After discussion, Mr. Naegele's amendment was defeated.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$25,000 FOR LINE ITEM 420-20-7.

After making the motion under item 420-50, Mr. Clough stated that these amounts are taken from interest in the accounts and that is the reason for the transfers.

After discussion, it was

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$3,575 AND APPROPRIATE AND TRANSFER THE STATED SUMS FROM THE FOLLOWING ACCOUNTS:

MT. PLEASANT CEMETERY ACCOUNT	\$ 945.00
MT. WADSWORTH CEMETERY ACCOUNT	845.00
NORTH SUDBURY CEMETERY ACCOUNT	685.00
OLD TOWN CEMETERY ACCOUNT	150.00
NEW TOWN CEMETERY ACCOUNT	2,100.00

FOR ALL LINE ITEMS IN 420-50.

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Mr. Clough made the motion under item 420-63 and stated that the Warrant refers to Chapter 765 construction. The motion calls for Chapter 825. We had to put it as 825 because the money came to us with the notation that it was from Chapter 825. In explanation of our change from \$45,300 to \$46,396, it's strictly a housekeeping article. The additional money is in the savings account, and the Accountant would like to close that out.

UNANIMOUSLY VOTED: THAT THE TOWN APPROPRIATE AND TRANSFER \$46,396.56 FROM THE CHAPTER 825 ACCOUNT FOR LINE ITEM 420-63.

Mr. Clough moved to raise and appropriate \$3,500 for account 430-40.

Mr. Welch then moved to amend Article 6, Account 400, line item 430-40, Machinery Equipment, by increasing the recommended amount of \$3,500 to \$47,000.

Mr. Welch stated that the Highway Commission is requesting an increase in the equipment purchase account in order to replace the Town's existing street sweeper. The funds requested will be sufficient to purchase the latest model sweeping equipment available for this function.

The function of street sweeping is one of those that most of us have more or less taken for granted over the years. It is, however, an essential part of a good road maintenance and effective safety program.

In selecting sweeping equipment, one must consider speed of operation, maneuverability, maintenance cost and upkeep expense, dependability, ecological considerations and associated expenses such as labor, additional backup or assistance equipment and operational costs. In the light of all these factors, the Highway Commission recommends that the Town purchase a vacuum type street sweeper to replace existing equipment at a cost of \$43,500. This machine will replace our existing street sweeper with a replacement cost of \$25,000 and our existing truck that carries our catch basin cleaner at a replacement cost of \$22,500, or a net savings of \$4,000 in capital equipment costs.

Several towns have used this type of street sweeping equipment over an extended period with a resulting savings obvious from what reports we have been able to obtain. Sweeping costs per curb mile average \$5.75 with conventional sweeper and \$3.75 with vacuum sweepers, or a savings of \$2.00 per curb mile, including labor and maintenance, from those towns reporting.

Maintenance costs for our present equipment is no less than \$2,100 per sweeping season while maintenance costs of a vacuum sweeper is about \$300 per season.

There are other advantages such as eliminating the need for a separate catch basic cleaner. There is no need, with this type of equipment, to assign a truck and front end loader to pick up collected materials that the sweeper has picked up along the streets, thus tying up a truck, front end loader and two additional employees.

This equipment can sweep in the rain, whereas other equipment cannot. It will pick up broken bottles, glass, cans, sticks, rocks and other foreign matter, whereas other types of street sweepers cannot.

A comment about the sweeping funds in the snow and ice account. These funds are intended to supplement the use of Town-owned equipment. Removal of sand used during the winter is only one of the uses to which we place a street sweeper. We do not recommend an increase in the snow and ice account, which you have already voted, to avoid the purchase of this needed equipment.

All told, where the cost of this equipment is high for a single unit, it will actually save dollars while increasing productivity with present staff. We therefore recommend purchase of it.

The following will give you an idea of the budget for programmed capital equipment replacement and additions that the Highway Commission originally considered. We were confronted with \$123,076 when the budget first came to us. We deleted the berm machine and the storm drain cleaner. We reduced the four-wheel drive half-ton truck to a half-ton truck which is the \$3,500 presently printed in the Warrant. We have, again for the second year, delayed purchase and replacement of the station wagon. We have deleted the ten-ton road roller for a savings of \$12,000 and placed it under equipment rental. We have cut out the sky worker valued at \$34,000 although that would have resulted in a \$24,000 revenue to the Town each year with a signed agreement with Boston Edison Company and others to do the work that they have around Town.

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Mr. Welch then showed pictures of the present street sweeping equipment and the sweeping equipment the Highway Commission was requesting.

He commented further that the proposed equipment is very expensive, but it lasts in the order of eight years. If we had to replace the other type of equipment at present purchase price every two years at \$25,000, the proposed equipment would represent a considerable savings to the taxpayers of this community.

For the last two years, we have delayed purchasing equipment. Some day, it is all going to catch up at once. The equipment is just going to stop working. It is going to get to the point where it is going to cost as much to fix it as it does to buy it. We cannot forever delay purchase of capital equipment.

From a public safety point of view, those of you who have ever driven on a street and found a large patch of sand or a sandy area and tried to apply your brakes quickly in an emergency stop, know what happens. You don't stop. It's like skidding on ice. Not cleaning the streets means that foreign matter and materials, particularly small rocks, come up and break your windshields. That is the purpose of street cleaning.

We also use the street sweeper in preparation for all of our road work.

The equipment that we have presently in the department was down most of last year. Every time we turned around, we were fixing it. That delayed our program somewhat. It put an additional burden on the equipment and repair account that we feel should not be there. This equipment has outlived its usefulness. It is past the point in time where it is effective to repair it. We recommend that you appropriate the \$47,000 in order to maintain this service to the Town.

After discussion, Mr. Welch's motion was defeated.

After further discussion, it was

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$3,500 FOR ACCOUNT 430-40.

ARTICLE 6: 500 GENERAL GOVERNMENT

	EXPENDITURES			FISCAL YEAR 1976	
	7/1/73- 6/30/74	7/1/74- 6/30/75	7/1/74- 12/31/74	7/1/75-6/30/76 REQUESTED	RECOMMENDED
<u>501 SELECTMEN</u>					
501-11 Exec. Sec'y Salary	20,400	21,000	11,798	23,700	23,700
501-12 Overtime	1,079	533	55	500	500
501-13 Clerical Salary	20,641	25,419	11,846	26,495	26,495
501-14 Selectmen's Salary	1,600	1,600	800	1,600	1,600
501-21 General Expense	6,221	5,000	3,596	5,000	5,000
501-31 Equip. Maintenance	241	200	73	500	500
501-41 Travel	2,932	2,200	1,205	2,200	2,200
501-51 Equipment Purchase	1,592	350	339	773	773
501-71 Out-of-State Travel	228	750	675	850	850
501-81 Surveys & Studies	<u>1,700</u>	<u>2,000</u>	<u>842</u>	<u>2,000</u>	<u>2,000</u>
<u>501</u> TOTAL	56,634	59,052	31,229	63,618	63,618
<u>502 ENGINEERING</u>					
502-11 Salaries	65,946	58,823	23,510	65,812	65,812
502-12 Overtime		1,704	1,625	3,034	2,000
502-13 Clerical Salary		6,814	3,254	7,273	7,273
502-14 Temp. Eng. Aides		8,418	4,013	14,000	10,000
502-21 General Expense	5,279	5,300	2,958	5,640	5,640
502-31 Maint. & Repair, Vehicles	789	1,800	913	2,300	2,300
502-41 Travel Expense	484	500	51	500	500
502-51 Equipment Purchase	3,686	5,581*	5,581*	2,400	100
502-71 Out-of-State Travel		<u>250</u>	<u>0</u>	<u>---</u>	<u>---</u>
<u>502</u> TOTAL	76,184	89,190	41,905	100,959	93,625
<u>503 LAW</u>					
503-11 Retainer	8,000	8,400	4,200	8,400	8,400
503-21 General Expense	<u>15,423</u>	<u>11,000</u>	<u>3,093</u>	<u>12,000</u>	<u>12,000</u>
<u>503</u> TOTAL	23,423	19,400	7,293	20,400	20,400

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	EXPENDITURES 7/1/73- 6/30/74	APPROPRIATED 7/1/74- 6/30/75	EXPENDITURES 7/1/74- 12/31/74	FISCAL YEAR 1976 7/1/75-6/30/76	
				REQUESTED	RECOMMENDED
<u>504 ASSESSORS</u>					
504-12 Overtime	---	---	---	---	---
504-13 Clerical Salary	12,882	16,881	7,165	17,646	17,646
504-14 Assessors' Salaries	2,500	2,500	1,250	3,100	2,500
504-21 General Expense	3,603	5,150	1,514	6,550	5,150
504-41 Travel	600	600	600	1,200	900
504-51 Equipment Purchase		200	0	500	500
<u>504 TOTAL</u>	<u>19,585</u>	<u>25,331</u>	<u>10,529</u>	<u>28,996</u>	<u>26,696</u>
<u>505 TAX COLLECTOR</u>					
505-11 Collector's Salary	8,817	9,300	4,650	10,000	10,000
505-12 Overtime	---	---	---	500	0
505-13 Clerical Salary	8,195	10,650	5,153	10,940	10,940
505-14 Attorney's Salary		2,575*			
505-21 General Expense	5,503	6,530	1,432	6,585	6,585
505-31 Maintenance	308	150	---	250	150
505-41 Travel Expense	80	100	4	150	100
505-51 Equipment Purchase					
<u>505 TOTAL</u>	<u>22,903</u>	<u>29,305</u>	<u>11,239</u>	<u>28,425</u>	<u>27,775</u>
<u>506 TOWN CLERK & REGISTRARS</u>					
506-11 Town Clerk's Salary	9,205	9,664	4,832	10,290	10,290
506-13 Clerical Salary	18,450	20,981	10,223	21,552	21,552
506-14 Registrars	550	550	550	550	550
506-21 General Expense	6,775	7,207	2,059	7,925	7,925
506-41 Travel Expense	340	250	63	300	300
506-51 Equipment Purchase	164	810	797		
506-61 Elections	2,597	8,140	4,373	5,346	5,346
<u>506 TOTAL</u>	<u>38,081</u>	<u>47,602</u>	<u>22,897</u>	<u>45,963</u>	<u>45,963</u>
<u>507 TREASURER</u>					
507-11 Treasurer's Salary	6,791	7,500	3,750	10,000	8,000
507-13 Clerical Salary	3,801	4,260	2,040	5,000	4,430
507-21 General Expense	1,693	300	131	300	300
507-41 Travel Expense	238	300	123	300	250
507-51 Equipment Purchase		400	333	100	0
507-61 Tax Title Expense	166	307*	27	200	200
507-71 Bond & Note Issue Exp.	28	100	51	100	100
<u>507 TOTAL</u>	<u>12,717</u>	<u>13,167</u>	<u>6,455</u>	<u>16,000</u>	<u>13,280</u>
<u>508 FINANCE COMMITTEE</u>					
508-13 Clerical Salary	777	1,278	249	1,000	1,000
508-21 General Expense	234	400	101	300	300
508-41 Travel Expense	10	100		100	100
<u>508 TOTAL</u>	<u>1,021</u>	<u>1,778</u>	<u>350</u>	<u>1,400</u>	<u>1,400</u>
<u>509 MODERATOR SALARY</u>	<u>100</u>	<u>100</u>	<u>10</u>	<u>130</u>	<u>130</u>
<u>510 PERMANENT BUILDING COMMITTEE</u>					
510-13 Clerical Salary	96	107	32	110	110
510-21 General Expense	40	150	72	150	150
<u>510 TOTAL</u>	<u>136</u>	<u>257</u>	<u>104</u>	<u>260</u>	<u>260</u>
<u>511 PERSONNEL BOARD</u>					
511-13 Clerical Salary	742	959	464	1,200	1,000
511-21 General Expense	352	200	155	800	350
<u>511 TOTAL</u>	<u>1,094</u>	<u>1,159</u>	<u>619</u>	<u>2,000</u>	<u>1,350</u>
<u>512 PLANNING BOARD</u>					
512-11 Planning Admin. Sal.					
512-13 Clerical Salary	2,167	3,302	940	3,540	3,540
512-21 General Expense	6,145	5,400	308	2,200	2,000
512-31 Maintenance				50	50
512-41 Travel				300	300
512-61 Special Studies				5,350	3,500
<u>512 TOTAL</u>	<u>8,312</u>	<u>8,702</u>	<u>1,248</u>	<u>11,440</u>	<u>9,390</u>

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	EXPENDITURES 7/1/73- 6/30/74	APPROPRIATED 7/1/74- 6/30/75	EXPENDITURES 7/1/74- 12/31/74	FISCAL YEAR 1976 7/1/75-6/30/76 REQUESTED	RECOMMENDED
<u>513 ANCIENT DOCUMENTS</u>					
<u>COMMITTEE</u>					
513-21 General Expense	1,498	1,600	218	1,600	1,600
<u>514 HISTORIC DISTRICTS</u>					
<u>COMMISSION</u>					
514-13 Clerical	52	160	7	160	160
514-21 General Expense	73	150	4	200	200
514 TOTAL	125	310	11	360	360
<u>517 REVOLUTIONARY BICENT.</u>					
<u>COMMISSION</u>					
517-13 Clerical		3,195	1,375	6,390	5,000
517-21 General Expense		3,000	150	10,400	10,400
517-31 Maintenance		3,000	---	5,000	5,000
517 TOTAL		9,195	1,525	21,790	20,400
<u>518 COUNCIL ON AGING</u>					
518-21 General Expense	991	1,000*	307	150	150
518-41 Travel	---	---		400	400
518-51 Equipment	---	---		650	650
518-61 Senior Citizen Prog.	---	---		1,000	1,000
518 TOTAL	991	1,000	307	2,200	2,200
519 TALENT SEARCH COMMITTEE	73	100	37	100	100
520 COMM. ON TOWN ADMINISTRA.	62	300	6	100	100
<u>521 ACCOUNTING</u>					
521-11 Town Account, Sal.	12,627	12,500	6,779	14,500	14,500
521-12 Overtime	400	426	355	450	450
521-13 Clerical	15,801	15,975	7,372	16,475	16,475
521-21 General Expense	686	910	670	1,170	920
521-31 Maintenance	563	765	131	775	775
521-41 Travel		100	56	450	450
521-51 Equipment Purchase	---	---	---	400	400
521-61 Payroll Processing		4,200**	1,322	4,200	4,200
521 TOTAL	30,077	34,876	16,685	38,420	38,170
Excess Paid Detail					- 2,000
NET BUDGET					36,170
500 TOTAL	293,016	342,424	152,667	384,161	366,817

** \$2,100 transfer from Reserve Fund
 \$2,100 transfer from "Free Cash"

Finance Committee Report:

501 SELECTMEN: The increase in this account is mainly a result of mandated salary increases and replacement of equipment. Recommend Approval.

502 ENGINEERING: The recommended 1976 budget for the Engineering Department will exceed the current year appropriation by approximately 5.4%. This results principally from significant salary increases for the professional staff effected by recent reclassification actions. We have recommended that projected expenses for temporary engineering aides be reduced by \$4,000 on the basis that the major part of these requirements can be funded from the projects causing the need for extra manpower. We recommend deleting from the Capital Equipment account the purchase of the diazo printer. Recommend Approval.

503 LAW: The slight increase in this account over last year's appropriation results from the increased cost of law books and periodicals incurred in the establishment of a basic law library. Recommend Approval.

504 ASSESSORS: Careful review made it necessary to recommend slight reductions in the salary, travel accounts and monies for data processing. Recommend Approval.

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505 TAX COLLECTOR: The Finance Committee recommends \$1,000 less than last year's appropriation because of the extraordinary expense of the attorney's fee last year. Recommend Approval.

506 TOWN CLERK: Increases within the accounts reflect "cost of living" salary increases and inflationary-caused increases in the cost of supplies. Recommend Approval.

507 TREASURER: A slight decrease in the salary account and the travel account bring this budget within standard. The major portion of the Tax Title expense should be reflected in the Law budget. Recommend Approval.

512 PLANNING BOARD: This year the Finance Committee has recommended that the General Expense account used in previous years be separated into the appropriate line items: general expense, maintenance, travel and special studies. The Finance Committee recommends a reduction in the General Expense account to \$2,000. The other area where a reduction is recommended is in the request for \$5,350 for special studies. These funds would allow augmenting the salary of a federally funded planner and to cover costs of other special studies that might be needed. The Finance Committee agrees that the use of CETA (Comprehensive Employment Training Act) funds of \$10,000 is a good method to obtain professional planning help with minimal cost to the Town. No additional programs or studies are recommended this year and therefore we recommend \$3,500 for line -61. Recommend Approval.

514 HISTORIC DISTRICTS COMMISSION: The Finance Committee recommends approval of the Historic Districts Commission budget as suggested to maintain their efforts regarding the architectural history of the Town. Recommend Approval.

517 REVOLUTIONARY BICENTENNIAL COMMITTEE: Last year the Finance Committee recommended a substantially smaller budget than requested and suggested the use of volunteers. The Bicentennial Committee has made good use of volunteers and this year has requested a budget which consists primarily of materials, brochures and rental costs. This committee responded well to last year's major reduction and in the remainder of the short life time of this committee we urge you to support their attempts to make our celebration of the Bicentennial more pleasant and meaningful. Recommend Approval.

521 ACCOUNTING: The major increase in the Accounting budget for this year is the \$4,200 for the Payroll Processing costs which were previously in the Selectmen's budget. A minor increase in the Travel account covers the cost of the Town Accountant's attendance at required meetings. Recommend Approval.

The Moderator stated that this would be treated as a consent calendar and proceeded to read each line item in order by number noting the items held.

UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE THE SUMS OF MONEY SET FORTH IN THE RECOMMENDED COLUMN FOR ALL ITEMS IN ACCOUNT 500, EXCEPT 501-71, 502-14, 505-11, 506-11, 507-11, 512-61, 517-13, 517-21, 517-31, 518-61, 521-41, AND THAT THE EXCEPTED ITEMS BE CONSIDERED INDIVIDUALLY.

Upon a motion made by Mr. Lawrence Bussey, Jr., of the Finance Committee, it was

VOTED: THAT THE TOWN RAISE AND APPROPRIATE FOR ACCOUNT 501-71, OUT-OF-STATE TRAVEL, \$850.

Mr. Bussey then made the motion under account 502-14 for \$10,000.

Mr. Alan L. Newton of the Sudbury Taxpayers' Association *moved to amend 502-14 to \$5,000.*

He stated that the Association has asked that you all consider a reduction of the -11 account by \$2,000. But we have bypassed that out of consideration for the controversy that the salary budgets have undergone, out of the recommendation of the Finance Committee and after consultation with the Personnel Board. We do not, however, want to overlook the fact that we have approximately a 12.3% increase in the overtime, clerical salaries and the temporary engineering aides accounts.

We have a highly qualified, very capable engineer. We also have three junior civil engineers. We have one senior engineering aide, one junior engineering aide and what is known as a principal clerk. The Sudbury Taxpayers' have made a considerable effort to determine what it is that the temporary aides are doing and why their budget has to be increased from \$8,400 to \$10,000. The \$14,000 requested in the first place represented a 70% increase.

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We wonder whether or not the temporary aides are not being used to fund other projects. I feel they are. I think Heritage Park is probably an example of where engineering aides are being used under this budget when they should be paid for elsewhere.

It is just really an effort on our part to point this out rather than let it fly through without everybody taking full consideration. These percentages are pretty alarming, and we ask you to seriously consider a reduction to \$5,000.

Mr. Taft, Chairman of the Board of Selectmen, made the following statement in connection with item 502-14: This budget was originally submitted for \$23,000. That is what it would take to cover the kind of effort we had had in previous years when we had a junior engineering aide working thirty hours per week. We had two cooperative students from Northeastern University working twenty-six weeks each or the equivalent of one full-time person. We had, additionally, a number of summer employees.

The cooperative engineering program which we now have with Northeastern took us many years to get into to get good employees for the Town. As a matter of fact, one of the junior civil engineers we have in the department now came to us from that coop program. If we were to drop the cooperative engineering program at Northeastern, it is doubtful that we would get in again for a long time. If you get a reputation as being someone that is there and then back out, the students don't want to sign up with you.

About 80 to 85% of the \$10,000 requested is needed for the cooperative students. It will cover two cooperative students for about \$8,500 and \$1,500 of additional engineering work.

The reason we could come in with a lesser number than \$23,000 is that in past years a good deal of engineering work has come out of special budget accounts. The types of activities and projects carried on in the engineering department break down as follows: Highway-Walkway areas - 40%; Planning Board work - 20%; new property maps being done for the Assessors and others - 20%; other types of projects - an additional 20%. These are projects that total some \$30,000 voted under special articles in 1973, that are work that has been done so far in this fiscal year. The kinds of funds that will be available next year, even if the engineering money under Article 40, the walkway article, is passed, would only total approximately \$13,000 as compared with \$30,000 this year.

In considering the \$8,400 in the Warrant for engineering aides, you must understand that there have been other funds available from other sources. These will be greatly reduced next year. That is why there was a zero number for summer hires. We do not plan to hire any summer employees in the Engineering Department this year.

We do think it is very important to continue with the cooperative program with Northeastern, and we can't do that with \$5,000. It is important that the account be kept at \$10,000 which is enough to continue the coop program and leave an additional small amount for other part-time engineering aide work.

These people are not working on Heritage Park, by the way.

Mr. Newton's motion for \$5,000 was defeated.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$10,000 FOR ACCOUNT 502-14.

After making the motion under items 505-11, 506-11 and 507-11, Mr. Bussey stated that the Finance Committee recommends that we hold on any salary increases until negotiations are completed. The salaries reflect the same salaries as in fiscal year 1974-75.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE THE SUMS OF MONEY AS DESIGNATED IN THE FOLLOWING ACCOUNTS: ACCOUNT 505-11, \$9,300; ACCOUNT 506-11, \$9,664; ACCOUNT 507-11, \$7,600.

Mr. Bussey of the Finance Committee moved that the Town raise and appropriate for account 512-61, \$3,500.

Mr. Donald D. Bishop of the Sudbury Taxpayers' Association moved to amend account 512-61 to \$1,000. He stated that the real question is, "Does the Town want a planner?" We have two now. The Town expressed its intent on this item a year ago, and I think our opinion is not changed.

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The Planning Board asked for a Planning Administrator at a salary of \$17,800. The Finance Committee recommended \$17,400. Planning was a hot item for the Finance Committee last year. The Committee on Town Administration amended the motion to zero, just as I have tonight, for the Planner. The Town agreed. No Planner a year ago. That was on April 3rd, 1974, in Article 4, the budget.

Then on April 16th, Article 28, almost two weeks later, the Planning Board tried again. This time they requested a consultant for \$20,000 with a motion that the Moderator had to restrict because it strayed so far from the intent the Planning Board had when they previously placed different words in the printed Warrant which we had seen before the meeting. Mr. McNally then told us that he had just learned of that change that afternoon. To quote a phrase from the Proceedings, "After further discussion, it was voted: Indefinite Postponement." No Planner. We had to kill it twice that year.

It appears, we have to do it again. We have inflation in more than money. Eternal vigilance is not only the price of liberty, it is the cost of a reasonable tax rate.

Despite the actions of a year ago, we now have two or maybe three planners working for the Town. Most of their pay comes from Federal CETA funds. Their salary is supplemented by us from the Planning Board general expense account, no less. We are given the rationale that we can buy the results of a contract study cheaper by supplementing a Federal salary than we could get the same results by a straight forward contract.

Under the last such Federal employment program that I remember, we hired two people. They now remain on our payroll. Already I hear we have eight or nine CETA employees. Are they likely to become firmly established on our payrolls?

We are well aware that is the intent in some of our governmental levels. We are the governmental level in Sudbury.

I urge your support of this amendment to return account 512-62 to a reasonable figure for special studies. After all, the Selectmen only request \$2,000 for their variety of surveys and studies, and they generally have not spent all of that. The real issue is, "Do we want a planner?" \$1,000 is plenty for special studies run by the Planning Board.

Mr. Bussey of the Finance Committee stated that we on the Finance Committee have been very much concerned about adding Town employees. The person is not a Town employee. He is paid out of the Comprehensive Employment Training Act, which is a Federal program. The Town is contributing \$3,500 for one person who is going to provide some very valuable services. If we had to pay for the person, it would probably cost the Town at least three or four times that price.

The basic issue is not whether the Town is picking up a planner. Very definitely CETA is here, and it is a very necessary program. The Town will be contributing only a very small part of this person's salary. The person is not and will not be a Town employee. Therefore, the Finance Committee feels very strongly that at least the \$3,500 be recommended for this position. It is necessary for the job.

Mr. Eben B. Stevens of the Planning Board stated that Mr. Bishop was correct. Last year we did try to get a planner. This year, when we made out our budget, we had no planner in it. In late December, through the offices of the Town Accountant, we were made aware of the CETA program and the types of things that it could do. The suggestion was made to us that we ought to consider whether or not we could obtain the services through this program of a qualified planning aide, or planner to the Planning Board. We so did.

We investigated it. We talked to the Finance Committee and made them aware that we were going to do this. The Selectmen's office was aware that we were going to do this. As a matter of fact, the Selectmen's office made the final submission to the consortium of which Sudbury is a member under the CETA program.

Then we came back to the Finance Committee and told it we had arranged and can get the services of a planner for no additional cost in our special studies fund. The total cost to the Town is \$3,500.

Last year, that is what the Committee on Town Administration voted and moved to ask the Town's support in special studies. The previous year we had \$4,400 and the previous year to that we had \$3,500. The Planning Board has had access to and used, over these last four years, over \$3,500.

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We felt that the Town would gain valuable service from this person. The Planning Board acted with full knowledge that should the Federal funding of the program cease to exist, this position would be eliminated. The person was hired with that knowledge. If the Federal funds are summarily cut off, that ends his job.

It then goes back to the basic issue at a later time then whether or not the Town would see the value in that. That is a decision the Town can make at that time. The question we are really resolving is, "Does the Town want to obtain the services of a planner to the tune of \$3,500?" We get 2,000 hours of work generally for this amount of money.

If you left in the \$3,500 and forgot the planner, you might obtain 165 hours of consultant time. That is not very much time.

The other boards and committees in Town have seen a need for some professional assistance in long range planning. The whole future of this community is at stake, at least in our opinion. We are trying to do a job, in the recent two months in which we have had this gentleman on board - one gentleman, not three. In order to get what we thought was a qualified person, we had to go beyond the \$10,000 limit and pay \$13,500.

The Planning Board very strongly feels that the future of this Town, the ability to respond, the programs that come before it and the problems that we are facing need the services of this person. It helps us do a better job for you and we would hope that you would support this. It has added no cost from last year or the previous three years.

Mrs. Sally T. VonBenken of the Committee on Town Administration stated that her committee supports the Planning Board in requesting \$3,500 to cover the portion of the salary of the newly hired planner not underwritten by the Federal government.

Last year, the majority of the Committee on Town Administration did not support a planner at \$16,000. We did, however, increase the general expense line item by \$2,000 bringing it up to \$5,400 thereby giving the Planning Board funds for special studies. We left it in the hands of the Planning Board to determine the most cost effective way to use those funds. They could have hired a consultant for a relatively small number of hours. Instead, the Planning Board took advantage of the opportunity to purchase many hundreds of hours of professionally trained men with the same dollars. Aside from the time factor, hiring these individuals at a very low cost to the Town gives a real chance to see what planners can actually do.

If the CETA funds on which the Committee on Town Administration support is based are withdrawn, the background gained by studying the work of these men will enable us to make a better judgment on whether full funding by the Town for a planner is a good idea or not.

The newly released and roundly applauded Long Range Capital Expenditures Committee Report states very clearly the need for "proper planning". The report also states, "An awareness of the availability of Federal and State funds and an aggressive pursuit of those funds should be a priority goal for the Town of Sudbury." In our opinion, the Planning Board would have been remiss in its responsibility to the Town not to have taken advantage of two men who can help us do exactly that.

After discussion, Mr. Bishop's motion was defeated.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE FOR ACCOUNT 512-61, \$3,500.

After making the motion under items 517-13, -21 and -31 for \$20,400, Mr. Bussey of the Finance Committee stated that the Finance Committee had a long deliberation with the Bicentennial Commission. We are cognizant of the fact that last year, the Bicentennial Commission had requested approximately \$32,000 and the Town finally passed \$9,000. We are aware of the pulse and the mood of the Town.

However, there is a substantial difference in terms of this year's request. Last year, in terms of the clerical position, the person only worked a fraction of the year. The request for this year is for the full twelve months. The other factors in terms of increasing the budget are related to the rental of the Grange Hall. Again, these are one-time expenses, and we feel that, given the Bicentennial coming up, the Town should support it.

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In the last item, there are several things in terms of general expenses that are related to booklets, photographs and other memorabilia that will provide the Town with income.

On that basis, the Finance Committee feels very strongly about its recommendation for the Bicentennial request.

Mrs. Gertrude T. Scott moved to amend item 517 in total back to the amount of \$9,195, that appropriated in 1974-75.

She stated that we recognize the effort and hard work of many people to achieve the goal for a successful bicentennial celebration. We also recognize the desire of the many citizens who wish to honor the contribution Sudbury citizens made to our heritage. However, to repeat the words of the Finance Committee which bear careful thought, "There is one concern that pervades this year's town meeting - the state of the economy. Neighbors and friends are without jobs. Prices rise without bound and the taking of property for tax delinquency has reached new highs."

In view of last evening's vote to hold the elementary school budget, would it not be a travesty and lack of conscience to vote tonight to appropriate money for a bigger and better bicentennial celebration? Tax money must be used and channelled for the necessary and important areas of Town services. Monies for the bicentennial celebration should therefore be limited to the total amended amount of \$9,195.

Mr. John C. Powers, Chairman of the Bicentennial Committee, stated that one of the things we are doing tonight is meeting in a town meeting and expressing our views as to what we think the government ought to do. This year, the United States of America is celebrating the birth of your right to do just that. Where one puts that in his personal category of what is an important matter and what is not, I don't know. That is a subjective judgment. But, this is why we are here.

The bicentennial budget that is before you is fairly simple. The budget that we got last year was for six months of operation.

The one nice thing about this governmental committee is that you know absolutely, positively, certainly and finally, that it will dissolve at a given point in time. You won't have to have another one to argue with for another hundred years. There should be some feeling of finality in all of that and perhaps more than a little hope.

I would like to say, as Chariman of the Committee, that the amount of volunteer help and assistance we have had has been just tremendous. To my knowledge we have had over 156 people that have volunteered their time to one thing or another. It is beginning to pervade most of the corners of the Town, and I think people have done a great job in helping us.

With the exception of the standard items we are involved in this year, there is an item in the budget that deals primarily with areas of publications. Every single other town that is dealing with bicentennial matters has recognized that there is an opportunity available to them to recoup some of the tax dollars they have had to spend because of the direct or indirect effects of the bicentennial appearance on their doorsteps. We think Sudbury should be no different.

In the publications area, we have every confidence that this budget, if voted, will give us the materials which in turn, upon sale, will return to the Town far more than their initial cost. In fact, it would cover the entire cost of the bicentennial. We think we would not be fiscally responsible if we did not bring that to your attention and urge it upon you. But, we are not urging it upon you just because we have some penchant for publishing a document or engaging in some sort of sales program.

As you know, the Committee has taken a very low key attitude. We have done everything we know how to keep the hawkers and peddlers from your door. We are not endorsing tin plates, hot dogs, balloons or anything else.

What we intend to publish, with your help and cooperation, is what I consider probably the Town's richest treasures, the Town records for the war years, records written by people like you that were sitting in a hall smaller than this 200 years ago. The demand for this material is nation-wide, and the Town of Sudbury is blessed indeed to have probably the most dramatic and the most striking records of the people's fight for freedom that exists anywhere in the United States.

We have no question about what we can do with those documents. We think that this is part of our heritage, part of our Town assets, and now is the time to put them in the proper condition and get the job done. If you will support this budget, we will do just that.

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The money that comes from any sales of those documents goes back into the general fund. There is no revolving fund here. It will show up next year as free cash so you can use it for whatever purpose you wish.

I urge you to help out your friends and neighbors who are struggling with us on the Bicentennial. I wish that I could say positively what was going to happen during the Bicentennial, but I don't know any more than you do. It is too bad that we don't have the experience of April 19th behind us so that we could make more intelligent noises about what is going to happen. But, that is something we are all going to experience together. I hope we have a good deal of fun and enjoyment. Most of all, I hope that we can do it with some sense of dedication.

What we do here in 1975 will be a legacy that we will leave behind us in whatever form we care to do it. A hundred years from now, if the Republic still stands, perhaps your great grandchildren will wonder what you did, what kind of action you took, and what view you took in terms of the personal priority you put on pausing for one moment in a century to honor the people that founded this Republic.

Mr. Forrest D. Bradshaw stated that a great many of you don't understand that the Town Historians have nothing to do with the Bicentennial Commission.

We have had some personal expenses. Part of it is due to the State, and I am not laying that against the Town. I personally was investigating the Knox Trail, and I found as a result that I had to pay a lot of the State's bills for expenses, telephone and travel. I had nothing for personal expenses. However, they had no funds to pay for it.

I have talked with other towns abutting ours and they are having the same trouble not only with the State Bicentennial Commission, but with the town bicentennial commissions.

Any of the expenses which we have had, we have not asked the Town to pay for. I did get a roll of 10¢ stamps from the Town. We have to answer a great many letters, and I do think that we find a great deal of information. Yesterday, I received a document which I have been working six weeks to get. It was written by a girl fourteen years old, and it gives a list of all of the students in the old Landham School. It is a very valuable document, and I hope that you people will see it later on.

I have not been to the Selectmen to ask them to repay me for some of these expenses. I felt that the Town has given me support and that I owe quite a little to the Town.

However, some expenses I think should be borne by this Committee. They are brought about not by the act of the Selectmen, but by the act of the board. If you are going to spend all of this money, up to \$20,000, then some of the expenses of the Town Historians are a just charge against this account.

When we put on our Tercentenary Celebration, Everett Bowker and myself were in the grocery and provision business. We dunned and solicited and used a little pressure so that we accumulated enough material so that the Town could put on a buffet meal. They served about 1,500 people, and it didn't cost this Town one cent.

Here tonight, we are appropriating \$20,000, and it seems a little bit out of place. Of course, I realize that since our Tercentenary Celebration, times have changed so you have to spend a little more. However, I do think that some of this money that the Bicentennial Commission is getting should be used to pay some of these expenses.

Mr. Bradshaw then *moved to amend so that \$1,000 of this amount, if it is granted, be under the jurisdiction of the Selectmen for paying bills caused by the Town Historians.*

The Moderator stated that the amendment raised a procedural problem since we already had one motion to amend on the floor. He stated that Mr. Bradshaw would be recognized after the amendment currently on the floor had been taken care of and asked him if he meant to make his motion regardless of whether \$20,400 is appropriated or \$9,195 is appropriated.

Mr. Bradshaw indicated that he would make his motion in any event.

Mrs. Scott's motion was defeated.

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Mr. Bradshaw then stated that he had changed his mind and was only going to ask for \$500 to be expended under the direction of the Town Historians. He moved to amend by adding the following words, "and that \$500 of said sum be expended under the direction of the Town Historians".

Upon a request from Mr. William F. Toomey, a member of the Board of Selectmen, Town Counsel stated that he found the motion in acceptable form. The Moderator stated that it was also acceptable to him.

Mr. Blecher of the Finance Committee stated that it is amendments like this that really confuse us. It seems to me it is a little unfortunate. The Bicentennial Commission did not anticipate a \$500 charge, or any charge, against them when they put forth their budget. It is a little unfair at this time suddenly to penalize them \$500. Secondly, it is not to suggest that the Town Historians do not have legal expenses, but there are ways to get those funds. I am not suggesting a run on the Reserve Fund. The Selectmen have funds for special studies, and if the Town Historians have expenses, that would be the legitimate place to try and get the funds.

Mr. Bradshaw's amendment was defeated.

VOTED: TO RAISE AND APPROPRIATE \$20,400 FOR LINE ITEMS, 517-13, 517-21, 517-31, AS SET FORTH IN THE WARRANT.

After making the motion under 518-61, Mr. Bussey stated that this account was previously in the Park and Recreation budget. It is for outings or transporting elderly citizens for various Town activities. It is basically a transfer from one account to another. The Finance Committee feels that we should support this account.

UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$1,000 FOR ACCOUNT 518-61.

Mr. Bussey then moved that the Town raise and appropriate \$450 for account 521-41.

Mr. Joseph A. Klein of the Sudbury Taxpayers' Association moved to amend 521-41 to \$100. He stated that we think a precedent is being set here, and we are afraid that in the future, things like paying travel expense for required duties will escalate to the point where it won't cost us \$350 but thousands of dollars. I am representing the Sudbury Taxpayers' Association on this article, and we have no fault to find with Mr. Wilson. We think he is doing an excellent job.

However, in the Warrant it states that a minor increase in the travel account covers the cost of the Town Accountant's attendance at required meetings. I have a job description of the Town Accountant's duties. It was issued in November of 1972. Under general duties it states, "The Town Accountant shall be available to attend such meetings with boards, committees and Town officials as are necessary to the performance of his duties and responsibilities whether such meetings are in the evening or otherwise."

It is the Taxpayers' understanding that this requested travel increase is to cover Mr. Wilson's travel back and forth to his required attendance at these meetings. We have no brief against Mr. Wilson. We are just afraid of the precedent that is going to be started here. In the future, we may find ourselves voting increased travel and meal expense for a whole bunch of Town employees to perform their duties.

After discussion, Mr. Klein's motion was defeated.

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$450 FOR ACCOUNT 521-41.

The Moderator then announced that it was after 11:00 o'clock, and in accordance with the Bylaws of the Town, this meeting is adjourned until tomorrow, April 9, 1975, at 8:00 P.M. in this same hall.

The meeting adjourned at 11:02 P.M.

PROCEEDINGS
ADJOURNED ANNUAL TOWN MEETING
APRIL 9, 1975

The Moderator called the meeting to order at 8:05 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He announced that a quorum was present.

ARTICLE 6: 600 GOODNOW PUBLIC LIBRARY

	EXPENDITURES APPROPRIATED			FISCAL YEAR 1976	
	7/1/73- 6/30/74	7/1/74- 6/30/75	7/1/74- 12/31/74	7/1/75-6/30/76 REQUESTED	RECOMMENDED
600-11 Salaries	67,555	76,211	36,295	36,636	
600-13 Clerical				37,328	
600-15 Custodial				3,068	
600-16 Salaries, Pages				6,396	
600 Salaries TOTAL				83,428	80,000
600-21 General Expense	5,648	5,503	3,264	6,338	5,000
600-31 Maintenance	8,796	8,139	4,491	12,441	11,500
600-41 Travel	213	200	45	250	150
600-51 Equipment		1,000	541	2,185	1,000
600-52 Books	17,209	23,000	12,989	26,480	23,000
600-71 Out-of-State Travel		63*	59	110	110
600 TOTAL	99,421	114,116	57,684	131,232	120,760
State Aid					- 5,064.75
County Dog License Refund					- 5,078.20
Library Trust Fund					- 1,500.00
NET BUDGET					109,117.05

Finance Committee Report: The recommended budget is approximately 6% over last year's appropriation. The Library has seen a major increase in usage and, with the difficult economic times denying people their usual outlets for leisure, will probably see a continued increase in use. There are no new hires in the Finance Committee recommendation but step increases, salary adjustments for individually rated personnel and higher operational costs account for the increased budget. Recommend Approval.

Mr. E. Lawrence Gogolin further reported to the meeting for the Finance Committee as follows: The only difference in the recommended column versus what you see here tonight is the item in the salary account which continues the Finance Committee's policy of holding down salary increases until negotiations have been completed.

Goodnow Library Trustees Report: (Mr. Robert E. Stocking)

I rise somewhat reluctantly in support of the motion now before this town meeting. While doing so, I want to express concern that I have had about the course of these deliberations since Monday evening. Much has been said, and I think properly so, about expenditures, about the effects of increased appropriations on the tax rate, about the cost of Town government and the cost of Town services in general.

However, from a few discussions that I have had and from my impression of what has happened in the last two nights, I come away with the impression that many feel there are only a handful of Town boards, committees and organizations which really care about the cost of Town government and its effect on our tax rate. I want to assure the Town that this concern is fully shared by the Trustees of the Goodnow Library. We are very much aware that, for the most part, library services are paid for out of your pockets. It was with this concern in mind that we prepared and proposed the budget which we believed to be austere, a budget which called for no new hires and no new programs requiring additional funding. When we presented our budget we were trying to hold the line.

At the same time, we were aware of our responsibilities to the Town and to its citizens, both young and old, and hoped to be able to provide services and resources at a level which would meet the growing demands and changing requirements of those who use the library.

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Now, and in the face of what amounts to be a reduction of some \$12,500 from our original budget request, I want to assure all of you that the staff and the Trustees of the Goodnow Library will endeavor to provide the Town with the kind of library service we think this Town is entitled to. Frankly, I personally would prefer not to talk about expenditures and budgets. Others have done so quite effectively and I am sure will continue to do so.

I think it is appropriate now to remind ourselves that not everything we discuss here and not everything that we decide here can be fully or adequately measured in dollars and cents. Other criteria must be applied. I am not going to try to define this criteria with any sense of certainty, but I am certain of one thing. There is some quality about this town which is uniquely attractive and for which I have developed over the past five and a half years a deep and rather real affection. I can't define exactly what this quality is, but I am sure it exists. I see signs of it every day when I travel through Sudbury. I see it tonight at this town meeting. I see it when I pass through Town Centre. I see it in Heritage Park. I see it in P.R.I.D.E. I see it in our winding and sometimes unpassable roads. And I see it in the Goodnow Public Library. The Goodnow Public Library fits into this category and I think it should be supported.

Let us not squander our dollars, but let us preserve what we have. Let's preserve those qualities that really make life in Sudbury a little better, a little more attractive, a little more worthwhile and a little more meaningful for all of us.

VOTED: THAT THE TOWN APPROPRIATE \$119,760 FOR ALL ITEMS IN ACCOUNT 600, GOODNOW LIBRARY, IN ACCORDANCE WITH THE ALLOCATIONS SET FORTH IN THE RECOMMENDED COLUMN, EXCEPT THAT THE TOTAL OF ITEM 600-11, 600-13, 600-15, 600-16 BE \$79,000 AND TO MEET THE APPROPRIATION, THE TOWN RAISE AND APPROPRIATE \$108,117.05, AND FURTHER THAT THE TOWN APPROPRIATE AND TRANSFER THE FOLLOWING SUMS FOR BOOKS FOR THE ACCOUNTS UNDER ITEM 600-52:

STATE AID TO LIBRARIES ACCOUNT	\$5,064.76
COUNTY DOG LICENSE REFUND ACCOUNT	5,078.20
LIBRARY TRUST FUND ACCOUNT	1,500.00

ARTICLE 6: 700 PARK AND RECREATION

	EXPENDITURES 7/1/73- 6/30/74	APPROPRIATED 7/1/74- 6/30/75	EXPENDITURES 7/1/74- 12/31/74	FISCAL YEAR 1976 7/1/75-6/30/76	
				REQUESTED	RECOMMENDED
700-11 Salaries	45,920	52,997	37,988	55,520	53,500
700-12 Overtime				800	800
700-21 General Expense	1,294	1,000	720	1,500	1,000
700-31 Maintenance	26,847	25,000	12,563	27,000	25,000
700-41 Travel	139	300	138	300	300
700-51 Equipment	11,537	9,300	8,253	3,000	3,000
700-61 Special Programs	20,048	18,000	13,307	19,950	18,000
700-71 Out-of-State Travel		78*	78		
<u>700 TOTAL</u>	<u>105,785</u>	<u>106,675</u>	<u>73,047</u>	<u>108,070</u>	<u>101,600</u>

Finance Committee Report: The recommended budget for the Park and Recreation Commission is 5% under the amount appropriated in 74/75. The major items accounting for this decrease are Personal Services and Maintenance Expenditures. The Finance Committee feels that the Park and Recreation Commission will be able to maintain its excellent programs. Recommend Approval.

UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$101,600 FOR ALL ITEMS IN ACCOUNT 700, PARK AND RECREATION, IN ACCORDANCE WITH THE ALLOCATIONS SET FORTH IN THE RECOMMENDED COLUMN.

April 9, 1975

ARTICLE 6: 800 HEALTH

	EXPENDITURES 7/1/73- 6/30/74	APPROPRIATED 7/1/74- 6/30/5	EXPENDITURES 7/1/74- 12/31/74	FISCAL YEAR 1976 7/1/75-6/30/76 REQUESTED	RECOMMENDED
800-11 Director's Salary	13,191	16,000	7,875	17,000	17,000
800-13 Clerical Salary	4,507	6,177	2,525	5,800	5,800
800-15 Animal Inspector	400	---	---	800	400
800-21 General Expense	1,375	1,700	487	1,700	1,700
800-31 Lab Expense	762	1,200	393	1,200	1,200
800-41 Travel	842	1,200*	474	1,200	1,200
800-51 Equipment	516	400	357	250	250
800-61 SPHNA	16,340	19,543	11,400	22,444	22,444
800-71 Mosquito Control	6,433	15,000	12,000	15,000	15,000
800-81 Consultant Fees	250	500	0	250	250
800-91 Mental Health	5,127	4,750	1,979	4,750	4,750
<u>800 TOTAL</u>	<u>49,743</u>	<u>66,470</u>	<u>37,490</u>	<u>70,394</u>	<u>69,994</u>

Finance Committee Report: The Board of Health budget has increased approximately 6% over last year's appropriation. Almost all of the increase is due to the inclusion of the Animal Inspector's salary in this budget, increases in the salary account for the Director and clerical help and the higher costs of SPHNA. Although the SPHNA costs are higher, the Town will be receiving more services and this expenditure appears to be one of the Town's best buys. Recommend Approval.

Mrs. Elizabeth S. Byars further reported to the meeting for the Finance Committee as follows: This change is in accordance with our policy on holding the salary increases until negotiations are finished.

Mr. Taft of the Board of Selectmen moved to increase Account 800-15, Animal Inspector, to the amount of \$800.

Mr. Taft stated as follows: I thought that this was going to be in the original Finance Committee motion. The first night we were here, we voted a Salary Classification Plan and in that Plan you will see that the Animal Inspector is shown at \$800 a year. It used to be \$400, and it has now been increased because of the amount of work that the State expects the Animal Inspector to do has also been increased.

Therefore, the Personnel Board has determined that \$800 is a more appropriate amount, and it has been so voted by this town meeting. If that is the amount that we have set in our Salary Schedule, then I think we have to put it in our budget.

VOTED: TO INCREASE ACCOUNT 800-15, ANIMAL INSPECTOR, TO THE AMOUNT OF \$800.

At the request of the Moderator, unanimous consent was given to change the bottom line figure in the Board of Health budget from \$68,994 to \$69,394.

UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$69,394 FOR ALL ITEMS IN ACCOUNT 800, HEALTH, IN ACCORDANCE WITH THE ALLOCATIONS SET FORTH IN THE RECOMMENDED COLUMN EXCEPT THAT ITEM 800-11 BE \$16,000, AND TO INCREASE ACCOUNT 800-15, ANIMAL INSPECTOR, TO THE AMOUNT OF \$800.

ARTICLE 6: 900 VETERANS

900-11 Agent's Salary	1,358	1,405	692	1,405	1,405
900-21 General Expense	254	200	46	250	250
900-61 Benefits	9,752	10,000	2,893	10,000	10,000
<u>900 TOTAL</u>	<u>11,364</u>	<u>11,605</u>	<u>3,631</u>	<u>11,655</u>	<u>11,655</u>

Finance Committee Report: The Finance Committee recommends approval as requested. The requirements for the existence of a benefit fund are defined under the General Laws of the Commonwealth and the amount of the fund is the same as last year with only a slight increase in general expense.

UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$11,655 FOR ALL ITEMS IN ACCOUNT 900, AS PRINTED IN THE RECOMMENDED COLUMN.

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ARTICLE 6: 950 UNCLASSIFIED

	EXPENDITURES 7/1/73- 6/30/74	APPROPRIATED 7/1/74- 6/30/75	EXPENDITURES 7/1/74- 12/31/74	FISCAL YEAR 1976 7/1/75-6/30/76 REQUESTED	RECOMMENDED
950-11 Blue Cross/Shield	116,649	122,000	61,394	161,000	161,000
950-12 Life Insurance	3,569	3,500	1,700	4,000	4,000
950-21 Fidelity Bonds	674	1,500	0	1,500	1,500
950-31 Casualty Insurance	62,205	60,000	52,597	60,000	60,000
950-41 Print Town Report	8,958	9,000	0	9,000	9,000
950-51 Memorial Day	1,393	800	0	3,150	800
950-61 Veterans' Graves	239	200	0	300	300
950-71 Fire Pension	1,500	1,500	875	1,500	1,500
950-81 Reserve Fund	89,320	70,000	8,373	100,000	100,000
950-91 Hosmer House Cont.	1,998	2,000	1,169	2,000	2,000
950-92 Communications	2,441	3,500	1,381	3,500	3,500
950-93 Hydrant Rental	20,650	21,525	10,763	21,525	21,525
950-94 Copying Service	4,028	4,000	1,309	4,500	4,500
950-96 Retirement Fund	133,201	122,000	60,884	159,051	159,051
950-97 Town Meetings	6,515	6,500	1,074	6,500	6,500
950-98 Postage		3,500	2,283	5,000	4,000
950-99 Telephone		6,000	2,712	7,000	7,000
950-100 Salary Adjustments		6,000	0	0	0
<u>950 TOTAL</u>	<u>453,340</u>	<u>443,525</u>	<u>206,514</u>	<u>549,526</u>	<u>546,176</u>
Overlay Reserve					-100,000
NET BUDGET					446,176

Finance Committee Report: Many of the items in the Unclassified Account are costs which, although they show substantial increases, we do not control. These include Blue Cross/Blue Shield, Life Insurance, Fidelity Bonds, County Retirement Fund and several others. There are, however, several items of specific note within the Unclassified Account. In particular, the Memorial Day (950-51) and Reserve Fund (950-81) deserve comment.

Memorial Day (950-51): The request for \$3,150 included \$2,000 for Bicentennial costs. The Finance Committee feels that the Bicentennial costs should be segregated and expended under the direction of the Bicentennial Committee. The Memorial Day Committee should plan on the same type of celebration we have enjoyed in past years and at the same cost.

Reserve Fund (950-81): This year, due to the economic situation and other factors, there has been an early and heavy run on the Reserve Fund. The transfers through February 28, 1975, are shown below:

<u>300 PROTECTION</u>		<u>\$14,060.84</u>
Police-Travel	\$ 800.00	
Police-Salary	2,620.24	
Police-Overtime	6,000.00	
Hosmer House	500.00	
Town Hall Maintenance	2,548.60	
Fire-Overtime	1,600.00	
<u>400 HIGHWAY</u>		<u>\$ 5,209.25</u>
Landfill-Hired Equipment	\$ 709.25	
Snow and Ice-Contractors	1,000.00	
Snow and Ice-Materials	3,500.00	
<u>500 GENERAL GOVERNMENT</u>		<u>\$ 3,063.00</u>
Accounting-Data Processing	2,100.00	
Tax Collector-Attorney Fee	375.00	
Engineering-Equipment Purch.	381.00	
Treasurer-Tax Titles	207.00	
<u>600 LIBRARY</u>		<u>\$ 63.00</u>
Out-of-State Travel	\$ 63.00	
<u>700 PARK AND RECREATION</u>		<u>\$ 78.36</u>
Out-of-State Travel	\$ 78.36	
<u>800 BOARD OF HEALTH</u>		<u>\$ 700.00</u>
Travel	\$ 700.00	

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ARTICLE #3-STM-1973	\$1,000.00	\$ 1,000.00
ARTICLE #2-STM-1974	\$6,521.23	\$ 6,521.23
TOTAL AMOUNT TRANSFERRED		\$30,703.68

As a result of the heavy use of the Reserve Fund this year and a strong conviction that we have recommended austere budgets for virtually all Town agencies, the Finance Committee recommends \$100,000 for this account. We have told committees and boards not to put contingency funds in their budgets. We must be ready to respond to these groups in a responsible fashion during the next 12 months. One final thought--the Reserve Fund is not raised through taxation in this budget. There are adequate funds in the Overlay Reserve to support a \$100,000 Reserve Fund and we earnestly believe that we must be prepared for many unexpected expenses during the next year. Recommend Approval.

The Moderator announced that the 950 account would be taken line by line since there were at least several items to be taken out. He proceeded to read the account line by line and noted the items held.

UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE THE SUMS OF MONEY SET FORTH IN THE RECOMMENDED COLUMN FOR ALL ITEMS IN ACCOUNT 950, UNCLASSIFIED, EXCEPT 950-41, 950-81, 950-96, AND THAT THE EXCEPTED ITEMS BE CONSIDERED INDIVIDUALLY.

Mr. Blecher of the Finance Committee *moved* that the Town raise and appropriate the amount of \$9,000 for account 950-41.

Mrs. Linda Z. Buxbaum then *moved* to amend the recommended amount for line 950-41 by decreasing the amount from \$9,000 to \$3,500.

Mrs. Buxbaum stated as follows: I've come here tonight to tell you everything you always wanted about everything you always wanted in a town report, and less. I've come to you tonight because I think the Town Report has become a monster, a handsome monster to be sure, but a monster none the less. It's big. It's beautiful. It's brown, and it costs a lot.

We are proposing another way to do the Town Report that will cover all the legal and informational requirements of both the Town and the State and cost about a third of what we now spend.

This year's Town Report is 340 pages long and cost \$9,700. If you choose to support the Finance Committee motion, next year's Town Report will be very similar. If you want to spend that kind of money, fine. But we think you ought to know that other possibilities exist.

You also ought to know that the Town Report you got last month is not traditional. Up until 1963, town reports were small and plain. They were six by nine inches. They had no pictures. In 1964, town reports were changed to their present big format because it was cheaper. The 1964 report cost \$2,300. The 1963 report cost \$3,400. This was almost a 50% reduction and not a bad reason for changing.

Unfortunately since then, town reports have been getting bigger and more elaborate and more expensive. Now, nobody has ever asked the Town if this is what you want. This year, as a member of the Town Report Preparation Committee, I'm coming to you and asking you, "Is this what you want?"

CHART F

PROPOSED TOWN REPORT BUDGET

Part I	4,000 copies as follows:	
	64 pages: brief Boards' and Committees' reports;	
	financials; abstract of Town Meeting	
	Proceedings; juror list;	
	Cost Estimate	\$1,300
Part II	500 copies as follows:	
	150 pages: Proceedings of the 1975 Annual Town	
	Meeting, as currently	
	Cost Estimate	\$1,200
	Contingency*	\$1,000
	TOTAL	\$3,500

*Contingency to include taking into account inflation and page overage
NOTE: Cost estimates were supplied by reliable printers, currently doing business with the Town.

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This is what we propose. Town reports can be split into two parts. Part One would go to everyone in Town, 4,000 copies printed. It would be the year in Sudbury. It would contain very brief reports from Town Boards and Committees, financial reports, jury lists, the required material. It would also list town meeting articles and the action taken on the articles. 4,000 copies of a report like this is cheap. I have an estimate of \$1,284 for a report like this.

Part Two of the Town Report then, would be the proceedings of the town meetings in detail as currently produced by our Town Clerk. We suggest 500 copies made available at Town Hall for those who want the detailed accounts of the proceedings of the town meeting.

We think information should be easily available to everyone who wants it. We don't think that a lot of money should be spent to print a lot of copies of information people don't need, don't read.

Keep in mind that all town meeting articles and the action taken on them would be provided in Part One. It would be the detailed descriptions that would be contained in Part Two.

The Town Clerk has told me that typically proceedings of annual town meetings run 150 pages. This past year was not typical. 500 copies of a 150 page Part Two Town Report would cost the Town about \$1,000. That is the second budget figure.

No one ever knows in advance how long anything is going to be. It is a ball park figure. So, built into the budget is a contingency factor of \$1,000. That is a whopping contingency. I am sure no other committee could get away with suggesting that percentage contingency.

We don't know exactly how many pages either part will be. We don't know if printing costs are going to rise between now and January since I have received current estimates. But, we think we've made ample allowance for the possible changes in cost. If you vote this budget for printing the town reports, we will not win any prizes in the Selectmen's contest for the handsomest town report for a town in our category. We will be giving up some of our nice things, our frills. There won't be any children's art work. There won't be lovely old pictures. There won't be fancy ink. But, what you will get will be brief, to the point and economical.

I am using the pronoun "we", not officially as the Town Report Preparation Committee, but as representative of five members of the Town Report Preparation Committee who got together, worked on the report, and decided the time had come to call a halt to an expensive fancy report.

I contacted some towns to find out what they did and to see if there are some good ideas we could borrow for Sudbury's consideration.

CHART G

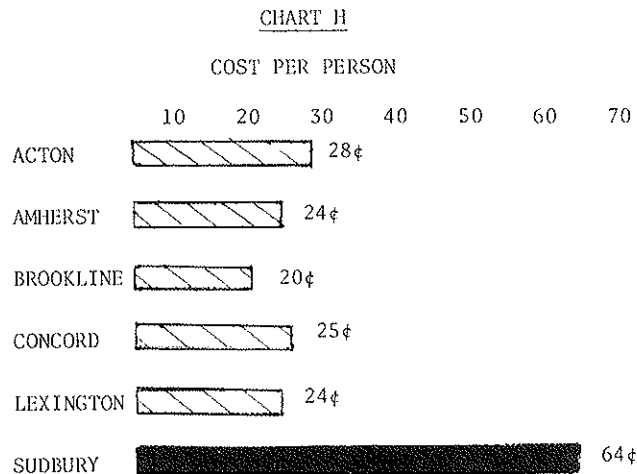
COMPARATIVE COSTS WITH OTHER TOWNS

<u>TOWN</u>	<u>POPULATION</u>	<u>COST</u>	<u># COPIES</u>	<u># PAGES</u>	<u>COMMENTS</u>
Acton	15,000	\$ 4,180	3,000	135	Full financial reports; Town meeting summary
Amherst	15,000	\$ 3,600	2,000	88	Full financial reports; Available on request
Brookline	59,000	\$12,000			
Part I			10,000	64	Sent home with school children
Part II			500	150	Available on request
Concord	17,000	\$ 4,305	4,500	250	6 x 9 traditional format; Available on request
Lexington	33,000	\$ 8,005			
Part I			9,700	96	Every household
Part II			700	128	Part I and Part II bound
Sudbury	15,047	\$ 9,700	5,500	340	

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This chart shows a comparison between Sudbury and other towns. A town of 59,000 people, Brookline, prints 10,000 reports and sends them home with the grade school children. Amherst makes 2,000 available. Concord has 4,900 households and only prints 4,500 reports. People can pick them up at the Town Clerk's office, at either of the Concord libraries, or any of the Concord fire stations. When I spoke to the Assistant in the Concord Town House, she said they were really tired of having the town report end up at the dump the following Saturday after delivery. Fortunately, we don't seem to have that problem.

Lexington wins prizes for a nice economical small Part One that goes to every household in town and prints a limited number of full-sized town reports for the costs shown.



This chart is kind of a hit in the head, isn't it? We're spending a heck of a lot more than most people. I have one more figure that is not on the chart. I called the Secretary to the Selectmen in Lincoln. She told me that they spend \$2,600 in Lincoln which works out to 52¢ per person. That's for their town report plus their warrant.

We in Sudbury have always had the opposite point of view from Lincoln when it came to education, so I found it curious that the position was reversed when it came to publications.

We think it is time to make a change for our town report. The Finance Committee, which never contacted the Town Report Preparation Committee, recommends spending \$9,000. That is for next year. Our low bidder this year, came in over \$9,000. I have worked on the town report for a couple of years, and I can't see next year's town report in its present format coming in at under \$10,000. So, I hope there's an extra few bucks in the Reserve Fund for the town report.

I urge you to vote an austerity budget for this item.

After discussion, it was

VOTED: TO AMEND THE RECOMMENDED AMOUNT FOR LINE 950-41 BY DECREASING THE AMOUNT FROM \$9,000 TO \$3,500.

In favor - 166; Opposed - 157. (Total - 323)

VOTED: TO RAISE AND APPROPRIATE THE AMOUNT OF \$3,500 FOR ACCOUNT 950-41.

After making the motion under line item 950-81, Mr. Blecher stated that this is to make sure that the Reserve Fund this year does not come out of your taxes. If we transfer from the Overlay Reserve, those funds do not have to be raised by taxation. The \$100,000 we are requesting for the Reserve Fund is simply because we sincerely believe that the budget we are recommending is very austere. We expect a lot of people may be back because of hard times next year. They have certainly been back this year.

April 9, 1975

UNANIMOUSLY VOTED: THAT THE TOWN APPROPRIATE AND TRANSFER \$100,000 FROM OVERLAY RESERVE FOR LINE ITEM 950-81.

Upon a motion made by Mr. Blecher, it was

VOTED: THAT THE TOWN RAISE AND APPROPRIATE THE AMOUNT OF \$159,051 FOR ACCOUNT 950-96.

After making the final motion under Article 6, Mr. Blecher stated as follows: There are two parts to this motion. The first part is to appropriate and transfer \$350,000 from free cash. That is merely to offset your tax rate. The Town has money sitting in the bank. It shouldn't sit there. We should spend it so that we don't have to raise it through taxation.

The second part of this is something that the Finance Committee very strongly endorses. We have been faced time and time again in past years with the problem of needing money in overtime but being underspent in salary. We, therefore, have to take money out of the Reserve Fund. If we allowed the flexibility together with the departments involved, then we can relieve the pressure on the Reserve Fund and transfer these funds between salary and overtime. It would be enormously helpful to the Finance Committee and hopefully could ultimately reduce the amount we might need for the Reserve Fund.

UNANIMOUSLY VOTED: THAT THE TOWN APPROPRIATE AND TRANSFER \$350,000 FROM FREE CASH TO BE APPLIED TO THE APPROPRIATIONS VOTED UNDER ARTICLE 6, WITH THE INSTRUCTION TO THE TOWN ACCOUNTANT TO REDUCE THE OTHER APPROPRIATIONS FOR ARTICLE 6 BY THAT AMOUNT; THAT SALARY AND OVERTIME APPROPRIATIONS WITHIN THE DEPARTMENTAL BUDGET ARE FUNDED HEREUNDER AS INTEGRATED LINE ITEMS, PROVIDED, HOWEVER, THAT THE DEPARTMENT APPROPRIATIONS FOR SUCH LINE ITEMS CANNOT BE USED FOR ANOTHER SALARY OR OVERTIME LINE ITEM WITHOUT THE APPROVAL, IN EACH INSTANCE, BY THE FINANCE COMMITTEE; AND THAT ALL APPROPRIATIONS UNDER ARTICLE 6 SHALL BE FOR THE FISCAL YEAR JULY 1, 1975, THROUGH JUNE 30, 1976.

ARTICLE 7: To see if the Town will vote to accept the second paragraph in General Laws, Chapter 129, Section 15, which provides that in a town which has a Board of Health and accepts the paragraph, the nomination of Inspectors of Animals shall be made by the Board of Health and not by the Selectmen, or act on anything relative thereto.
 Animal
 Inspector-
 Change
 Appointing
 Authority
 Submitted by the Board of Selectmen and the Board of Health.

Board of Selectmen Report: Approval of this Article will allow the Board of Health to make yearly nominations of Inspector of Animals to the State, which the Selectmen have done in the past years. The Selectmen submit the following justification and information to gain favorable action on this Article:

- Funds are already carried in the Health Department budget for Inspector of Animals.
- The Health Department now provides supervision and control over the Inspector of Animals once appointed.

The duties and responsibility of the Inspector of Animals are Board of Health functions, and for this reason, and as expressed above, we recommend your approval of this Article. The Board of Health also recommends approval of this Article.

Finance Committee Report: The Finance Committee concurs with the reasoning and recommendations in the report of the Board of Selectmen and Board of Health. Recommend Approval.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) THAT THE TOWN ACCEPT THE SECOND PARAGRAPH IN GENERAL LAWS, CHAPTER 129, SECTION 15.

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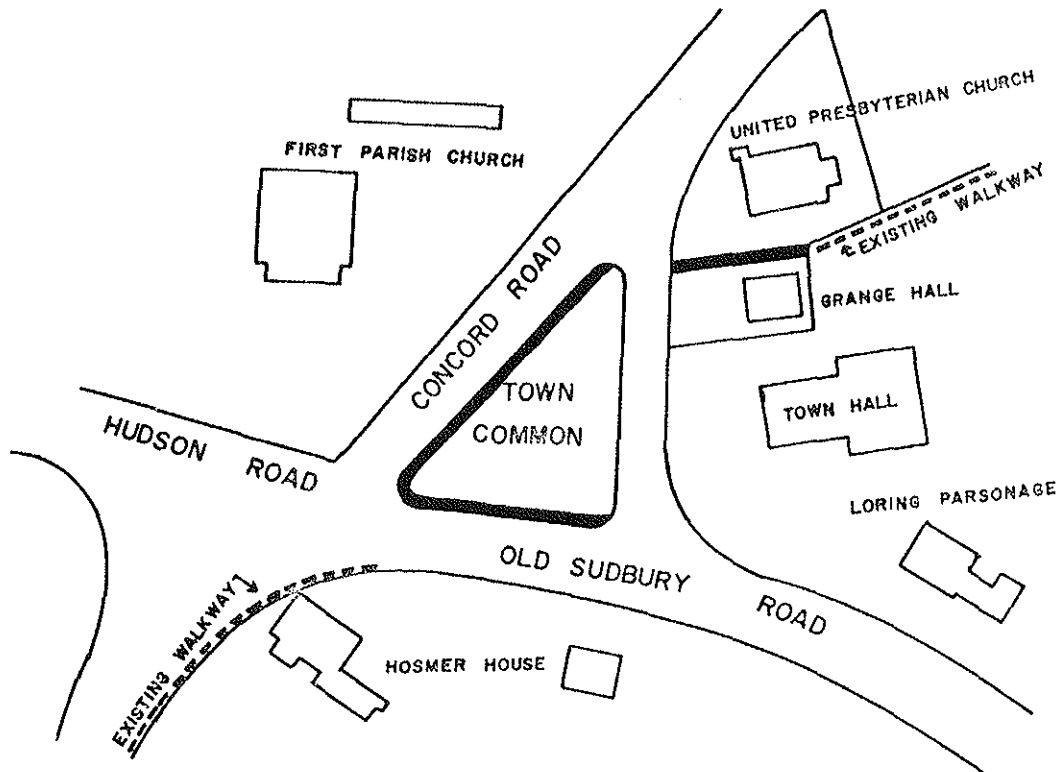
ARTICLE 8: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$8,000, or any other sum, to be expended under the direction of the Selectmen, for the resodding and curbing of the Town Centre Common and for rebuilding of walkways and sidewalks in the Town Centre area, or act on anything relative thereto.

Rebuild Walkways/
Curbing-
Town
Centre
Common

Submitted by the Board of Selectmen.

Mr. Taft, Chairman of the Board of Selectmen, then *moved that the Town raise and appropriate \$8,000 to be expended under the direction of the Selectmen for the resodding and curbing of the Town Centre Common and for rebuilding of walkways and sidewalks in the Town Centre area.*

Board of Selectmen Report: (Mr. Taft)



ARTICLE 8
TOWN COMMON RESTORATION

This map shows the location that we are all familiar with, the center of Sudbury. What we are concerned with in this article is the triangular piece of land in the immediate center of the Town known as the Town Common. You will notice on that plan that there are two existing walkways. One comes in from the northeast that stops right between the back lot line of the Grange Hall and the United Presbyterian Church. The other is on Concord Road coming north which stops right at the traffic lights at the intersection of Concord Road and Old Sudbury Road.

The walkways proposed in this article are shown on the map as solid black lines. It is proposed to continue the walkway between the Grange Hall and the United Presbyterian Church down the west side of the Common and to repair the present rather disreputable walkway that is located along the south side of the Common. These walkways would be done with stone dust rather than hard top that is now being used on the south side of the Common.

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The main intent of this article is to protect the Town Common. There are no curbsings whatsoever around the Common. However, this part of Town gets a large amount of traffic. It also gets parking on occasion, particularly on the east side of the Common. I am sure during the coming years, it will see more people who will want to stop their cars, get out and walk on the Common and perhaps take a picture or look at the Town. It certainly is a beautiful location, perhaps even more beautiful now that all the overhead power lines and telephone lines have been relocated underground. Under the agreement with the Boston Edison and the New England Telephone, the undergrounding of the lines was a fifty-fifty proposition, and we now have a most attractive Town Center from that view point.

We have always taken good care of the Town Common from the viewpoint of replacing the trees. When I moved to Town some eighteen years ago, there were still large maple trees located on the Town Common. They are all gone now, and they have been replaced with trees donated by the garden clubs, childrens' classes, etcetera, and I think it is time to take care of the other part of the Common. It needs attention.

The Park and Recreation Commission has agreed to work with us on this so that the grass part of it will be done quite inexpensively and the main expense will be then in the curbing. The reason we want this is to keep the Town Common from eroding or being driven over by cars, although it won't be the kind of curbing that would stop the accident we had a few years ago when a school bus drove onto the Common by mistake. But, it would keep cars from pulling up onto the Common to park which causes a great deal of damage. I think it is a necessary thing to protect the Common, to take care of it.

I think also the walkways as a safety measure are also important. We now have a situation where the children can walk to the center of Town from either direction, but they can't safely get across one of the busiest streets in Town, Route 27. With this arrangement, we would provide a crosswalk area, a painted section, and the children could then cross with the advantage of stoplights stopping the traffic when it was the time to cross.

There are those two aspects, maintaining the Town Common and the biggest part of the expense is providing the curbing, and the second part of providing attractive walkways that will provide a safe travel path for our children and adults as well.

Finance Committee Report: (Mr. Blecher)

Although it would be very nice to resod and put curbing around the Town Common, it is hardly what we consider to be an essential expense. It is not part of an integrated walkway plan. It is an isolated incident. It is one that is being done simply for aesthetics, and we admit to that. It is not essential and we urge your disapproval.

Sudbury Taxpayers' Association Report: (Mr. Naegele)

It seems to members of the Sudbury Taxpayers' Association that it is a little frivolous to re-do a walkway in the Town Common that is immediately adjacent to a highway that is already paved which is perfectly suitable for walking any time there are going to be large crowds there. In addition, what we need is a crosswalk. I think the crosswalk could be painted on the highway that is there right now with a small amount of money, without the necessity for paving a section of the Town Common in the middle. The highway with a stop light plus a little paint on it would seem to be enough for any safety requirements as it is in many other parts of cities all around this nation.

If our Common needs restoration, we think the time to do it is after the thundering herd goes by and not before they come into Town.

The walkway in back of the Presbyterian Church and back of the Grange goes into a parking lot in back of the Town Hall. It is very easy to walk through that parking lot and out of the driveway between the Town Hall and the Grange. We recommend that we support the Finance Committee and that we vote "No" on this article.

Park and Recreation Commission Report: (Mr. Robert E. Grant)

The Park and Recreation Commission is responsible for maintaining the turf and the Town Common area in the general area of the Town Hall. It is almost impossible to do a responsible job as conditions exist now because the lack of

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curbing, vehicle traffic and erosion create all types of problems. We feel the time and money that we are now spending in many cases is wasted. We feel the problem is also going to get worse. Therefore, we ask your support of this article.

Mr. Bertram S. Weinstein then *moved that we amend the sum on this article from \$8,000 to \$1,500.* He stated that he shared the concern about walkways, but that he had a great deal of trouble with the granite curbstones and the aesthetics.

Mr. Weinstein's motion was defeated. In favor - 137; Opposed - 150. (Total - 287)

Mr. Taft's motion for \$8,000 under Article 8 was then defeated also. In favor - 119; Opposed - 194. (Total - 313)

Mr. Taft then presented the following resolution which was

UNANIMOUSLY VOTED:

WHEREAS THE TOWN OF SUDBURY IS FIRST AND FOREMOST THE SUM OF ALL ITS PEOPLE; AND

WHEREAS CONTRIBUTIONS AND CIVIC DUTY AND PUBLIC SERVICE HAVE BEEN RENDERED BY SOME OF ITS CITIZENS WHO HAVE PASSED FROM AMONG US; THEREFORE, BE IT

RESOLVED THAT THE TOWN EXTENDS ITS HEARTFELT SYMPATHY TO THE FAMILIES OF THESE PERSONS AND TAKE COGNIZANCE OF THEIR SERVICE AND DEDICATION

PHILENA BARTLETT	SCHOOL COMMITTEE 1931 TO 1941
STEPHEN M. W. GRAY	PLANNING BOARD 1930 TO 1947, BOARD OF APPEALS 1937, 1942-1966, BOARD OF APPEALS ALTERNATE 1939-1941 AND 1967
PAUL WHITNEY RHOADES	PLANNING BOARD 1930-1933, BOARD OF APPEALS 1936-1937, FINANCE COMMITTEE 1938, 1941-1942
MARTIN E. DOYLE	BOARD OF ASSESSORS 1966-1967, BOARD OF SELECTMEN 1968-1970
EDWARD WILLIAM PETTIGREW	CUSTODIAN OF TOWN PROPERTY 1951
VERA S. PRESBY	ASSISTANT TOWN CLERK 1948-1968, ASSISTANT TO BOARD OF REGISTRARS 1952-1968, CLERK, BOARD OF HEALTH 1959-1971, OFFICE SUPERVISOR 1960-1964
LAURENCE L. WINSHIP	GOODNOW LIBRARY TRUSTEE 1923-1931
LOUISE F. WYNNE	BOARD OF PUBLIC WELFARE 1951-1968, PRESIDENT, SUDBURY PUBLIC HEALTH NURSING ASSOCIATION 1950-1953

AND BE IT FURTHER

RESOLVED THAT THE TOWN OF SUDBURY, IN TOWN MEETING ASSEMBLED, RECORD FOR POSTERITY IN THE MINUTES OF THIS MEETING, ITS RECOGNITION AND APPRECIATION FOR THEIR EFFORTS TO OUR TOWN.

Mr. Taft then presented a resolution to be sent to legislators and the Governor concerning municipal aid and redistribution of the tax burden.

Mr. Taft stated as follows: The subject of tax reform has come up many years in the Commonwealth of Massachusetts. In recent years, it has not been successful. We are all familiar with the heavy burden that the property taxpayer bears in the Commonwealth of Massachusetts. Massachusetts happens to have the highest property taxes in any state in the union by whatever measure you make of it. On a per capita basis, it costs us approximately \$400 each in the State. On the basis of the value of houses, it's the highest. On the basis of equivalent to being an income tax it turns out to be about seven and a half

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per cent on the income earned by individuals in the State. In Massachusetts, we raise over half of all our tax money at the state and local level through the vehicle of the property tax. It is the great catch-all.

When the State does not come forth with the funds that it has promised, which has frequently been the case in the last few years, then it always is the local property tax that has to absorb the entire burden. It is the only open-ended tax we have. When you pay your income tax, it is a set percentage. When you pay your sales tax, cigarette tax, or gasoline tax, you know before you buy what you are going to pay. But the property tax picks up everything that is left over. Hopefully, in the State this is a year in which the tax reform voice will be heard. There is an opportunity to lift some of the burden from the property taxpayer.

Mr. Robert K. Coe moved to amend the resolution by striking the last phrase, "such as sales and/or income tax".

He stated that the way this is worded it strikes me that, at the State level, they are going to say that Sudbury is calling for the graduated income tax. I just wonder if this town meeting wants to go on record in favor of the graduated income tax. I believe that that is what they will say when they put the graduated income tax up for the tenth or twelfth time.

Mr. Coe's amendment was passed.

After discussion, it was

VOTED:

WHEREAS THE TOWN OF SUDBURY IS ANNUALLY REQUIRED TO RAISE FUNDS ON THE PROPERTY TAX FOR SUPPORT OF STATE ENACTED PROGRAMS; AND

WHEREAS THE TOWN OF SUDBURY DOES NOT RECEIVE ITS FULL ENTITLEMENT UNDER MOST STATE AID CATEGORIES; AND

WHEREAS THE BURDEN TO RAISE ALL THESE FUNDS FALLS SQUARELY ON THE TAXPAYERS OF THE TOWN OF SUDBURY; AND

WHEREAS ONLY A SMALL AMOUNT OF REVENUE FROM THE STATE IS RECEIVED IN THE TOWN OF SUDBURY FOR MUNICIPAL SERVICES NOT RELATED TO EDUCATION; AND

WHEREAS THE PROPERTY TAXPAYERS OF THE TOWN OF SUDBURY CAN NO LONGER AFFORD TO CARRY THE HEAVIEST BURDEN OF TAXATION ON THE LOCAL TAXES; NOW, THEREFORE, BE IT

RESOLVED THAT THE VOTERS OF THE TOWN OF SUDBURY DO HEREBY CALL UPON THEIR LEGISLATORS AND THE OTHER MEMBERS OF THE GENERAL COURT ALONG WITH THE GOVERNOR TO VOTE IN FAVOR OF A PROGRAM OF MUNICIPAL AID AND ADDITIONAL EDUCATIONAL AID DURING THIS LEGISLATIVE SESSION AND TO REDISTRIBUTE THE TAX BURDEN THROUGH USE OF THE LESS REGRESSIVE FORMS OF TAXES AVAILABLE AT THE STATE LEVEL.

ARTICLE 9: (Article withdrawn)

Assume
Liability
for
DPW Work

ARTICLE 10: To see if the Town will vote to amend Section 5 in Article IV of the Town Bylaws, by changing the date of "December 1st", in the first sentence to "December 31st", and by changing the date of "February 15th", in the second sentence to "February 28th", or act on anything relative thereto.

Amend
Bylaw
Art.IV
Sec.5

Submitted by the Committee on Town Administration.

Budget
Submission
Date

April 9, 1975

Committee on Town Administration Report: At the present time, budgets from our Town Boards and Committees must be submitted on December 1. While the calendar year coincided with the fiscal year, this arrangement was satisfactory. Now, however, the fiscal year runs from July to June thereby placing budget preparation very early into the fiscal year. The first change in this Article would give the boards and committees an extra month for budget submission. The second change would allow the Finance Committee an extra two weeks for hearings, while still leaving ample time for warrant printing and distribution. This Article will have no impact on the Town Meeting itself.

Finance Committee Report: The change in budget submission date is logical and the Finance Committee is appreciative of the CTA's desire to provide a few extra weeks for hearings and preparation of positions during our busiest period. Recommend Approval.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 10 in the Warrant for the 1975 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 11: To see if the Town will vote to amend Section 1 of Article II of the Town Bylaws, by amending the first sentence in Section 1 to read as follows:

Amend Bylaw	"The Warrant for each annual town meeting shall be closed according to the following schedule:	
Art.II Sec.I	<u>Type of Article</u>	<u>Warrant Closing Date</u>
Warrant Closing Date	Articles proposing Bylaw, including Zoning Bylaw, changes, amendments and additions; public way layouts, alterations, relocations; Town property transfers or sales.	December 1 of each year
	Articles dealing with appropriations including budget matters, and all articles not included in the December 1st closing, set forth above.	December 31 in each year"
	or act on anything relative thereto.	
	Submitted by the Committee on Town Administration.	

Committee on Town Administration Report: This shift in submission date of non-monied articles from December 31 back to December 1 is done simply to allow the Finance Committee to begin its hearings as early as it currently does, if the previous article is passed. Monied articles would remain due exactly as they are now.

Finance Committee Report: The month of December serves to prepare the Finance Committee for the vigorous schedule following budget submissions and hearings on monied articles. Passage of the previous article would leave the Finance Committee devoid of any Town Meeting matters in December. Passage of this article would provide the Finance Committee with non-monied articles to consider early in the hearing cycle. Recommend Approval.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 11 in the Warrant for the 1975 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 12: (Article withdrawn)

Lease
Accounting
Machine

April 9, 1975

ARTICLE 13: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$60,000, or any other sum, to be expended under the direction of the Board of Assessors, for up-dating property values in the Town of Sudbury, or act on anything relative thereto.

Update
Property
Values

Submitted by the Board of Assessors.

Upon a motion made by Mr. Frank H. Grinnell of the Board of Assessors, it was

VOTED: THAT ARTICLE 13 TO UPDATE PROPERTY VALUES BE POSTPONED UNTIL APRIL THE 14TH, 1975, AS THE FIRST ORDER OF BUSINESS.

(See page 56 for action under the article.)

ARTICLE 14: To see if the Town will vote to amend the Zoning Bylaw, Article IX of the Town of Sudbury Bylaws, as follows:

Amend

Bylaws

Art.IX

Sec.VI

Board of
Appeals

Art.IX

Sec.I

Sale of
Farm
Products

- A. By deleting the first paragraph in Section VI, "Administration", subsection C, "Board of Appeals", paragraph 3, entitled "Appeals", and by adding in its place the following:

"An appeal to the Board of Appeals may be taken by any person aggrieved by reason of his inability to obtain a permit from any administrative official under the provisions of G.L. c. 40A, or by any officer or board of the Town, or by any person aggrieved by any order or decision of the Inspector of Buildings or other administrative official in violation of any provision of G.L. c. 40A, or any ordinance or bylaw adopted thereunder.";

- B. By adding in Section I, entitled "General", subsection D, "Sale of Farm Products", at the end thereof the following sentence:

"Stands for the sale of farm products shall be limited to the sale of farm products produced on the premises.";

or act on anything relative thereto.

Submitted by the Planning Board.

Mr. Eben B. Stevens of the Planning Board *moved* the Town amend the Zoning Bylaw, Article IX of the Town of Sudbury Bylaws as follows:

A. By deleting the first paragraph in Section VI, "Administration", subsection C., "Board of Appeals", paragraph 3, entitled "Appeals", and by adding in its place the following: "An appeal to the Board of Appeals may be taken by any person aggrieved by reason of his inability to obtain a permit from any administrative official under the provisions of General Laws, Chapter 40A, or by any officer or board of the Town, or by any person aggrieved by any order or decision of the Inspector of Buildings or other administrative official in violation of any provision of General Laws, Chapter 40A, or any ordinance or bylaw adopted thereunder.";

B. By adding in Section I, entitled "General", subsection D., "Sale of Farm Products", at the end thereof the following sentence: "In residential districts, stands for the sale of farm products shall be limited to the sale of farm products produced on the premises."

Planning Board Report: (Mr. Stevens)

The Planning Board recommends approval of this article. Section A concerns the change in the Town Building Code due to the passage of a State Building Code which supersedes all local codes. All appeals on the Building Code matters are to be handled by the State Code Commission and thus now, the Sudbury Board of Appeals is only concerned with the Zoning Bylaw.

Section B is being amended to restrict farm stands located in residential zones to those that sell produce grown on their premises and to prevent the type of convenience stand that a recent court decision would tend to allow, i.e. convenience stores such as Cumberland Farms, Honey Farms and Sunnyside were defined as farm stands.

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Finance Committee Report: (Mr. E. Lawrence Gogolin)

The Finance Committee concurs with both of these portions. The first one really is in reference to Article 22 which has already been passed on the Consent Calendar and the second one deals with the protection of the residential zoning.

Business Advisory Committee Report: Mr. Toomey of the Board of Selectmen stated that the Selectmen had a report from the Business Advisory Committee that indicates they favor Section A, but do not favor Section B of this motion.

Upon a motion made by Mr. Powers of the Board of Selectmen, it was

VOTED: TO DIVIDE THE QUESTION INTO PARAGRAPH A AND PARAGRAPH B, EACH TO BE DISCUSSED AND VOTED UPON SEPARATELY.

UNANIMOUSLY VOTED: THAT THE TOWN AMEND THE ZONING BYLAW, ARTICLE IX OF THE TOWN OF SUDBURY BYLAWS, AS FOLLOWS:

- A. *BY DELETING THE FIRST PARAGRAPH IN SECTION VI. "ADMINISTRATION", SUBSECTION C. "BOARD OF APPEALS", PARAGRAPH THREE, ENTITLED "APPEALS", AND BY ADDING IN ITS PLACE THE FOLLOWING: "AN APPEAL TO THE BOARD OF APPEALS MAY BE TAKEN BY ANY PERSON AGGRIEVED BY REASON OF HIS INABILITY TO OBTAIN A PERMIT FROM ANY ADMINISTRATIVE OFFICIAL UNDER THE PROVISIONS OF GENERAL LAWS, CHAPTER 40A, OR BY ANY OFFICER OR BOARD OF THE TOWN, OR BY ANY PERSON AGGRIEVED BY ANY ORDER OR DECISION OF THE INSPECTOR OF BUILDINGS OR OTHER ADMINISTRATIVE OFFICIAL IN VIOLATION OF ANY PROVISION OF GENERAL LAWS, CHAPTER 40A, OR ANY ORDINANCE OR BYLAW ADOPTED THEREUNDER."*

Discussion was then opened on Section B of Article 14.

Mr. Richard F. Brooks commented as follows: I speak now as a person who grew up on a farm in Lincoln and ran a roadside stand there for a number of years and also as an ex-Planning Board member. I realize the problem that can arise when you have helter-skelter development of so-called farm stands in residential areas and what a detriment this could be to a neighborhood. I think that the Town should carefully think about this problem. But, there is a solution which I would like to propose to the hall tonight which I think would solve the problem of all the operators in the Town and, at the same time, protect residential areas from importing businesses under guise of farm stands.

Mr. Brooks then *moved* to amend the motion to read, *"In residential districts, stands for the sale of farm products shall be limited to the sale of farm products 50% of which are produced on the premises."*

Mr. Eric Kanstroom suggested that the words "or more" be added after "50%". Unanimous consent of the hall was granted to add these words.

After considerable discussion, Mr. Brooks' amendment was *defeated*.

The main motion under Section B was then *defeated*. *In favor - 164; Opposed - 97. (Total - 261) (Two-thirds vote required)*

The Moderator then announced that under the Bylaws of the Town, this meeting is adjourned until Monday, April 14, 1975, at 8:00 P.M. in this same hall.

The meeting adjourned at 11:00 P.M.

PROCEEDINGS
 ADJOURNED ANNUAL TOWN MEETING
 APRIL 14, 1975

The Moderator called the meeting to order at 8:04 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He announced that a quorum was present.

He announced that pursuant to the vote taken at the last session of this meeting, Article 13 is now before the hall.

ARTICLE 13: To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$60,000, or any other sum, to be expended under the direction of the Board of Assessors, for up-dating property values in the Town of Sudbury, or act on anything relative thereto.
 Update
 Property
 Values
 Submitted by the Board of Assessors.

Board of Assessors Report: (Mr. Arthur A. Babigian)

We have submitted a response to the Department of Corporations and Taxation of the Commonwealth of Massachusetts, a request for a submission of a plan bringing the property assessments in Sudbury to full cash value. The monies we are requesting here are for planning purposes only.

Our plan calls for the computerized market valuation system. The market valuation system is a set of computer programs which estimate the market value of residential improved and residential land properties. It is an extremely valuable tool for tax administration purposes, providing our Town with accurate and defensible property values.

Basically, the system computes property values by selecting and analyzing comparable sales. It requires as an input property characteristics on all parcels to be valued and a history of recent sales. The property characteristics are automatically checked for errors and inconsistencies. Formulae are developed to calculate the market value of properties using commonly available characteristics, for example, square footage of living area, type of construction. Such formulae are called valuation models.

Since one model cannot be used to value all types of property, the system stratifies the residential property market into segments such that a single model can be used to compute the fair market values of all the properties in a given market segment or cluster. Valuation models for each segment are developed by statistical methods. An example of this is multiple regression. Although these models could simply be used to establish the fair market value of each parcel, the system takes a more traditional approach to valuation.

First, comparable properties which have recently been sold are selected. The valuation model is then used to adjust the sales price of the comparable properties for difference in property characteristics between them and the subject property. Thus, a number of estimates of the subject values are obtained which are used to determine the single market estimate. The values that are produced are accurate, and they are up to date since they reflect current market conditions. They are defensible to the taxpayer and if necessary, to the courts.

The advantages of a market valuation system are as follows: They are easy to use and can be implemented by those having little appraisal or statistical background. They are versatile. They are self-sufficient. They are self-protective, adaptable and portable. They are accurate, equitable, up to date, defensible. Also there are other uses, such as a computerized data base available for policy impact studies. They are less time consuming, less expensive.

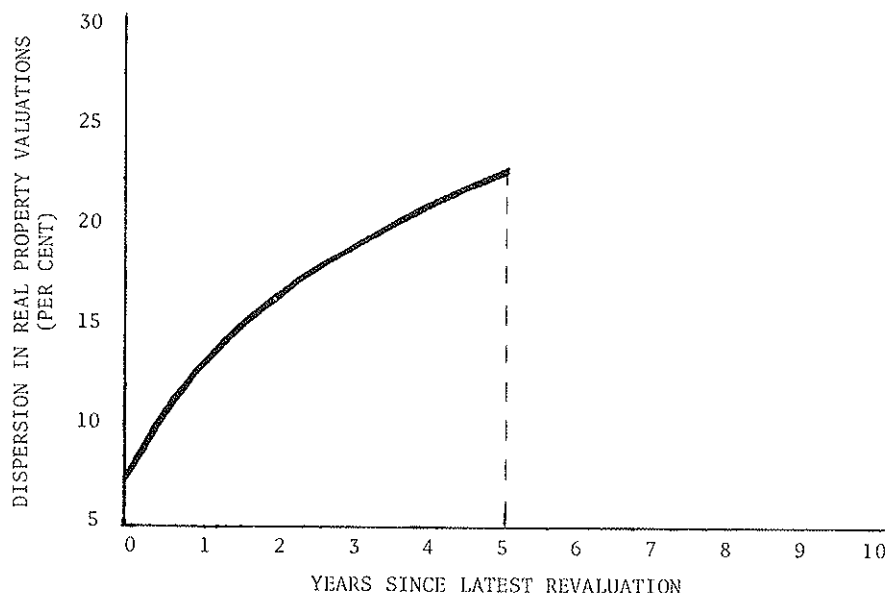
The market valuation system costs about 10¢ per parcel, 3¢ for computations and comparables search and 6¢ for field review document printing. The data collection costs for the traditional type of valuation is approximately \$20 per parcel.

This system also minimizes data handling.

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CHART I

DISPERSION FACTOR VS TIME



This graph shows the dispersion factor versus time with regard to the Town of Sudbury. It is very interesting to note with regard to market value, we are approximately 23% below a hundred per cent.

There is one other aspect of the market valuation system which must be addressed again, the cost of implementation. We feel that with the number of parcels we have in Town, which is approximately 3,727 parcels, plus the fact that we are up to date on our valuations, Assessors' maps and plates, the cost of implementing this system will be approximately the \$30,000 that has been requested in the article. My motion stated \$6,000 for planning.

In 1970 we did a re-valuation of all the properties. Between 1970 and the present, we have done a constant updating of all the property values. In 1975, we proposed to start the appropriation of substantial funds to provide for a system of market data and valuation and property value updating. In 1978, which incidentally is the fiscal year 1978, July 1st, 1977, through June 30th, 1978, we planned to complete an automated market valuation and property value updating system.

Finance Committee Report: (Mr. Clough)

At the Finance Committee hearing on this Warrant article, we were informed by the Board of Assessors that a proposed program for updating property values in Sudbury had been submitted to the Department of Taxation in accordance with the Massachusetts Supreme Court ruling requiring full and fair property assessments in the Commonwealth. It was indicated at the hearing that approval and the availability of professional companies with the required expertise to conduct such an appraisal, might take some time to begin implementation of the approved plan.

The Finance Committee agrees completely with the Board of Assessors that this updated appraisal is necessary and we recommend the requested sum of \$6,000 be allocated for this program to permit planning to proceed and to submit Sudbury's intention to conduct such an appraisal when the program is totally defined and costed. Full funding can then be requested and approved by the Town. Recommend Approval.

Board of Selectmen Report: (Mr. Toomey)

The Board of Selectmen agrees with the Board of Assessors and the Finance Committee. We feel they should have the planning money. They should be prepared

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to implement the program once the State decides what the program would be. We will be back at a special town meeting or our next annual town meeting for additional funds. But, in good faith and as a result of the Sudbury suit that we have all talked about a great deal, the Board of Assessors should have this planning money in order to go forward with the updating the valuation of the Town.

After discussion, it was

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$6,000 TO BE EXPENDED UNDER THE DIRECTION OF THE BOARD OF ASSESSORS, FOR UPDATING PROPERTY VALUES IN THE TOWN OF SUDBURY.

(For action under Article 14, see page 54.)

ARTICLE 15: To see if the Town will vote to amend the Zoning Bylaw, Article IX, of the Town of Sudbury Bylaws, Section II, "Establishment of Districts", paragraph C, "Location of All Other Districts", subsection entitled: "Limited Business District No. 6" by deleting the description in its entirety and substituting the following:

Amend
Bylaw
Art.IX
Sec.II
Limited
Business
District
No. 6

"Limited Business District No. 6. Beginning at a point on the Southerly side line of Boston Post Road at the Easterly boundary of the Penn Central Railroad; thence Easterly along the Southerly side line of Boston Post Road 1016± feet to the Easterly property corner of the Sudbury Police Station; thence Southerly by land N/F of Murphy 216± feet; thence Easterly 86± feet; thence Southerly by land N/F of Presby 198± feet; thence Southwesterly 411± feet to a point approximately 50 feet from the Westerly side line of Raymond Road; thence Westerly by land of the Sudbury Water District 1357± feet to the Easterly boundary of the Penn Central Railroad; thence Northeasterly along said railroad 672± feet to the point of beginning."

or act on anything relative thereto.

Submitted by the Planning Board.

Planning Board Report: This article neither increases nor decreases the size of Limited Business District No. 6 but clarifies the boundary description in more accurate terms.

Finance Committee Report: The seven articles from #15 - #22 are all technical corrections to the Zoning Bylaws to better define or update regulations. Recommend Approval.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 15 in the Warrant for the 1975 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 16: To see if the Town will vote to amend the Zoning Bylaw, Article IX of the Town of Sudbury Bylaws, Section II, "Establishment of Districts", paragraph C, "Location of All Other Districts", subsection entitled: "Industrial District No. 6" by deleting the description in its entirety and substituting the following:

Amend
Bylaw
Art.IX
Sec.II
Industrial
District
No. 6

"Industrial District No. 6. Beginning at a point on the Southerly side line of Boston Post Road at the Wayland/Sudbury town line; thence Easterly along the Southerly side line of Boston Post Road 1181± feet to the Sudbury/Wayland town line; thence Southeasterly along the town line 24± feet to town bound S/W 23; thence Southwesterly along the town line 899± feet to town bound S/W 24; thence

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Northwesterly along the town line 173± feet to town bound S/W 25; thence Northwesterly along the town line 628± feet to the point of beginning."

or act on anything relative thereto.

Submitted by the Planning Board.

Planning Board Report: This article neither increases nor decreases the size of the zone but clarifies the boundary description in more accurate terms.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 16 in the Warrant for the 1975 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 17: To see if the Town will vote to amend the Zoning Bylaw, Article IX of the Town of Sudbury Bylaws, Section II, "Establishment of Districts", subsection: "Business District No. 6" as follows:

Amend Bylaw Delete the description of Business District No. 6 in its entirety and substitute the following:

Art.IX
Sec.II
Business District No. 6
"Business District No. 6. Beginning at a point on the Northerly sideline of Boston Post Road at the Westerly boundary of an existing right of way; thence Westerly along the Northerly sideline of Boston Post Road 2148± feet to the Easterly property line of the land now or formerly of John and Mary O'Brien; thence Northerly along said property line 154± feet; thence Easterly and 150 feet parallel to the Northerly sideline of Boston Post Road 2070± feet to the Westerly boundary of the previously mentioned right of way; thence Southerly along the right of way 156± feet to the point of beginning, which is 150± feet from the intersection of Stone Road and Boston Post Road.",

or act on anything relative thereto.

Submitted by the Planning Board.

Planning Board Report: This article neither increases nor decreases the size of Business District No. 6 but clarifies the boundary description in more accurate terms.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 17 in the Warrant for the 1975 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 18: To see if the Town will vote to amend the Zoning Bylaw, Article IX, of the Town of Sudbury Bylaws, Section II, "Establishment of Districts", paragraph C, "Location of All Other Districts", subsection entitled: "Business District No. 7", by deleting the description of the district, and establishing in its place the following:

Amend Bylaw
Art.IX
Sec.II
Business District No. 7
"Business District No. 7. Beginning at the intersection of the Northerly line of Hudson Road and the center line of the Penn Central Railroad layout, thence Westerly 100± feet to the Westerly property line of the Penn Central Railroad, thence Northerly 290± feet; thence Northwesterly 80± feet; thence Northerly 200± feet; thence Easterly 165±

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feet to the center line of the Penn Central Railroad;
thence Southerly along the center line of the Penn Central
Railroad 560± feet to the point of beginning.",

or act on anything relative thereto.

Submitted by the Planning Board.

Planning Board Report: This article neither increases nor decreases the size of this zone but clarifies the boundary description in more accurate terms.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 18 in the Warrant for the 1975 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 19: To see if the Town will vote to amend the Zoning Bylaw, Article IX of the Town of Sudbury Bylaws, Section II, paragraph B, subparagraph Residential Zone C2, by deleting reference to "Plympton Road" and substituting in its place "Candy Hill Road", or act on anything relative thereto.
Amend
Bylaw
Art.IX
Sec.II
Residential
Zone C2
Submitted by the Planning Board.

Planning Board Report: This article is to update and make corrections and clarifications in the wording of Article IX, Section II, Residential Zone C2. No substantive changes are made.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 19 in the Warrant for the 1975 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 20: To see if the Town will vote to amend the Zoning Bylaw, Article IX, of the Town of Sudbury Bylaws, as follows:
Amend
Bylaws
Art.IX
Sec.III
Residence
Districts
Art.IX
Sec.V
Swimming
Pools
A. Section III, Permitted Uses, paragraph A., Residence Districts, subsection c, by deleting the words "Sudbury Building Code" and substituting in their place "Commonwealth of Massachusetts State Building Code";
B. Section V, Special Regulations, paragraph M (untitled), by adding the words "Swimming Pools" as the title;
C. By adding the following paragraph at the beginning of Section V, Special Regulations, paragraph M:
"For the purposes of this bylaw a swimming pool is defined as a structure or tank designed or customarily used for human swimming and which is at least 18 inches in depth and at least 10 feet in its longest dimension."
or act on anything relative thereto.
Submitted by the Planning Board.

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Planning Board Report:

- A: Due to the State-passed Building Code which supersedes all local codes, this is just to update and correct our Bylaws.
- B & C: The State Building Code does not adequately cover swimming pools and this section transfers a regulation found in the obsolete Sudbury Building Code to the Zoning Bylaw.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 20 in the Warrant for the 1975 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

UNANIMOUSLY VOTED: "(CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

- ARTICLE 21: To see if the Town will vote to amend the Zoning Bylaw, Article IX of the Town of Sudbury Bylaws, by making the following corrections/clarifications in wording:
- | | |
|--|---|
| Amend
Bylaws

Art.IX
Sec.II
Sec.III

Corrections
and Clari-
fications | <p>A. By deleting reference to "The New York, New Haven and Hartford Railroad" and substituting in its place "The Penn Central Railroad" in the following sections:</p> <ol style="list-style-type: none"> 1. Section II, paragraph B, "Location of Residence Districts or Zones", Residential Zone C-1 (page 22) and Residential Zone C-2 (page 23); 2. Section II, paragraph C, "Location of All Other Districts", Business District No. 7 (page 29); 3. Section II, paragraph C, "Location of All Other Districts", Limited Business District No. 5 (page 37); 4. Section II, paragraph C, "Location of All Other Districts", Industrial Park District No. 1 (page 51); <p>B. By deleting reference to "Old Farm Road" and substituting in its place "Robbins Road" in Section II, C, "Limited Business Districts", Limited Business District No. 1 (page 34);</p> <p>C. By deleting the word "exterior" from "exterior signs" from the special "Note" following each of the subsections as follows:</p> <ol style="list-style-type: none"> 1. Section III, paragraph B, subsection 1, Limited Business Districts (page 56); 2. Section III, paragraph B, subsection 2, Business Districts (page 57); 3. Section III, paragraph B, subsection 3, Shopping Center Districts (page 57); 4. Section III, paragraph C, subsection 1, Limited Industrial Districts (page 58); 5. Section III, paragraph C, subsection 2, Industrial Districts (page 59); 6. Section III, paragraph D, Research Districts (page 60); <p>D. In Section II, C, Business District No. 15., by deleting the words: "to the Westerly line of land owned by the Commander Beverage Inc.", and by deleting the words: "along the Westerly line of Commander Beverage Inc.", and by adding, after the words "thence Southerly", the words: "a distance of 133 feet, more or less,";</p> <p>E. By adding the following at the end of subsection 3, in Section III, paragraph C:</p> <p style="padding-left: 40px;">"(Note: Special regulations applying to Industrial Park Districts IPD, such as site plan approval, off-street parking, exterior lights, signs and screening of open space uses, are listed in Section V herein.)";</p> |
|--|---|

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F. In Section V, paragraph J, subsection 4, paragraph 1, line 6, delete the words: "above (see below)", and add in their place, the word: "below";

or act on anything relative thereto.

Submitted by the Planning Board.

Planning Board Report: This article is to update and make corrections and clarifications in the wording of Article IX, Zoning Bylaw. No substantive changes are made.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 21 in the Warrant for the 1975 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

*UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE
EXCEPT IN PART D, "133 FEET MORE OR LESS".*

ARTICLE 22: To see if the Town will vote to delete Article XV of the Sudbury Bylaws with the notation that it is replaced by the State Building Code, which is incorporated herein by reference, adopted under Chapter 802 of the Acts of 1972, or act on anything relative thereto.

Amend
Bylaw
Art.XV
Building
Code

Submitted by the Planning Board.

Planning Board Report: This article deletes reference to the Sudbury Building Code since the adoption of a State Building Code by the State Legislature supersedes "all Local Codes". There is no longer a need to have a Town Building Code nor the expense involved in its printing.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 22 in the Warrant for the 1975 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 23: To see if the Town will vote to amend the Zoning Bylaw of the Town of Sudbury by creating a new district under Article IX, Section II, "Establishment of Districts", Part A., "Types of Districts", by adding a new section 9., "Open Space Districts, OSD-"; and further by amending Article IX, Section IV, B, by adding to the "Schedule of Intensity Regulations" after "Ind. Pk. Dist., IPD-" a new schedule called "Open Space Districts" and to add under "Minimum Lot Dimensions, Area Sq. Ft.", 600,000, under "Frontage Any Street or Way", 50 feet, all other restrictions on the schedule to be "None"; and further to amend Article IX, Section IV, C, "Modifications and Exceptions", subsection 1, "Building Coverage and Open Space", by adding a new item "d. Open Space Districts", to read as follows:

"d. Open Space Districts

- (1) The Open Space Districts comprise certain lands shown on the Zoning Map for which the owner(s) have no development plans other than the intent to preserve such lands in their natural state of beauty for the enjoyment thereof.
- (2) No building or structure for human occupancy shall be allowed or erected in Open Space Districts.
- (3) Any action to change any other existing district to an Open Space District shall be initiated by the legal owner(s) of record of the land described at the time the change is proposed.

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- (4) Structures designed to provide shelter and well-being for animals and plant life both wild and domesticated, shall be a permitted use in an Open Space District.";

or act on anything relative thereto.

Submitted by the Planning Board.

Mr. Paul H. McNally of the Planning Board *moved* that the Town amend the Zoning Bylaw of the Town of Sudbury by creating a new district under Article IX, Section II, "Establishment of Districts", Part A, "Types of Districts" by adding a new section 9. "Open Space Districts OSD-"; and further, by amending Article IX, Section IV, B, by adding to the "Schedule of Intensity Regulations" after "Industrial Park District, IPD-", a new schedule called "Open Space Districts" and to add under "Minimum Lot Dimensions, Area, Square Feet", 600,000, under "Frontage Any Street or Way", 50 feet, all other restrictions on this schedule to be "None"; and further to amend Article IX, Section IV, C, "Modifications and Exceptions", subsection 1, "Building Coverage and Open Space", by adding a new item "d. Open Space Districts" to read as printed in Article 23 in the Warrant of this meeting.

Planning Board Report: (Mr. McNally)

This amendment to the Zoning Bylaw will parallel action already taken by the legislature of the Commonwealth of Massachusetts under Chapter 1118 of the Acts of 1973 which provides for a special assessment of horticultural land at a value based upon its agricultural uses.

Article 23 will provide a similar tool at the local town level for those land owners in the Town of Sudbury who would, for whatever purposes, hope and desire to maintain the open space character and beauty of the Town. Land owners having parcels exceeding fifteen acres may voluntarily place their land into a zoning district called "Open Space District". They may. They do not have to. A two-thirds vote of the town meeting is required for a land owner to have his land included in the Open Space District, and likewise, a two-thirds vote is required to have land in the district removed for whatever new proposed zoning or use.

The Planning Board also proposes passage of a resolution asking the Board of Assessors of the Town of Sudbury to study the possibility of land valuation at a lower level than the present formula allows with the hope to encourage voluntary inclusion of greater than fifteen acre parcels into the zoning district.

The bylaw change hopefully will help keep larger parcels of land off the real estate market and, in some cases, might even spare the Town the cost of purchase, in the immediate future, of those parcels now for sale due to high tax pressure and of interest to the Town at some future date.

Massachusetts General Laws allow for special assessment of parcels in excess of five acres used primarily for agriculture. This bylaw requires a minimum of fifteen acres of any type of land without the burden of having to work the land as in farming or horticultural uses.

Sudbury will gain by preservation of its rural character and open space if these large lots were left undeveloped. The Planning Board urges passage of this article and asks for favorable action on its resolution to the Board of Assessors.

Finance Committee Report: (Mr. Gogolin)

The Finance Committee recommends support of this article. It is our understanding that the intent of the article is to allow citizens of the Town to provide open land for purposes of open space in the Town. It is the kind of land that is currently being purchased by the Conservation Commission. It allows the Town to get this at a reduced rate.

There is apparently adequate protection in that the town meeting has to vote this in and out of this classification. We understand that there could be a potential loss in the revenue coming into the Town due to changes in assessment, but as yet we have not heard any specific figures. We feel it would be financially an advantage to the Town.

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Town Counsel Opinion: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 23 in the Warrant for the 1975 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

After discussion, Mr. J. Leo Quinn *moved Indefinite Postponement*. He stated that he thought we needed another six months to a year to make a study of this.

VOTED: INDEFINITE POSTPONEMENT.

ARTICLE 24: To see if the Town will vote to amend Article IX of the Town Bylaws entitled "Zoning Bylaw", Section III, "Permitted Uses", E. Flood Plain District Use Provisions, by addition of paragraph 7 as follows:

Addition to Flood Plain Use Provisions Art. IX Sec. III

"7. The Flood Plain District shall be an overlay district and, therefore, the requirements of the Flood Plain District shall apply in addition to all other requirements of the other districts into which the Town is divided. In all questions of construction, the more limiting requirement in the applicable district shall apply.";

or act on anything relative thereto.

Submitted by the Planning Board and the Conservation Commission.

Conservation Commission Report: (Mr. John C. Cutting)

We originally wanted to put this article on the Consent Calendar, but there seemed to be some feeling that the word "flood" has been known to arouse savage passions and that this motion should be elaborated upon.

This is basically a housekeeping article that will establish beyond doubt that the Flood Plain District is definitely an overlay zone. This simply means that an area so designated is subject to the restrictions of the previously existing zone in addition to the Flood Plain Zone. In all questions of use or construction, the more restrictive requirement of either zone will apply.

This overlay concept is important because variances can be obtained from a Flood Plain District. Should a variance be granted, the petitioner would still have to conform to the original zone's requirements as previously established by the Town. This is the way this bylaw has been interpreted in the past, but a loophole does exist that should be closed.

This article does not add a single square inch of new land to the Flood Plain District, nor does it add other bylaw regulations relating to specific Flood Plain Zone uses. The Conservation Commission feels this amendment does nothing more than clarify an ambiguity in the law and assures the Town zoning protection should a flood plain variance be approved.

Planning Board Report: (Mr. McNally) The Planning Board unanimously recommends approval of this article.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 24 in the Warrant for the 1975 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

Mr. Myron J. Fox *moved to amend Article 24 in the Warrant by adding the words "use and" prior to the word "construction"*.

Mr. Fox stated that the mover of this article used the word "use" in his last statement. In the Warrant it reads, "In all questions of construction the more limiting one in the applicable district shall apply." Perhaps the word "use" should also be in the motion. I would suggest that it is a very good idea.

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Mrs. Martha J. Coe suggested that the words be "use or" rather than "use and". Mr. Fox agreed to the change but unanimous consent of the hall to make such a change was not granted.

The Moderator stated that he thought everybody seemed to be misconstruing "construction". The construction here has nothing to do with building buildings. It is legal construction. The verb is construe.

Mr. Fox's amendment was then defeated.

UNANIMOUSLY VOTED: THAT THE TOWN AMEND ARTICLE IX OF THE TOWN BYLAWS ENTITLED "ZONING BYLAW", SECTION III, "PERMITTED USES", E. FLOOD PLAIN DISTRICT USE PROVISIONS, BY ADDITION OF PARAGRAPH 7, TO READ AS PRINTED IN ARTICLE 24 OF THE WARRANT FOR THIS MEETING.

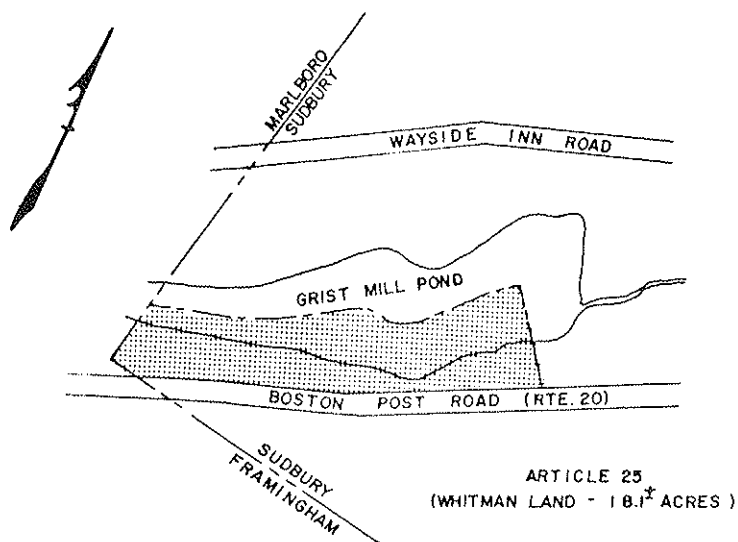
ARTICLE 25: To see if the Town will vote to authorize and empower the Selectmen, upon the written request of the Conservation Commission, under the provisions of General Laws, Chapter 40, Section 8C, as amended, to acquire in fee simple, by purchase or by a taking by eminent domain, for conservation purposes:

Acquire
Whitman
Land

Approximately 18 acres of land situated on the Easterly side of the Boston Post Road in Sudbury, shown on a plan entitled: "Compiled Plan of Land in Sudbury Massachusetts for Conservation Purposes", dated: December 31, 1974, by the Town of Sudbury Engineering Department, a copy of which is on file in the Town Clerk's office, which plan is incorporated herein by reference,

and to appropriate and transfer from the Conservation Fund \$18,000, or any other sum, therefor, with all land acquired hereunder to be under the management and control of the Conservation Commission, or act on anything relative thereto.

Submitted by the Conservation Commission.



Mrs. Margaret E. Langmuir of the Conservation Commission moved that the Town authorize and empower the Selectmen, upon the written request of the Conservation Commission, under the provisions of General Laws, Chapter 40, Section 8C, as amended, to acquire in fee simple, by purchase or by a taking by eminent domain, for conservation purposes: approximately 18 acres of land situated on the Northerly side of the Boston Post Road in Sudbury, shown on a plan entitled: "Compiled Plan of Land in Sudbury Massachusetts for Conservation Purposes", dated: December 31st, 1974, by the Town of Sudbury Engineering Department, a copy of which is on file in the Town Clerk's office, which plan is incorporated

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herein by reference, and to appropriate and transfer from the Conservation Fund \$18,000 therefor, with all land acquired hereunder to be under the management and control of the Conservation Commission.

Conservation Commission Report: (Mrs. Langmuir)

This article appears in your Warrant this year as a reflection of the importance the Conservation Commission puts on the acquisition of this water frontage for public use. Anyone who has studied land use problems in Massachusetts knows that water-based recreation has been shown to be in short supply and high demand in eastern Massachusetts.

While Sudbury abounds in wet places, it does not abound in wet places suitable for recreation. For instance, there is no natural body of water in Town which is suitable for swimming. Those which have been shown to offer suitable sites for boating, fishing and ice skating have been on our Open Space Plan since the beginning of the Conservation Commission. The Whitman land is one of those and is in southwest Sudbury.

The small amount of pond frontage that we own is a parcel of Park and Recreation frontage on Willis Pond. There is a small piece on Crystal Lake which the Conservation Commission has under its control. There is a small pond in North Sudbury off Longfellow Street which is under Park and Recreation. Those are the only ponds which are suitable for quiet non-motor boating.

Add to this the tiny skating ponds on the Davis property, on Hop Brook Marsh, and the ponds at Horse Pond and Noyes Schools, and you have the sum total of the amount of pond shore line available to our children for observing pond life, finding frogs eggs, fishing and ice skating. If they are using other ponds, it is with the permission of private landowners, or they are guilty of trespassing.

Acquisition of this eighteen acre parcel would triple the shore frontage and at least double the water area presently available to the public.

Mrs. Langmuir then showed an aerial photo of the area and specifically located the parcel in question, near the Wayside Inn-Grist Mill area.

She continued her presentation as follows: The most obvious access to this pond is the Post Road. There is about 1,860 feet of frontage on the Post Road. Along almost the entire length of that stretch, it is possible to park parallel well off the road. Several existing paths lead from parking spots down to the pond shore.

The other access from the Wayside Inn Road we hope to make possible next year by purchase of the 6.6 acre parcel between the 125 acre Wayside Inn tract and the Whitman land. The owner of this tract has indicated an interest in selling to the Town. However, we will not negotiate a selling price with this owner until the Town votes the Whitman parcel.

Mrs. Langmuir then showed colored slides of the area proposed for purchase and the surrounding area, and commented as follows:

If we cross the road and take a walk a short distance down the hill to the pond, we can see it is just the sort of place you'd expect to watch turtles vying for a choice spot to sun themselves on a log. Turning 180 degrees, we can see the gently upward sloping hill which, by the way, is covered with a carpet of partridge berry. The handsome sign erected by P.R.I.D.E. is in this area and directly across the road is an historic marker commemorating the passage of George Washington by this point. It was placed there in 1932 along with a Norway spruce which has now reached rather large proportions. To the right is a trail which leads to the water's edge. There are swamp azaleas which will fill the air with their fragrance. Down the road there are two inviting paths, one of which leads to an ideal fishing spot. Another path leads on and eventually crosses the other private parcel of land to the dam where the Grist Mill stream flows to the water wheel and past the Inn where at least a third of a million people come in a normal year to see Sudbury's most famous historic site and where, in spring, Canadian geese raise their young and teach them how to swim.

Water quality in the pond has and will continue to improve due to the tertiary treatment plant in Marlboro. What was once a rather malodorous pond has already lost its unpleasant smell. The aerators which were once necessary upstream in Hager Pond in Marlboro are no longer necessary and stocking the Grist Mill pond for fishing is a realistic future use.

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The many townspeople who use the historic Wayside Inn-Grist Mill-Country Store area as a destination for rides, walks and bike trips, and the thousands of people drawn to this area because of its charm and historic significance, attest to its popularity. The trails on the proposed land show a considerable amount of use. Let us legitimize this use by placing the land in public ownership.

Now, to discuss the financial aspects of this purchase. The Conservation Commission feels that this land is worth the \$18,000 price tag. A vote of "Yes" on this article will not increase the tax rate because the \$18,000 is already available in the Conservation Fund. We are asking only for approval to spend the money from the Fund.

The Conservation Commission has felt so strongly that this land is worth your consideration that we have invested a total of \$3,000 for appraisals and purchase and sales agreements in our belief that the town meeting will approve the purchase of this parcel which our appraiser and the Department of Natural Resources all agree is well worth the \$18,000.

Town meeting approval on the expenditure of Conservation Fund money will allow us to apply for 50% Self-Help reimbursement funds. For your information the Self-Help Program will return a total of \$208,500 this year for land purchases voted last year.

Finance Committee Report: (Mr. Gogolin)

It has been the practice of the Town since 1961 to provide funds for the purchase of conservation land through the Conservation Fund. The Town has already voted \$47,000 this year for that purpose.

The Conservation Commission proposes to take the \$18,000 required for the purchase of the land from the Fund, and we feel that this is a proper use for this. Therefore, we recommend approval.

Long Range Capital Expenditures Committee Report: (Mr. William P. Reed)

The Long Range Capital Expenditures Committee, in its Capital Improvement Report, went on record with respect to Article 25 in opposition. Subsequent to our original declaration, we have reversed our position, and we are now in favor of this article.

Sudbury Taxpayers' Association Report: (Mr. Joseph A. Klein)

The Sudbury Taxpayers' Association opposes this article. I prepared a speech to oppose this article, but the Conservation Commission, after presenting this article at this meeting last year and after presenting this article at the Finance Committee hearing, seems to have completely reversed its field. Suddenly, we are acquiring this land for its shore frontage. It used to be acquired for various other reasons.

Last week, when we were discussing the Highway Department budget, a gentleman got up in this hall and complained that we seem to have two different standards at this town meeting. We treat a department, and he was particularly expressing interest in the Highway Department, that performs every day jobs but nitty-gritty, not glamorous, with one set of standards. Then we take an in-group, and he specifically mentioned the Conservation Commission, and treat them with another set of standards. I am in complete agreement with this gentleman.

I think we ought to apply one set of standards for every group in Town that spends our tax money. The Conservation Commission indeed spends our tax money. That Conservation Fund comes from the same source as every other \$47,000 in the budget, your pocketbook and mine. There is one difference. Most of the other items in the budget, if they are not spent in the fiscal year, revert back to the Town. The Conservation Fund does not revert back to the Town. It stays in the savings account of the Conservation Commission and can be applied with other accumulated funds towards purchase of other land in the future.

We maintain that there are much wiser and more suitable parcels of land in Sudbury that can be purchased. We maintain that the Whitman land is a poor purchase. We say that in turning this purchase down, you are not denying the Conservation Commission any money. All you are doing is saying, "Spend it more suitably and more wisely."

Mrs. Langmuir, this time at least, presented an adequate map which showed the three segments that the parcel of land is divided into. Much of this land on the western half is below the ten-foot contour above the lake level. This

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means that most of the land is less than ten feet above the level of the pond. This becomes important to those of you who think houses can be built on this site. The western half of the land is steep. Much of the land lies below the level of Route 20.

Mrs. Langmuir talked about the access by parking along the shoulder of Route 20. I have been down to this land at least six times in the last two years, and I would be afraid to park along the shoulder of Route 20. There is not that much room. The speed limit along this area is fifty miles an hour and every car and truck coming by is going at that speed.

I am sure most of you are more concerned with the land above the level of the pond than below. Much of the land is narrow. Much of it is less than two hundred feet in from Route 20. If you stand in it, you can hear the traffic noises from Route 20 very clearly. One of the original pronouncements of the Conservation Commission on this was that it was for quiet recreation. I submit that it is not suitable for quiet recreation.

I have spoken somewhat about the lack of access to the land. I know when I go down there, I park at the Wayside Inn and walk half a mile. Maybe some of you are more adventurous and willing to park along the shoulder of Route 20. I am not.

The Conservation Commission in past presentations pointed out the usefulness of this land in boating and ice skating. I don't know how you are going to launch a boat there. If you are not going to launch a boat there, you are going to have to launch it some place else. If you don't mind trespassing on somebody else's property, I don't see why you mind trespassing on the Whitman land property.

The ice skating again. If you are unwilling to park along Route 20, it means in the winter time you are going to have to walk a considerable distance in the cold weather along Route 20.

Let me talk about the conservation aspects of this land, the true conservation aspects. Presumably the most important feature of this land is the pond. That pond is under the strict jurisdiction of the Wayside Inn. No matter who owns the Whitman land, the pond remains, and there is a restriction on the deed of the Whitman land that no one is allowed to do anything to that pond. You are not allowed to fill it. You are not allowed to change the drainage area. You are not allowed to affect the flow of water in any way.

The Conservation Commission in previous presentations talked about protecting the Wayside Inn. Well, I don't see why it is the business of the Conservation Commission to protect the Wayside Inn. Even if it is, the Wayside Inn is perfectly capable of protecting itself. As a matter of fact, it is my understanding that the Wayside Inn once owned the Whitman land and all the other land in the vicinity. It saw fit to sell this land to private individuals with restrictions on the deed. The restrictions on the deed are something that cannot be removed by variance by Town boards. You are going to have to go to court to get rid of them, and I presume this is a long and costly fight.

With respect to some of the historic sites that Mrs. Langmuir indicated were there, one of them is the Grist Mill. That was built in 1929. She also pointed out there is a considerable tract of land between the Whitman land and the Wayside Inn.

Let me get to the real reason why most people in this Town buy conservation land. That is, we are trying to restrict the building of houses in this Town and, in particular, restrict the number of school children since presumably they cost too much. It's no dark secret that the first question asked at any one of the Conservation things is, "How many houses can be built on this land?" The restrictions in the deed on this particular property is five acres. There is a total of eighteen acres. That makes a total of three houses that can be built here. Other restrictions and the restrictions of the Town boards such as septage facilities and frontage, make it likely that not more than two houses could be built. This is the figure that Mrs. Langmuir used when she presented her article to the Finance Committee. So, we are talking about two houses, and I don't think two houses are likely to be built in the near future.

First of all, the trend along Route 20 is commercial, not residential. You have all sat here at past town meetings in which people have come forth with articles to rezone residential into commercial. Presumably this could happen to the Whitman land, but I think the restrictions on the deed preclude any commercial interest ever wanting it. In addition, one-third of this meeting can prevent something like that.

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This land has been up for sale. It was up for sale this summer. It didn't sell. Mrs. Langmuir thinks because of the market conditions. I think the location and the restrictions on the deed were the main reasons why it didn't sell. It is practical for commercial purposes and is unlikely to be used for homes. It may have been up for sale as recently as six weeks ago. I saw an ad in the Boston Globe: "Eighteen acres, Wayside Inn area, astride Route 20, \$22,000." I don't know whether it was the Whitman land or not, but I suspect it was.

I don't think Sudbury is like the north end of Boston or like Somerville, in that we have to buy every piece of green land that comes up for sale. Every one of us could show similar pictures, except for the water, from the backs of our own houses. As long as we maintain our zoning, we will have open space and green space. And, I think we ought to restrict the purchase of conservation land to that land which is truly suitable for conservation purposes and truly suitable for slowing down the growth of this Town.

I submit the Whitman land is not either of these. I think due to location and lack of access, the land is unsuitable for the recreational purposes. It is irrelevant for conservation purposes since whoever owns the Whitman land can't do anything about the most important conservation feature anyhow. And, it is unlikely that we will be seeing school children living on this property in the near future.

We urge you to concur with the Sudbury Taxpayers' Association and vote "No" on this article and tell the Conservation Commission to save its money until a better parcel becomes available for purchase.

Board of Selectmen Report: (Mr. Taft)

Let's quickly review the Conservation Fund concept. It was decided many years ago between the Finance Committee and the Conservation Commission and has been concurred in ever since by the town meeting that it makes sense to set aside each year a certain percentage of the assessed valuation of the Town. I think it is a number like .025 per cent. That sounds like a very small number, but it turns out to be substantial in dollars each year to the Conservation Fund, so that the Town will be in a position to purchase desirable parcels for conservation purposes at the time they come on the market.

Under State laws, the Conservation Commission could move forward and purchase land directly from the Fund, but we have had an understanding in this Town since the Conservation Commission was set up that they would bring these articles to a town meeting vote. That is why we are here tonight considering whether or not the Town wants to use a portion of this Conservation Fund to buy the Whitman property.

The purchase of open land is economically sound. That has been determined not only by the Planning Board here in Sudbury, but by other similar groups in other communities. When land is developable, if the Town has a good and valid use for it, it makes sense to buy it. Although you are taking land off the tax rolls, it usually turns out that it would cost you more if it were permitted to be developed and send kids to school.

While some of us might not find this a desirable piece of land from our own viewpoint, I never cease to marvel at the ingenuity of people who can build houses closer to Route 20 than would be required on this parcel. I always think of the one near the ten-acres corner in Wayland. I watched it being built over many years. The gentleman planted a number of spruce and pine trees, and he actually has a pretty desirable looking property now. It is lower than Route 20, and I think it meets all the criteria set down to this property, except it doesn't have the natural setting that this property does.

The property is a very heavily wooded space with many pine trees on it. I have been on the Grist Mill Pond in a canoe, and I wasn't even conscious of the fact that Route 20 was there. It is quiet, strangely enough, because of the buffer provided by the heavy pine woods.

The deed restrictions that Mr. Klein referred to were put there, not by the Wayside Inn, but by the Henry Ford interests at the time they bought up many parcels of land in this part of Town. You might be interested to know that the people in this part of Town don't look on those as undesirable restrictions. They look on those in the main as being desirable restrictions.

The question of commercialization strikes me as being a bit far-fetched. The nearest commercialization is in the city of Marlboro, some distance from this property. The nearest commercialization in Sudbury is a very long distance

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away. My recollection is that most of the propositions that have come to this town meeting in the last five to ten years for further development of business on Route 20 have been voted down, not up.

Someone will buy this land and will place houses on it. Someone will find it attractive. It has been on the Conservation Commission's Open Space Plan for many years.

The time to buy a piece of land is when somebody wants to sell it. That is when you have your best chance of making a desirable deal. That is the first principal of trading in land. The owner of this land is trying to sell it. He hasn't sold it yet. He will sell it. Someone will buy this piece of land and develop it.

I want to record the Selectmen as being unanimously in favor of the purchase of the Whitman land.

After discussion, Mrs. Langmuir's motion under this article was defeated.
In favor - 177; Opposed - 256. (Total - 433)

ARTICLE 26: To see if the Town will vote to accept the following article or any amended version thereof:

Join

National
Flood

Insurance
Program

Petition

Whereas certain areas of Sudbury are subject to periodic flooding causing serious damage to properties within these areas;

Whereas relief is available in the form of federally subsidized flood insurance as authorized by the National Flood Insurance Act of 1968;

Whereas it is the intent of the Town to require the recognition and evaluation of flood hazards in all official actions relating to land use in the flood plain areas having special flood hazards; and

Whereas the Town has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to General Laws Chapter 40A;

Now therefore, the Town hereby determines:

1. That it shall join the National Flood Insurance Program and that the Selectmen shall prepare and file the necessary forms and documents;
2. That the Town agencies shall use the Flood Hazard Boundary Maps, or any subsequent superseding Flood Insurance Rate Maps, on file in the Town Clerk's office and in the Engineering office, for direction. The Building Inspector shall impose requirements relating to the Building Code; the Board of Health shall impose requirements relating to water supply and sewerage; and the Planning Board shall impose requirements relating to subdivisions;
3. That the Planning Board shall:
 - a. cooperate with federal, state and local agencies and private firms which undertake to study, survey, map and identify flood plain areas and cooperate with neighboring communities with respect to management of adjoining flood plain areas in order to prevent aggravation of existing hazards;
 - b. assist the Flood Insurance Administrator in delineating flood hazard areas on available local maps of sufficient scale to locate building sites;
 - c. provide such information as the Administrator may request concerning present uses and occupancy of the flood plain;
 - d. submit on the anniversary date of the community's initial eligibility an annual report to the Administrator on the progress made during the past year within the community in the development of flood plain management measures;

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- e. maintain for public inspection and furnish upon request a record of elevations (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures located in the special flood hazard areas. If the lowest floor is below grade on one or more sides, the elevation of the floor immediately above must also be recorded;
- f. take any other action reasonably necessary to carry out program objectives;

or act on anything relative thereto.

Submitted by Petition. (Citizens Natural Resources Committee)

Mr. Leslie A. Riseberg of the Citizens Natural Resources Committee *moved that the Town adopt the resolution printed in Article 26 in the Warrant for this meeting, with the following changes:*

- A. *That the following words be inserted between "Planning Board" and "shall" in paragraph number 3: "and the Board of Selectmen, within their respective jurisdictions,";*
- B. *At the end of part 3 b, delete the semicolon and add the words: "and shall initiate the generation of accurate flood hazard boundary maps by submitting pertinent information and material to the HUD Federal Flood Insurance Administrator, on or before June 30, 1975";*
- C. *Following part 3 f, add the words, "4. The Town Engineer, under the direction of the Board of Selectmen, shall maintain for public inspection, a file containing copies of (or for bulky items, etc., containing references to) those communications, data and material pertaining to the National Flood Insurance Program which have been submitted to or received from HUD or its officials by the Town of Sudbury or its officials."*

Citizens Natural Resources Committee Report: (Mr. Riseberg)

The legislation which we are considering under Article 26 is crucial to the welfare of the Town of Sudbury. The Flood Hazard Boundary Maps which came along with the invitation to join the National Flood Insurance Program affects some 600 parcels of land in this Town and include almost 200 residences and almost 20 non-residential structures. If we do not vote to join this program tonight, this could be of substantial financial impact and hardship to these individuals and to the Town as a whole.

The National Flood Insurance Program was established in 1968 to replace the Flood Disaster Relief Program which had previously existed. Previously, when there was a flood, the federal government poured millions in in relief funds. After this date, it was to be replaced by federally subsidized insurance. The payments would be made out of the insurance fund and the burden would be placed on those people living in flood prone areas.

This was a program of community participation. That means, that an individual could not go directly and join the Flood Insurance Program and get federally subsidized flood insurance. The community or the municipality had to join. In joining, it had to agree to certain forms of land use consistent with minimization of future damage due to flooding.

This type of land use is completely consistent with the kind of long range land use planning we have had in Sudbury for many years. But the towns were not joining voluntarily, and so, in 1973, the act was changed to introduce federal sanctions to make it extremely attractive for the towns to join.

HUD identified flood prone areas and flood prone communities. In Massachusetts, every town and city was identified as having some degree of flood hazard. Then several private contractors across the country were hired to generate flood hazard boundary maps to delineate the area of flood hazard for these municipalities. These were then sent to the town together with application materials, information and an invitation to join.

Sudbury received this package with its flood hazard boundary maps in August with a set of applications.

Now, you can imagine that in doing the entire United States, the contractors couldn't do a very good job, and to put it very mildly, the maps were and are miserable. When Sudbury's map came, it was a horror show. You may be shocked

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to learn that a portion of the room in which we are now sitting at the Lincoln-Sudbury Regional High School Auditorium has been included by HUD in a flood hazard area. That is the bad news.

The good news is, the only part that's included is the stage.

Now, HUD knows that the maps are bad, and HUD has been and has indicated that it will be extremely flexible in adjusting the flood hazard boundaries based on information provided by the Town. Sudbury has plenty of information to be provided.

The situation is that the Town has until August 23rd, 1975, to join, one year after the date of the maps. If we do not join, every structure, or structure to be constructed in what is delineated as a flood hazard area, after that date will have to have flood insurance in order to receive any form of federal financial assistance. This includes mortgages, new mortgages and home improvement loans from any federally insured or regulated institution which is all FDIC banks, Savings and Loans. The Massachusetts Mutual Savings Banks have agreed to take the same position.

So, if we do not join the program by August 23rd, these houses become essentially unmortgageable and unsellable.

The question of liability in the event that we do not join has not been settled. It has been suggested by HUD that the liability rests with the town. There is currently litigation against the city of Richmond, Virginia, for their failure in not joining the Flood Insurance Program, but it has not been settled so there is not a precedent yet.

If there is a flood and there is damage, then in hardship cases, flood disaster relief will be provided by the federal government and the cost will be assessed as a levy against the town.

I have heard it said that the federal government is holding a gun to the head of the Town of Sudbury. This may be one way to look at it, but I would say that in such a situation it would be the height of imprudence to goad the assailant into pulling the trigger.

On the other hand, I prefer to look at the positive aspects of the program. What happens if we do join? If you do join, people can immediately buy insurance. You do not have to. It is not compulsory unless you are in an area and want to refinance your home or if you want to get a home improvement loan. It doesn't affect existing mortgages.

There are some residences in Sudbury that every five or ten years stand a chance of going under water and getting damage. This would be of real benefit to those people who could not otherwise afford to buy flood insurance.

Immediately, an appeal would be started to change the Flood Hazard Boundary Maps to get them corrected. Finally, HUD would initiate a complete hydrological study with a private contractor to totally map the Town and determine the flood hazard areas professionally at a cost of some \$30-60,000 which would be borne entirely by the federal government. Ultimately, flood rate maps will be generated which will be actuarial maps giving insurance rates depending on the specific degree of flood hazard throughout the Town. The subsidized insurance rate is 25¢ per hundred dollars. Ultimately, it can be as low as one or two cents per hundred dollars depending on the degree of risk. It will never be more than 25¢ per hundred annual premium.

How are we going to join? The Selectmen can apply at any time. They could have applied at any time since August and would have been accepted immediately. One can also withdraw at any time. There is no direct cost to the Town other than the work and support that would be involved in administering the program and contributing the engineering manpower. However, part of the regulations is that executive and legislative action are necessary on the two resolutions that must be submitted to HUD.

In Massachusetts, this has been interpreted by the Attorney General's office to mean town meeting articles. The first town meeting article, Article 26, which we are dealing with, is to join as well as other resolutions regarding the administration of the program and our commitment to certain land use legislation.

The second article, Article 27, which must be passed by the Town at some time, is a zoning article. Originally, the interpretation was that we would need both articles. However, it appears that through interaction by Town officials with HUD that we can apply at this point, without a zoning article, and

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postpone any action until after we have decent maps. So the second article will be moved for recommital, and we will not act on it tonight.

I would like to go over just what we have changed from the article as printed in the Warrant. The first change is a result of consultation between the Petitioners, the Planning Board, the Selectmen and the Committee on Town Administration. In view of certain obvious responsibilities in Sudbury which are vested in the Selectmen, the original article, which vested authority with the Planning Board, has been changed to provide jurisdiction for both boards in the areas in which they statutorily or otherwise have jurisdiction.

I should point out that the articles as they stand, were prepared on the basis of suggested models by various State agencies, including the Massachusetts Department of Community Planning, Massachusetts Association of Conservation Commissions and Conservation Law Foundations. It has been adjusted in consultation with Town Counsel to be appropriate to the Town of Sudbury, and we added some additional details.

We have inserted paragraph B to ascertain by our legislation tonight that the appeal process will be started by the Town government submitting to HUD pertinent information and material this spring. The Selectmen have indicated in their Town Report that they plan to apply if we legislate such tonight, by June 30, 1975. I think we in the Town would like to have the confidence that the appeal procedure will be started by submitting material to HUD. HUD has asked for this originally and has been asking for this all along.

In part C, we would like to have you pass a resolution to establish a public file at the Town Engineer's office so that citizens can go in and look and see what is going on with the Flood Insurance Program. During the course of the winter and spring that we have been working with this article, we have had a great deal of trouble getting hold of certain documents and information. We think it important that a public file be established where all of these documents and this information will be available in a centralized place for the purpose of public information.

Finally, let me say that already almost thirty towns in Middlesex County, more than half, have already joined the program including our neighbors in Acton, Concord, Wayland, Weston, Framingham and Natick. It is Sudbury's turn tonight. The program can be a great benefit if we join. There are serious consequences if we don't. I hope you will all see the transparent logic and basis of the National Flood Insurance Program and vote in favor of Article 26.

Mr. John C. Powers of the Board of Selectmen moved that we amend the motion by deleting paragraphs B and C.

Board of Selectmen Report: (Mr. Powers)

The Board of Selectmen is unanimous in its support of the intent of Article 26. Our dispute is only with two parts of this motion.

The Board of Selectmen, after a considerable period of study, after considerable work by Town Counsel, after several public hearings and after a lot of phone calls to a lot of agencies, have come to the clear understanding that the Town really has little choice on joining the National Flood Insurance Program.

We do not feel that there is any way that we can abandon those of our townspeople who are impacted by the maps, either properly or improperly drawn, and who, for reasons set forth in the act, are included in the impact of this particular piece of legislation. Consequently, we urge you to support the joining of the National Flood Insurance Program in the first part of the motion made by the Petitioners.

We thank the Petitioners for bringing this matter to us. We realize we have some disagreement with them on some of the pieces of it. But, do not lose the overall fact that we believe strongly we must offer the protection to those people in the zone.

Whether you look upon that as a benefit or a detriment, is really sort of immaterial. They are in it, and they are affected by it. They are entitled to have a protection we believe the Town can give them.

Now, on the question of the amendment, we have had two series of meetings, one of which was referred to by the previous speaker. The Planning Board and the Board of Selectmen came out on this stage with the understanding that there was an agreement that it would be a very nice, simple motion like the one you

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see in the first part of the main motion. We understand now what has happened is that the Petitioners don't agree with that and they have tried to tack some other things in there.

I can assure you, Town Counsel is here to answer any questions that anyone wishes to ask, but I would like to address myself to paragraph B and paragraph C. These are primarily administrative matters and the general rule about action in a town meeting is, you do not tie the hands of the administrative agents to administrative detail on a program that is, as yet, ill-defined, the guidelines of which are as yet unstable, the requirements of which have not yet fully been devised, being generated by a federal agency that is neither properly funded nor properly staffed.

In short, we think you walk before you run. For example, if we allowed paragraph B to stand as it is, and it should happen that the Federal Flood Insurance Administrator decided that he would ask us for fifteen reams of additional information which would be physically impossible to obtain before June 30th, 1975, we would be in violation of the town meeting action.

The Selectmen have made it clear that we have every intention of proceeding with due alacrity to render a proper appeal, based upon the material that is necessary for a proper support of that appeal. I don't think we should sit on the floor of a town meeting and try to figure out ahead of time what all the nuts and bolts of that are going to be. We don't know. Counsel doesn't know, and no one on this floor knows. So please don't tie our hands. We think it would affect the importance and impact of what we are doing.

On the question of part C, I leave Mr. Thompson, the Executive Secretary, to answer any questions or allegations about the inability to obtain access to public records, but I've not heard of any such problem until the speaker who preceded me.

But, in any event, once again we are back to a six or seven line paragraph in a resolution which is talking about what kind of filing system ought to be set up. This is premature unless we are going to go into full administrative details on the floor of the town meeting, not the place to do it. I think we have stood behind our commitments. We certainly will support and defend this one.

There is a unanimous and clear position on the part of the Board of Selectmen, and I am sure every other Town board and committee, that all public records shall remain public and they shall be available. But until we know what they are, where they should be, who has them, or what the form should be, are we going to get into office detail?

I urge your support of the amendment to eliminate those two administrative paragraphs. Support the principal and the action item which is the first paragraph, and we will proceed to implement this as fully, as rapidly and as effectively as we can.

Planning Board Report: (Mr. Robert E. Cooper)

The Engineering Department has reviewed the inaccurate and erroneous HUD maps provided to the Town to determine what is in a HUD flood hazard area. At the risk of being slightly redundant with Mr. Riseberg, I have a listing here of all the properties and residences which are in the HUD maps. The total is 684 properties; 196 residences, including several that are on the tops of hills; 15 non-residences, including, as was mentioned, the Regional High School and the Wayside Inn.

It would take a long time to have the corrected maps approved by HUD. The Town happens to be in the fortunate position to be able to correct these maps with appropriate engineering data. After the Town submits the evidence to HUD, it will take a long time to permit the necessary corrections.

The property owners who are listed as being in the critical hazard area, most of them correctly, and those who are not listed, but perhaps should be, must be protected. The Town has no choice but to vote this article.

The Planning Board urges you approve this article as amended by the Selectmen.

Finance Committee Report: (Mrs. Byars)

The Finance Committee supports Article 26 as the Selectmen have amended it.

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After discussion, it was

VOTED: THAT WE AMEND THE MOTION BY DELETING PARAGRAPHS B AND C.

UNANIMOUSLY VOTED: THAT THE TOWN ADOPT THE RESOLUTION PRINTED IN ARTICLE 26 IN THE WARRANT FOR THIS MEETING, WITH THE FOLLOWING CHANGES:

- A. THAT THE FOLLOWING WORDS BE INSERTED BETWEEN "PLANNING BOARD" AND "SHALL" IN PARAGRAPH NUMBER 3: "AND THE BOARD OF SELECTMEN WITHIN THEIR RESPECTIVE JURISDICTIONS,".

ARTICLE 27: To see if the Town will vote to amend the Zoning Bylaws of the Town by adding to Article IX, "Zoning Bylaw", Part I, "General", a new subpart H, to read as follows:

Amend
Bylaw

"H. Flood Hazard District

Art. IX
Flood Plain
Hazard
District

1. Location of District: A Flood Hazard District is hereby established within the Town and shall consist of those areas designated on the following maps:

Petition

"Federal Insurance Administration Flood Hazard Boundary Maps No. H 01-08, Community No. 250217," dated 23 August 1974, prepared for the Town of Sudbury by the U.S. Department of Housing and Urban Development (HUD), consisting of nine sheets, copies of which are on file in the Town Clerk's Office and which are incorporated herein by reference.

2. Type of District:

The Flood Hazard District shall be an overlay district and, therefore, the requirements of the Flood Hazard District shall apply in addition to all other requirements of the other districts into which the Town is divided, including the Flood Plain District. In all questions of construction, the more limiting requirement in the applicable district shall apply.

3. Regulations of District: Any other bylaw or regulation to the contrary notwithstanding, no building permit shall be issued for construction within the district unless the Board of Appeals (under the procedure set out for special permits for construction within Flood Plain Districts) shall determine that all utilities are located, elevated and constructed so as to minimize or eliminate flood damage, and that methods of disposal for sewage, refuse and other wastes and methods for providing drainage are adequate to reduce flood hazards.";

or act on anything relative thereto.

Submitted by Petition. (Citizens Natural Resources Committee)

Mr. Lael M. Meixsell, one of the Petitioners, moved in the words of Article 27 as printed in the 1975 Annual Town Meeting Warrant.

The Moderator then asked Mr. Meixsell if he had a subsidiary motion. Mr. Meixsell then moved to recommit Article 27 to the sponsors, the Citizens Natural Resources Committee, for further study and for a report and a submission of any appropriate articles to a town meeting no later than the 1976 Annual Town Meeting.

Mr. Meixsell stated, in support of the motion to commit, as follows: In order that you may understand the reasons for this motion to recommit, I will attempt to describe so far as the sponsors of Article 27 know it, some of the circumstances concerning the preliminary rough flood hazard boundary maps referenced in Article 27. As was mentioned earlier, these maps were received from HUD on the 23rd of August, 1974. The sponsors of Article 27 assumed that the Town would immediately take pertinent available information and data from the Town's files, submit it to HUD, and would request that these original rough maps be revised and corrected.

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Hopefully, HUD would have corrected the preliminary maps prior to the time of our annual town meeting and our deliberations on Article 27 would have been based on the corrected maps.

To our knowledge, none of this data has yet been submitted to HUD. A majority of the Board of Selectmen appear to feel that great caution is required in this matter. Other parties feel that data could be submitted and HUD could be asked to revise the maps regardless of whether or not Sudbury eventually joined the National Flood Insurance Program. Furthermore, they feel that this would entail little risk to Sudbury, since Sudbury can unilaterally withdraw from the program at any time merely by ceasing to implement the provisions of the program.

Indeed, when a town ceases to comply with the provisions of the program, it becomes ineligible for continued participation and is automatically rejected from the program.

In any event, the process of correcting the original preliminary maps has not yet been initiated and several parties including the Planning Board and Town Counsel feel that the townspeople would be unwilling to adopt a Flood Hazard District referenced to these uncorrected maps.

The foregoing are the reasons for the motion to recommit Article 27. We understand that possibly the Planning Board may move Indefinite Postponement on the article.

If Article 27 is recommitted, there are several possible consequences. First, that corrected maps will be obtained prior to the 23rd of August, 1975, which is the deadline and that the Selectmen would call a special town meeting to consider the adoption of the corrected maps. Or, two, that the deadline of 23rd August will pass without the maps being revised and that the HUD and State regulations will or will not be strictly enforced. This we don't know. Or, three, that the State laws will be amended or their interpretation by the Massachusetts Attorney General's office will be altered so as to render the adoption of a Flood Hazard District unnecessary.

Considering the circumstances and the absence of revised and corrected maps, it seems reasonable to recommit or to postpone consideration of Article 27 until a future town meeting.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Zoning Bylaw change set forth in Article 27 in the Warrant for the 1975 Annual Town Meeting is properly moved and seconded, a report is given by the Planning Board, as required by law, and the motion is adopted by a two-thirds vote in favor of the motion, the proposed change will become a valid amendment to the Sudbury Zoning Bylaw.

Mr. Robert K. Coe commented that he did not believe that an unofficial ad hoc committee is the right place to commit zoning articles, and moved Indefinite Postponement.

VOTED: INDEFINITE POSTPONEMENT.

VOTED: TO ADJOURN TO TOMORROW NIGHT, 8 P.M. IN THIS SAME HALL.

The Moderator stated that the motion had passed by more than the two-thirds required.

The meeting adjourned at 10:55 P.M.

PROCEEDINGS

ADJOURNED ANNUAL TOWN MEETING

APRIL 15, 1975

The Moderator called the meeting to order at 8:10 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He announced that a quorum was present.

The Moderator announced that Articles 28 and 29 would be discussed together but voted on separately.

ARTICLE 28: To see if the Town will vote, pursuant to the provisions of Chapter 40, Section 4A, of the General Laws, to enter into an agreement with the Town of Wayland, Massachusetts, providing for certain joint or cooperative activities with respect to siting, designing, constructing, originally equipping, operating, and providing access to a septic-tank pumpings disposal facility on land owned by the Towns of Sudbury and/or Wayland, north of the Boston Post Road and west of the Sudbury River; to determine what Town officer, board, commission, committee, or combination of them shall be authorized to execute such agreement; or to take any action relative thereto.

Submitted by the Wayland/Sudbury Septage Disposal Planning Committee.

Wayland/Sudbury Septage Disposal Planning Committee Report: (Mr. William W. Cooper IV)

The presentation that I am giving will include the presentations for the Conservation Commission, the Planning Board, the Board of Health and the Long Range Capital Expenditures Commission, which has given this project its highest priority.

Since the subject that I am going to be discussing has been covered in depth both in the press and at a series of public meetings around Town, I will do my best to be as brief as possible. I will present the outline of our plans and rely on questions from the hall to fill in the details. I intend to omit details specifically of the engineering facets of this proposal.

I would like to begin by reviewing the need and the history of our quest for a septage disposal facility for the Town of Sudbury, bring you up to date on the present status both with respect to the plant and our interaction with the Town of Wayland. Then, I would like to discuss with you specifically what you are asked to vote on this evening, that is, an authorization to enter into an agreement and an appropriation to fund that agreement.

The members of the Septage Committee believe that the Town has an obligation, indeed a responsibility, to provide for its wastes as it provides for other municipal services. Presently, we are making no provision for the disposal of liquid waste. Therefore, this proposal is before you to fill that need.

Routine maintenance of septic systems requires that tanks be pumped every two or three years to prevent a solids carry over into the leech field. Presently, there is no place in the Town to dispose of this material. It all goes out of Town and is disposed of under arrangements that are, at best, of questionable legality. There is clear evidence that enforcement is tightening in surrounding towns and districts, and if the Town does not take action on this problem, we will be forced to do something.

It is the opinion of the Committee that we will be better off if we take action not under crisis circumstances, but enter into a course after appropriate deliberation. We further believe that action taken after a reasoned thought will be in the best financial interest of the Town.

The proposal before you represents what we believe to be the best alternative for the Town and will avoid our being forced into arrangements where we do not have fiscal control and where the town meeting does not have control.

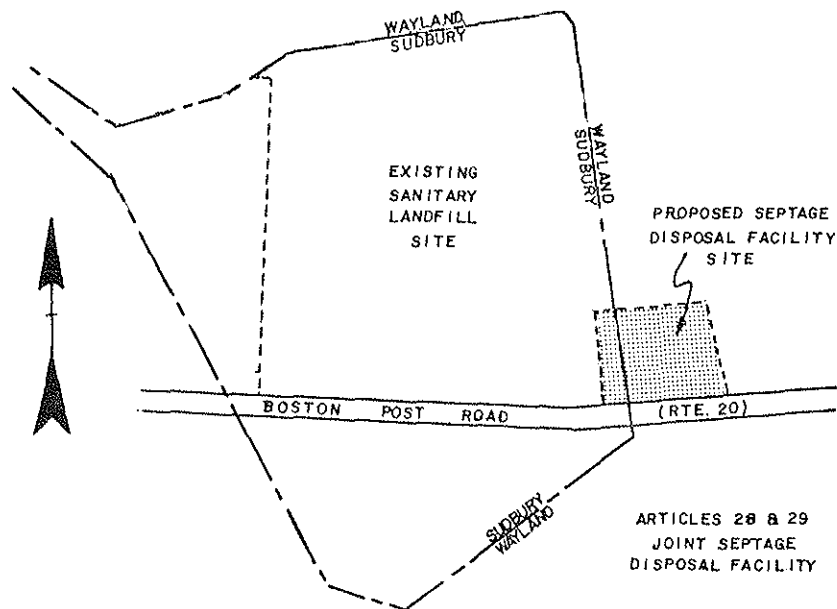
Basically, there were four main alternatives that we have considered. These alternatives are 1) doing nothing, 2) making arrangements with some other town or district to dispose of septage in their facility, 3) moving the Town toward a full scale sewerage system which would be a very expensive alternative, and 4) building a septage disposal facility either on our own or jointly with the Town of Wayland.

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The latter alternative has been chosen on the basis of economics, town meeting control and general compatibility with the character of the Town.

In 1972, there was some preliminary engineering money authorized at the Annual Town Meeting. Since that time, the Septage Committee has investigated these various alternatives that I have outlined, and has initiated discussions with the Town of Wayland which was faced with similar problems. In our view, there is a substantial economic incentive for us to join with the Town of Wayland in this endeavor. The towns own adjacent land which is suitable as a site for disposal of this septage facility.

Two years ago, there was a competitive solicitation of proposals among various engineering firms. On the basis of that competition, the engineering firm of Roy Weston was chosen. This firm has prepared a preliminary design for the facility that we are considering tonight. The firm has also recommended a site along the Boston Post Road, partly in Sudbury, but mostly in Wayland.



This chart shows the proposed site near the existing Sanitary Landfill area.

Cooperation with the Town of Wayland in this endeavor has been excellent. The Committee has been composed of representatives of five boards in each town and getting representatives of ten independent boards to agree on a proposal, I think, is a substantial achievement in itself.

The preliminary engineering plan has been completed, and I think it is significant to note that this plan has the approval of the State Department of Public Health. A basic agreement has been worked out with the Town of Wayland, and it is that agreement that we are asking you to authorize the Selectmen to execute.

The Town of Wayland has voted authorization to enter into an agreement with the Town of Sudbury. At its special town meeting in October, Wayland voted full bonding authorization of \$700,000, which would be the expected capital cost of this facility. Half of that, of course, will be Sudbury's share. Further work and progress now on the detailed design and the construction is up to this town meeting.

The first article before you is based on a similar article which was passed by the Town of Wayland in October. It authorizes the Selectmen to enter into an agreement with the Town of Wayland which has authorized their Road Commissioners to enter into this same agreement.

I should point out that this is an enabling piece of legislation. There is nothing here which forces the Selectmen to do anything. If there are new developments after the town meeting vote, we have the option of saying, "Let's consider those new developments and proceed with those new facts in mind."

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There are several characteristics of this draft agreement that I would like to set before you. Specifically, the proposed agreement is a contract. It does not establish a regional authority. The agreement runs for a twenty-year period. The initial ten-year period will cover the period of the bonding, and there will be a second ten-year additional period on the agreement. During this time, if either town wishes to withdraw from the agreement, it may do so. The other town has the option to operate the facility at its own expense.

The agreement can be renewed. We hope and expect that that will happen so that the life of this facility and our joint cooperative activity with the Town of Wayland will indeed be more than twenty years.

The town meeting retains fiscal control. We will be coming back to you with a line item in budgets for this each year.

We are committing ourselves to one-half of the capital cost. That is about \$351,000. However, we can get out at any time and at any time we can escape any further imposition of the operating cost of this facility.

The supervision of the operation will be by an operation review committee which represents diverse interests in the Town - the Planning Board, Board of Health, Conservation Commission, Boards of Selectmen, Road Commission, Highway Commission - just as the Septage Committee was represented. This operational review committee is to have the power to control fees, authorize changes in the plant design, operating level and the type of waste accepted. The capital cost is to be apportioned equally between the two towns, the operating and maintenance cost will be apportioned on the basis of the volume that is actually disposed of in the facility for the two towns.

The second article requests \$10,000 as the first year appropriation to fund this facility. This article is somewhat different from the article that was passed in the Town of Wayland. Wayland requested bonding authorization for the full \$700,000. This \$10,000 represents Sudbury's share of that for the first year of operation or, more exactly, what we expect will be our share during the coming fiscal year. Each year, we will raise additional funds, probably as a line item in the Board of Health budget. Next year's appropriation would be on the order of \$50,000.

The article appoints the Board of Health as the fiscal monitor.

Tonight, the Town will be really committing itself to a \$351,000 project, as capital costs. The operating costs for the Town of Sudbury are estimated at \$23,000 per year. With the capital cost and the operational costs, our share for next year will be about \$50,000.

The need for this facility is upon us. We believe it is responsible for us to act before we are forced to take action. We believe it is responsible for us to act while we have a selection of alternatives. We believe there is a substantial economic benefit to the Town to act together with the Town of Wayland to build this facility which is needed by both towns. I ask for your support.

Finance Committee Report: (Mr. S. William Linko)

The Town of Sudbury has a responsibility to properly dispose of its septic tank material. This responsibility can be best met on a minimum cost basis by joining with the Town of Wayland in construction and operation of a septic material disposal facility. Accordingly, the Finance Committee supports this project and recommends approval.

(A chart showing Sudbury's cost for the septage disposal facility and the conclusion of Mr. Linko's report appears on the next page.)

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CHART J

SUDBURY COST FOR SEPTAGE DISPOSAL FACILITY

Year	Bond (Prin. + Int.)	Operating Costs	Fees	Total Cost/Year	Tax Impact
75	\$ 10,000			\$ 10,000	\$ 0.06
76	54,250	\$ 23,000	\$ 15,000	62,250	0.35
77	52,325	24,840	15,250	61,915	0.33
78	50,400	26,827	15,500	61,727	0.31
79	48,475	28,973	15,750	61,698	0.30
80	46,550	31,291	16,000	61,841	0.28
81	44,625	33,794	16,250	62,169	0.27
82	42,700	36,498	16,500	62,698	0.26
83	40,775	39,418	16,750	63,443	0.26
84	38,850	42,571	17,000	64,421	0.25
85	36,925	45,977	17,250	65,652	0.24
86	0	49,660	17,500	32,155	0.12

The figures in this chart are really a "worst case" analysis of the tax impact on the Town. The first column is the year. The second column is the bonding costs, principal plus interest per year. The third column is operating costs. These figures are escalated on a rate of 8% per year which we feel will be a "worst case" condition.

The fees are based on an annual processing volume of 12,000 gallons per day. The tax impact column is the impact on your tax rate in cents per thousand dollars evaluation.

If you have a dwelling worth \$40,000, it would cost you approximately \$13 per year in taxes to cover the cost of this facility.

The capacity of the facility is 25,000 gallons per day. The initial expected usage is about 12,000 gallons per day, leaving an excess capacity of 13,000 gallons per day. If we are fortunate enough to sell this excess capacity to adjacent communities, we would see a revenue of approximately \$97,000 per year. If we were to utilize the facility to its capacity, the tax impact on the Town would be about one-sixth of what you see here.

Highway Commission Report: (Mr. Welch)

The Highway Commission supports the proposal of the Wayland/Sudbury Septage Disposal Planning Committee to construct the facility they have outlined to you. The planned facility will resolve a problem that does exist and must be abated at the most reasonable cost level that we can achieve. The proposal before you, we feel, is just that, the most economic that the Town can achieve. We urge your support.

Sudbury Taxpayers' Association Report: (Mr. Ira M. Potell)

As most of you know, we have not been renowned for supporting very large expenditures. However, we are, as a group, standing up and urging the town meeting to support this very necessary and very vital expenditure for this Town, and we hope you will do it.

The Moderator then requested and received approval for Mr. Thomas Linden, a Selectman of Wayland, and Mr. John DeFillippe, a member of the firm of Roy F. Weston, Inc., to be present in the hall and to answer questions should they arise.

UNANIMOUSLY VOTED: THAT THE TOWN VOTE, PURSUANT TO THE PROVISIONS OF CHAPTER 40, SECTION 4A, OF THE GENERAL LAWS, TO ENTER INTO AN AGREEMENT WITH THE TOWN OF WAYLAND, MASSACHUSETTS, PROVIDING FOR CERTAIN JOINT OR COOPERATIVE ACTIVITIES WITH RESPECT TO SITING, DESIGNING, CONSTRUCTING, AND ORIGINALLY EQUIPPING, OPERATING AND PROVIDING ACCESS TO A SEPTIC-TANK PUMPINGS DISPOSAL FACILITY ON LAND OWNED BY THE TOWNS OF SUDBURY AND/

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OR WAYLAND, NORTH OF THE BOSTON POST ROAD AND WEST OF THE
SUDBURY RIVER; AND AUTHORIZE THE SELECTMEN TO EXECUTE THE
AGREEMENT.

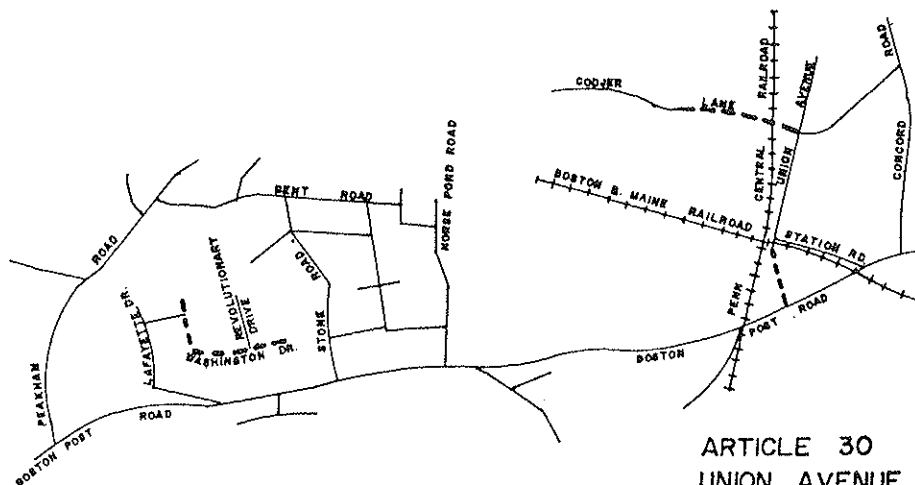
ARTICLE 29: To see if the Town will vote to appropriate a sum of money for planning, siting, designing, constructing, originally equipping, furnishing and operating a facility for the treatment and disposal of sewage, including the disposal of septic-tank pumpings, to be constructed and operated on land owned by the Towns of Sudbury and Wayland, Massachusetts, north of the Boston Post Road and west of the Sudbury River and more particularly shown in a report entitled, "Preliminary Engineers Report - Septage Disposal Facility - Towns of Sudbury and Wayland, Massachusetts", by Roy F. Weston, Inc., Consulting Engineers, December 1973, pursuant to an agreement which shall have been executed and funded by the Towns of Sudbury and Wayland pursuant to the provisions of G. L. Chapter 40, Section 4A, on or before November 1, 1976; and to determine whether such appropriation shall be provided by taxation, by appropriation from available funds, by borrowing under the provisions of Chapter 44 of the General Laws, or by any combination of the foregoing; and to determine what Town officer, board or committee, or combination of them, shall be authorized to expend the money appropriated therefor; or act on anything relative thereto.

Submitted by the Wayland/Sudbury Septage Disposal Planning Committee.

UNANIMOUSLY VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$10,000 TO BE EXPENDED UNDER THE DIRECTION OF THE BOARD OF HEALTH TO FUND THE AGREEMENT APPROVED UNDER ARTICLE 29 OF THE WARRANT FOR THIS MEETING.

ARTICLE 30: To see if the Town will vote to accept the layout, alteration, and relocation of a portion of Union Avenue from the Boston Post Road northerly 1000', more or less, to the southerly end of the 1947 County layout of Union Avenue at the intersection of Station Road, as laid out, altered and relocated by the Highway Commissioners, in accordance with the description and plans now on file in the Town Clerk's office, and to authorize the acquisition in fee simple, by purchase, gift, or a taking by eminent domain of the property shown on said plan, and to appropriate and transfer \$2,000 from Accept Layout Union Avenue Account, 1974 Annual Town Meeting, Article 38, therefor, and all expenses in connection therewith, or act on anything relative thereto.

Submitted by the Highway Commission.



ARTICLE 30
UNION AVENUE

ARTICLE 32
WASHINGTON DRIVE

ARTICLE 33
CODJER LANE

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Highway Commission Report: This article is nearly a repetition of Article 38 of the 1974 Annual Town Meeting, which was voted unanimously in the Consent Calendar. Certain formal legal actions are required to give effect to land takings voted by the Town. On May 30, 1974, as required within 30 days of the end of the Town Meeting, the Highway Commissioners signed an Order of Taking for Town Counsel to file along with several other orders of taking in the South Middlesex Registry of Deeds. The Union Avenue Order of Taking was returned on July 17 by Register of Deeds, John F. Zamparelli, because the required plan had not been submitted with the Order or thereafter. The Town voted last year to properly lay out and record this last portion of Union Avenue. Now that action must be repeated in order to permit proper and timely legal action to give effect to the vote.

Finance Committee Report: Funds for the layout, alteration and relocation of this portion of Union Avenue have already been authorized by action of the 1974 Town Meeting. Approval of this article will not affect the fiscal 1976 tax rate. Recommend Approval.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 31: To see if the Town will vote to accept the layout of any one or more of the following ways:

Street

Acceptances

- A. Barnet Road, from Powers Road southerly, a distance of 840 feet, more or less, to a dead end.
- B. Bent Road, from Peakham Road easterly, a distance of 3,400 feet, more or less, to Old Meadow Road.
- C. Blandford Drive, from Willis Road easterly, a distance of 400 feet, more or less, to a dead end.
- D. Cider Mill Road, from Rambling Road westerly, a distance of 2,292 feet, more or less, to Raymond Road.
- E. Crown Point Road, from Willis Road westerly, a distance of 941 feet, more or less, to Pendleton Road.
- F. Dunster Road, from Haynes Road westerly, a distance of 1,105 feet, more or less, to a dead end.
- G. Easy Street, from Uplook Drive westerly, a distance of 870 feet, more or less, to a dead end; and from Uplook Drive, easterly, a distance of 450 feet, more or less, to a dead end.
- H. Griffin Lane, from Crown Point Road southerly, a distance of 506 feet, more or less, to a dead end.
- I. Hadley Road, from Haynes Road westerly, a distance of 995 feet, more or less, to a dead end.
- J. Hammond Circle, from Bent Road northerly, a distance of 622 feet, more or less, to a dead end.
- K. Hayden Circle, from Bent Road southerly, a distance of 565 feet, more or less, to a dead end.
- L. Hop Brook Lane, from Oak Hill Road easterly, a distance of 700 feet, more or less, to a dead end.
- M. Howell Road, from Robbins Road westerly, a distance of 757 feet, more or less, to Stone Road.
- N. Intervale Road, from Hudson Road northerly, a distance of 1,300 feet, more or less, to a dead end.
- O. Lafayette Drive, from Boston Post Road northerly, 1,744 feet, more or less, to a dead end.
- P. Lombard Lane, from Rambling Road westerly, a distance of 685 feet, more or less, to a dead end.
- Q. Minuteman Lane, from Marlboro Road northerly, a distance of 766 feet, more or less, to a dead end.
- R. Pendelton Road, from Marlboro Road southerly, a distance of 773 feet, more or less, to a dead end.
- S. Rambling Road, from Woodside Road northerly, a distance of 1,805 feet, more or less, to Warren Road.

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- T. Revere Street, from Lafayette Drive easterly, a distance of 480 feet, more or less, to Washington Drive.
- U. Revolutionary Road, from Washington Drive northerly, a distance of 700 feet, more or less, to a dead end.
- V. Robbins Road, from Bent Road southerly, a distance of 1,130 feet, more or less, to Wilshire Street; and from Wilshire Street southerly, a distance of 520 feet, more or less, to Howell Road.
- W. Robert Frost Road, from Cider Mill Road northerly, a distance of 930 feet, more or less, to a dead end.
- X. Ruddock Road, from Thunder Road northerly, a distance of 2,093 feet, more or less, to a dead end.
- Y. Thunder Road, from Balcom Road northeasterly, a distance of 505 feet, more or less, to Ruddock Road.
- Z. Victoria Road, from Stockfarm Road northerly, a distance of 1,828 feet, more or less, to end of existing layout.
- AA. Warren Road, from Raymond Road easterly, a distance of 2,992 feet, more or less, to Woodside Road.

as laid out by the Highway Commissioners, in accordance with the descriptions and plans now on file in the Town Clerk's office; to authorize the acquisition, by purchase, by gift or by a taking by eminent domain, of the property shown on said plans, in fee simple; and to raise and appropriate, or appropriate from available funds, \$2,000, or any other sum, therefor, and all expenses in connection therewith, or act on anything relative thereto.

Submitted by the Highway Commission.

Highway Commission Report: (Mr. Welch)

This is a standard article for street acceptances we have seen in the Warrant for many years. The \$2,000 is for recording fees and expenses.

Finance Committee Report: Recommend approval.

Planning Board Report: (Mr. McNally) The Planning Board recommends acceptance of the ways.

UNANIMOUSLY VOTED: THAT THE TOWN ACCEPT THE LAYOUT OF THE WAYS LISTED IN ARTICLE 31 OF THE WARRANT FOR THIS MEETING AS LAID OUT BY THE HIGHWAY COMMISSIONERS, IN ACCORDANCE WITH THE DESCRIPTIONS AND PLANS NOW ON FILE IN THE TOWN CLERK'S OFFICE, TO AUTHORIZE THE ACQUISITION, BY PURCHASE, BY GIFT, OR A TAKING BY EMINENT DOMAIN, OF THE PROPERTY SHOWN ON SAID PLANS, IN FEE SIMPLE, AND TO RAISE AND APPROPRIATE \$2,000 THEREFOR, AND ALL EXPENSES IN CONNECTION THEREWITH.

ARTICLE 32: To see if the Town will vote to accept the layout of Washington Drive, from Revere Street northerly, a distance of 273 feet, more or less, to a dead end, as laid out by the Highway Commissioners, in accordance with the descriptions and plan now on file in the Town Clerk's office, to authorize the acquisition, in fee simple, by purchase, by gift or by a taking by eminent domain, of the property shown on said plans, and to raise and appropriate, or appropriate from available funds, \$8,250, or any other sum, therefor, and the repair thereof, or act on anything relative thereto.

Acceptance
of
Washington
Drive

Submitted by the Highway Commission.

(See map printed under Article 30, page 81.)

Highway Commission Report: (Mr. Welch)

You will note from the Warrant of this meeting that the Highway Commission had requested \$8,250 for repair of Washington Drive.

We have a letter dated April 3rd, 1975, from Mr. Merloni, Town Engineer of the Town of Sudbury addressed to Mr. Stevens of the Planning Board with a copy

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to the Board of Selectmen and to the Highway Commission. In sum and substance it says, "I would recommend that Weston & Sampson be questioned with regards to the problem and be asked to confirm or make new recommendations for Washington Drive."

Upon Mr. Merloni's suggestion for the repair thereof, which was for a culvert, we have in fact asked Weston & Sampson to make a new recommendation to re-evaluate the situation. We feel that acceptance of the street is in order at this time.

Finance Committee Report: Recommend Approval.

Planning Board Report: (Mr. Cooper) The Planning Board recommends approval of this article.

UNANIMOUSLY VOTED: THAT THE TOWN ACCEPT THE LAYOUT OF WASHINGTON DRIVE FROM REVERE STREET NORTHERLY, A DISTANCE OF 273 FEET, MORE OR LESS, TO A DEAD END, AND SOUTHERLY AND EASTERLY, A DISTANCE OF 1,832 FEET, MORE OR LESS, TO A DEAD END, AS LAID OUT BY THE HIGHWAY COMMISSIONERS IN ACCORDANCE WITH THE DESCRIPTIONS AND PLANS NOW ON FILE IN THE TOWN CLERK'S OFFICE, TO AUTHORIZE THE ACQUISITION, IN FEE SIMPLE, BY PURCHASE, BY GIFT OR A TAKING BY EMINENT DOMAIN OF THE PROPERTY SHOWN ON SAID PLANS.

ARTICLE 33: To see if the Town will vote to discontinue as a public way that portion of Codjer Lane as shown on a plan prepared by the Town Engineer and on file in the office of the Town Clerk, under the provisions of General Laws Chapter 82, and to raise and appropriate from available funds, \$100, or any other sum, therefor, and all expenses in connection therewith, or act on anything relative thereto.

Submitted by the Highway Commission.

(See map printed under Article 30, page 81.)

Highway Commission Report: The Highway Commission has studied the potential problems with the present condition of Codjer Lane and the potential usage of this street in conjunction with the Industrial Park District which it bisects. A number of years ago the Town accepted the then Codjer Lane and expended funds for its improvement, as a moral obligation, since it was used as the only entrance to the then contracted landfill site. This usage was discontinued when the Town opened its own landfill off the Boston Post Road in 1971; and since then this road has served only one resident, his family and employees.

The fact that this road bisects the Industrial Park District is significant, in our determination, to recommend discontinuance as a public way at this time. The Town has a legal obligation, should this District be developed, to bring this road to a standard that will accommodate industrial type traffic. That obligation was price tagged at \$280,000 in 1972. Since that obligation cannot be legally shifted to the abutters, except by discontinuance before construction or development begins, we recommend discontinuance in lieu of appropriation at a later date.

After making a motion for Indefinite Postponement under this article, Mr. Welch of the Highway Commission reported to the meeting as follows:

Article 33 of the Warrant of this Annual Town Meeting was an article placed by the Highway Commission to consider the discontinuance of a public way known as Codjer Lane. Precisely, that portion of the public way that is referred to as laid out in the plans in this article and on file in the Town Clerk's office consists of approximately 1,300 feet of Codjer Lane from Union Avenue westerly.

The Highway Commission saw a potential in the possible development of Codjer Lane that could possibly cost the Town some dollars. We felt it might be a good idea, since we had no assurance that the Town would not be responsible for the expenses, to discuss the question of discontinuance. We have talked to the Industrial Development Commission, and they have provided us with the

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following letter signed by the Commissioners on April 3, 1975. "The Industrial Development Commissioners unanimously oppose the abandoning of Codjer Lane as an accepted street by the Town of Sudbury. Codjer Lane is the only existing paved access road to the Industrial Park. We feel it can adequately handle traffic to a small plant or warehouse now, and if in the future a large industrial complex is built requiring a wider or better road, it is the Commission's policy and intent that the burden and cost of building such a road would fall to the developer and not to the Town."

The Highway Commission concurs with the recommendation of the Industrial Development Commission. They have, in good faith, promised the Town to do exactly what they have said they will do in their letter. We believe that settles the situation.

Finance Committee Report: The Finance Committee understands from the Highway Commission that discontinuance of this street as a public way does not relieve the Town of the obligation to maintain the road as required by law. Recommend Approval.

UNANIMOUSLY VOTED: INDEFINITE POSTPONEMENT.

Mr. Welch then presented the following resolution:

- Whereas the Town of Sudbury has been informed by its Board of Highway Commissioners that there is a potential for a large capital expenditure for road layout, alteration or reconstruction of Codjer Lane should the Industrial Park be developed, and*
- Whereas the Industrial Development Commission of the Town of Sudbury has pledged in good faith that it will require any future developer of the Industrial Park to provide the Town of Sudbury with adequate access facilities to such area, and*
- Whereas the citizens of the Town of Sudbury here assembled in the town meeting do, through the adoption of this resolution, express their opinion that they are opposed to any potential for a capital expenditure for this purpose,*
- now, therefore, be it*
- Resolved that it is the sense of this town meeting that the Industrial Development Commission continue its efforts to eliminate such or any potential capital costs to the Town of Sudbury for the development of the Industrial Park and to this end the citizens of the Town of Sudbury pledge their total support.*

In support of the resolution, Mr. Welch stated that we believe the Industrial Development Commission has, in essence, provided us with an open-ended pledge in good faith that they will, in fact, endeavor to carry this out. We don't want to tie their hands. A resolution is not binding. If they have a problem, I am sure they can come back to the town meeting and take care of any problems they have.

Mr. Taft of the Board of Selectmen then *moved Indefinite Postponement* of the resolution. He stated as follows: I think that throughout the discussions and meetings that have been held on the subject of Codjer Lane that we have been playing it completely above board with open meetings, open sessions, open discussions with the Highway Commissioners, the Industrial Development Commission, with the land owners in the area, with the Planning Board. We have discussed this openly at several of our Selectmen's meetings, indicated our concern for the original article, asked the Highway Commissioners why it was entered and discussed it with those parties we felt were affected by it. We have never seen this resolution until just this minute when it was flashed on the screen.

I don't think we should pass hastily drawn resolutions that are submitted at the last minute as surprises on the town meeting floor. That is why I moved Indefinite Postponement. It is not because I am necessarily against the sense of this resolution. As a matter of fact, I think the sense of this resolution has been the Town's policy since the town meeting decided several years ago to establish this Industrial Park in the Codjer Lane area. What you see in the sense of this resolution was brought up innumerable times in the discussion of setting up that zone for the Industrial Park. It has always been the Town's

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thought that any cost of developing a major road there, and certainly Codjer Lane in its present form would not serve the function of a major access road to an Industrial Park, that these expenses would have to be borne by someone who is developing the land.

I would like to say this on behalf of the Board of Selectmen. Bringing this in at the last minute is not the way to do business and therefore I think that Indefinite Postponement is the appropriate way to handle such a resolution.

VOTED: INDEFINITE POSTPONEMENT.

ARTICLE 34: To see if the Town will vote to appropriate, or appropriate from available funds, \$33,700, or any other sum, to be expended under the direction of the Highway Commission, to implement certain Immediate Action Items, Deferred Action Items - Minor and Deferred Action Items - Major as defined in the Master Drainage Plan for the Town of Sudbury, in drainage areas 3, 6, 7, 9, 10, 11 and 12, or act on anything relative thereto.

Submitted by the Highway Commission.

Mr. Anthony L. Galeota, Jr., *moved that the Town raise and appropriate \$33,700 to be expended under the direction of the Highway Commission, to implement certain immediate action items, deferred action items - minor and deferred action items - major as defined in the Master Drainage Plan for the Town of Sudbury in the drainage areas 3, 6, 7, 9, 10, 11 and 12.*

Highway Commission Report: (Mr. Galeota)

This article was precipitated first and foremost, as a result of a careful study and evaluation of the Master Drainage Plan authorized by the 1973 Town Meeting and received by the Town in February, 1974. Secondly, by the pulse registered at last year's town meeting at which an amendment was made to the drainage construction article that would have provided for the type of work covered in this article. At that meeting, I moved Indefinite Postponement because the Highway Commission, without prior knowledge of the amendment, felt that it could not logically put together a program of that magnitude in a few short minutes. The amendment was indefinitely postponed.

The third reason for this article is to work with Articles 26 and 27 of this year's Warrant, the flood hazard map. The Commission feels that implementation of this article will provide drainage runoff designed to meet the criteria of the National Flood Insurance Program thereby leaving dry places dry and directing the runoff to natural water retention areas consistent with the intent of the Flood Hazard Boundary Maps.

With the background and philosophy of the article behind, let us look at the article itself. The Highway Commission is asking for the funds to implement a portion of the Master Drain Plan, entitled "Immediate Action Items, Deferred Action Items - Major, and Deferred Action Items - Minor".

Immediate Action Items are those which will be done by Town forces such as unclogging culverts, clearing drainage ditches and improving streams. Performing this work in the drainage areas itself cannot reduce drainage problems caused by inadequately sized, nonexistent or collapsed culverts. It can offer no help where rain water ponds on streets or washes over private property adjacent to them.

On the other hand, there is a possible danger in enlarging or providing culverts where there are restrictions downstream. Our intention is to show that certain portions of the drainage improvements could be done by Town forces with the advantages of providing employment for local labor and for performing the work more economically than if it were included in contract work.

The Deferred Action Items - Major are those which require a larger sum of money, usually associated with a small drainage system within the capability of being constructed by Town forces.

The Deferred Action Items - Minor are those which entail the replacement of existing culverts across the road, constructing a catch basin here or there, cleaning existing culverts, and general streams maintenance. As you heard during the budget discussion of the 400 account, more specifically the 420-27 Drainage Account, the Highway Commission requested \$50,100. This amount was cut by the Finance Committee to \$25,000.

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The Highway Commission also requested funds in the 420-12 account which was overtime and extra hire, part-time summer help to implement the requested drainage program. The Finance Committee also reduced this number over and above the amount necessary for this particular program.

During the budget preparation, we were aware of holding the bottom line and tried desperately to do just that. After our meeting with the Finance Committee, the only items we requested that they not cut were the drainage and extra hire for drainage, the sweeper and the signs and lines items. If they had gone along with these items, and if the Town approved the bottom line, this year would have been a seven per cent increase over last year's budget. Practically every other budget this year was increased between three and seven per cent with the exception of Recreation.

This year, the Highway Commission budget took a decrease of two and a half per cent over last year. The reason we wanted to include all of that in our budget was because we could reduce our road surfacing account from the \$135,000 of last year to \$53,000 this year. We could do that because we have almost the whole town surfaced with stone seal now, or the areas that were necessary to be done. This year, we did not have to go with the full program. Next year, we are going to have to start back where we did four years ago and start a second course of stone seal on a lot of the roads. So, we felt that this was the year to do a one-time item, to do those drainage items. They would be done once and for all. Completed. Next year, we are going to come back for more than the \$53,000 that we requested for roads resurfacing this year.

We think that the program is essential in providing us a start for better drainage and to insure reasonable definition of the Flood Hazard Areas in the Town with our own local help.

CHART K

IMMEDIATE ACTION ITEMS:

<u>Area #9</u> - Stream Maintenance	\$ 5,100
Clean Streams, Replace Culverts	

DEFERRED ACTION ITEMS:

<u>Area #9</u> - <u>Plympton Road</u> - replace 18" V.C. pipe with two	4,500
(2) 36" R.C. pipes	

Water Row Road

(1) add a 30" R.C. pipe to an existing 24" R.C. pipe	2,200
(2) replace 12" R.C. pipe with a 36" R.C. pipe	2,250
(3) replace a 15" C.M. pipe with a 24" R.C. pipe	1,600
(4) add a 30" R.C. pipe to existing 36" R.C.	2,400
(5) replace existing 12" C.M. with a 30" R.C.	1,750

<u>Concord Road</u> - replace existing 12" drainage outlet with an 18" R.C. (between Lincoln Road and Newbridge Road)	400
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<u>Newbridge Road</u> - add 30" R.C. pipe to existing 24" C.M. pipe	2,500
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Area #10 -

<u>Rice Street</u> - replace 1 1/2 ft. x 1 1/2 ft. stone culvert with 30" R.C. pipe	2,400
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TOTAL MATERIALS	\$25,100
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LABOR (3,400 man hours)	8,600
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	\$33,700
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This chart shows the contemplated work. You will notice there is \$25,100 for materials. The \$8,600 in the last line before the total is for labor which would be strictly summer help - no permanent employees.

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We feel that it was incumbent upon us to present this article to get these items out of the way this year so that we will not be back to you again. We feel that it is in the best interests of the Town for you to support this article.

Finance Committee Report: (Mr. Clough)

We agreed with the Highway Commission during the meetings on the budget. We felt, however, that this was a year to conserve, and we had to live within our pocketbooks. As a result, instead of \$50,100 that the Highway Commission asked for, we cut it to \$25,000. We saw the same information that Mr. Galeota presented here tonight. But we recommended that to be realistic in this year, we should cut the budget and that is our position. We recommend disapproval of this article.

Sudbury Taxpayers' Association Report: (Mr. Potell)

Our position is somewhat the same as the Finance Committee's. The point was made under the budget article that \$25,000 was for materials. It did not identify anything that was being done. Here, we find things being identified that are major, immediate, deferred, and everything else and more materials.

The Finance Committee did cut the budget by \$25,000. Rather than attempting to amend the budget amount up, the Highway Commission has seen fit to introduce this as a separate Warrant article. We are faced with another drainage article beyond this one which represents an additional \$83,000. We are really talking about \$140,000 in drainage this year.

Some of the things we should do, but the Sudbury Taxpayers' Association strongly urges that this particular item be defeated at the present time.

After a short discussion, the Highway Commission's motion was defeated.

ARTICLE 35: To see if the Town will vote to appropriate \$83,000, or any other sum, to be expended under the direction of the Highway Commission, for the construction and reconstruction of surface drains as follows: Beechwood Avenue, \$32,550; and Elmwood Avenue, Arborwood Avenue, Birchwood Avenue, Willis Lake Drive, Basswood Avenue, \$50,450; and to determine whether the same shall be raised by taxation, transferred from available funds, provided by borrowing or any combination of the foregoing, or act on anything relative thereto.

Submitted by the Highway Commission.

Highway Commission Report: (Mr. Galeota)

The Master Drain Plan has been in our hands for over a year now, and we have carefully reviewed its contents. It is still the opinion of the Highway Commission that the first priority of any drainage system construction should be in the Pine Lakes area.

Cognizant of the economic crunch, we chose not to come back with the \$250,000 project which we recommended last year, but to reduce the project size to \$83,000 to provide only relief absolutely necessary in that area. We feel that, until such time as the economy stabilizes, to consider embarking on a long range program at this time is fool-hardy. We have a good feel for the contents of the report and will make separate recommendations as the needs arise or at such time as the Town can economically fund a long range program.

All the work will be done under contract and not by Town forces. The contract plans and specifications voted at last year's annual town meeting have been received and reviewed by the Commission and the Town Engineer. The Town Engineer's critique of the plans has been discussed in a joint meeting between myself, the Town Engineer and Mr. Eliot Tucker from Weston & Sampson, the consultants on the drainage study.

Minor modifications are being attended to.

There is still existing a \$25,000 damage case against the Town by an aggrieved property owner of the area. It is awaiting the outcome of this article.

April 15, 1975

We call your attention to the fact that this expenditure is recommended by the Finance Committee and the Sudbury Taxpayers' Association. I earnestly request your support for this article to correct the drainage deficiencies in the Pine Lakes area.

Finance Committee Report: The Master Drainage Study of the Town of Sudbury included a special report on the Pine Lakes area as the area of highest priority for corrective action. This article proposes to start the required drainage construction on limited funding in line with the Town's apparent expressed desire to implement the overall drainage plan on an annual basis. The proposed work will eliminate several critical situations with septic systems and basement floodings, which presently occur and which do represent a liability on the Town. The Finance Committee recommended bonding of the full drainage construction program at last year's annual town meeting when the total cost over a ten year period was estimated at \$2,500,000. Present estimates indicate a twenty per cent increase in cost since then. We urge the Town to support this article so that the Pine Lakes area drainage conditions can be corrected now at a price we can still afford. Recommend Approval.

Sudbury Taxpayers' Association Report: (Mr. Potell)

This is a large major funding item, but we believe it is an important one. We believe it is more than a case of its being cheaper to do it now than later. People's homes are being endangered. We have our Fire Department up there regularly at times pumping out when septic systems back up. We have potential health hazards. We feel that there is a very strong obligation on the part of the Town to take this corrective action at this time. We urge your strong support of this.

Board of Health Report: (Mr. Cooper)

The Board of Health supports this article. This is an area of small lots. Proper functioning of the septic systems in that area depends on the water table being kept at as low a level as possible. Fortunately, it is blessed with good soil, so when there is adequate drainage, we can expect that we will be able to maintain the sanitary conditions of the area. Please support the article.

Board of Selectmen Report: (Mr. Taft)

The Selectmen also wish to be recorded in favor of this article. You may recall at last year's meeting, we were presented with a proposed construction program of some \$250,000 in the Pine Lakes area, obviously much more expensive than this article tonight.

We questioned then if the Town should invest that kind of money in a major drainage project when the Drainage Report had not even been received at the time the various boards were supposed to be studying the problem.

We think now that this has happened. A program has been prepared here and submitted to the Town which provides drainage in the more critical areas of Pine Lakes.

I would like to correct Mr. Potell. The Fire Department does not go up and pump septage in the area. It does, on occasion, have to be called to pump the intersection of Lakewood and Beechwood because under certain flooding conditions that intersection floods so badly the occupants of one house on the northwest corner literally have to move out of the house because their septage system is completely under water.

This is, I think, a most necessary article, and we support its construction at this time. Also, we think it is good, and it stands on its merits regardless of any lawsuit question.

VOTED: THAT THE TOWN APPROPRIATE \$83,000, TO BE EXPENDED UNDER THE DIRECTION OF THE HIGHWAY COMMISSION, FOR THE CONSTRUCTION AND RECONSTRUCTION OF SURFACE DRAINS AS FOLLOWS: BEECHWOOD AVENUE, \$32,550; ELMWOOD AVENUE, ARBORWOOD AVENUE, BIRCHWOOD AVENUE, WILLIS LAKE DRIVE, BASSWOOD AVENUE, \$50,450; AND TO MEET THE APPROPRIATION TO RAISE AND APPROPRIATE THE SUM OF \$83,000.

April 15, 1975

ARTICLE 36: To see if the Town will vote to amend Section 1 of Article V(A) of the Sudbury Bylaws - Removal of Earth, by deleting the second paragraph in Section 1, concerning the appointment of members by the Moderator, and by substituting in place thereof the following:

Amend Bylaw Art.V(A) "The two members appointed by the Moderator shall continue to serve until the expiration of their terms, and, thereafter, the Selectmen shall continue to fill the vacancies on the Earth Removal Board three year term basis.";

or act on anything relative thereto.

Submitted by the Board of Selectmen, the Moderator and the Earth Removal Board.

Board of Selectmen Report: This Article has been suggested by members of the Earth Removal Board and the Town Moderator. The intention of the Article is to permit the appointing of Earth Removal Board members who are already members of an existing Town board, such as the Board of Appeals. At present, the Selectmen appoint all except two members of the Earth Removal Board...who are appointed by the Moderator. The Earth Removal Board workload is very light, and there is considerable value to having Board members who are otherwise familiar with Town Bylaws. This change will not otherwise change, or in any respect weaken, the Town's Earth Removal Bylaw. The Selectmen recommend approval of this Article.

Finance Committee Report: The Finance Committee will present its report at Town Meeting.

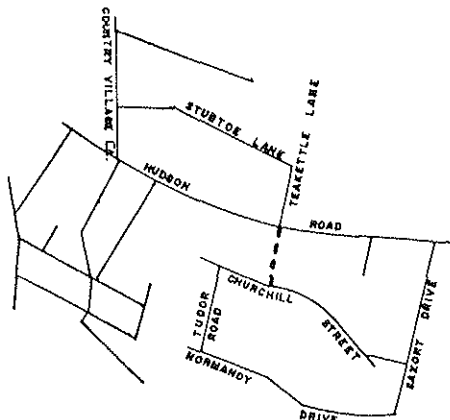
Town Counsel Opinion: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 36 in the Warrant for the 1975 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 37: To see if the Town will vote to appropriate \$17,923, or any other sum, 6% of the total to be expended under the direction of the Board of Selectmen for the final engineering and 94% of the total to be expended under the direction of the Highway Commissioners for the construction of sidewalks, walkways and bikeways of bituminous concrete, brick, stone, or concrete as follows:

In the Fairbanks School District, within 1 1/2 miles of the school, in easements already acquired by the Town from Hudson Road opposite Teakettle Lane to Churchill Street, on the southwest a distance of 450 feet, more or less, and to determine whether the appropriation shall be raised by taxation, transferred from available funds, provided by borrowing, or by any combination of the foregoing, or act on anything relative thereto.

Submitted by the Planning Board.



--- PROPOSED WALKWAY

ARTICLE 37
WALKWAY CONSTRUCTION

April 15, 1975

Planning Board Report: At last year's Annual Town Meeting funding was voted under item FE of Article 31 for final engineering and construction of this walkway. Final engineering work has determined that the existing easement which the Town has from Hudson Road opposite Teakettle Lane southwest to Churchill Street, a distance of 450 feet, more or less, passes over terrain which requires a very expensive field stone masonry wall and fencing along that wall; as well as extensive clearing, grubbing, and excavating. This will cost the Town approximately \$10,715 more than it would cost if the Town's easement could be moved slightly to follow the existing path.

The Planning Board has negotiated with affected landowners to move the Town's easement and thereby avoid this expensive construction. These negotiations have, at the writing of this Warrant Report (2/10/75), been unsuccessful. It is therefore necessary to request this \$10,715 plus \$4,870.35 for gravel, bituminous concrete, loam, seed, fertilizer, ledge excavation and safety controls. This total of \$15,585.35 has an additional 15% added for engineering costs and contingencies to reach the grand total of \$17,923.

Any funds left after completion of all other work funded under Article 31 of the 1974 Annual Town Meeting will be used to reduce this total.

This walkway will complete another segment of school walkways within the Fairbanks School District.

Finance Committee Report: Warrant articles #37, 38, 39, and 40, the so-called "Walkway Articles", are being proposed by the Planning Board for approximately \$126,741. The articles' purpose is to have the Town appropriate funds to plan and construct sidewalks, walkways, and bikeways leading from the Fairbanks, Haynes, Curtis and Noyes schools to connecting intersections. The proposals are a part of a long range effort to provide safe, economical and efficient means for Town residents to get about.

However, the Finance Committee is concerned about the cost of the walkway program and citizen acceptance of the walkways program.

In our opinion there is no updated plan which reflects the current financial implication of the walkway program. Current material and labor increases have outpaced the original estimate of cost. Further, there is no assurance that the School Committee will use the proposed walkways to reduce costs. Lastly, area residents have often opposed walkway construction plans based upon questions of the need and desirability of the proposals.

Based on all of these concerns, the Finance Committee recommends that the Planning Board reconsider the fiscal and engineering aspects of the walkway program and present a total plan for action at next year's Town Meeting. Recommend Disapproval.

Under a motion proposed by the Planning Board, it was

UNANIMOUSLY VOTED: (CONSENT CALENDAR) INDEFINITE POSTPONEMENT.

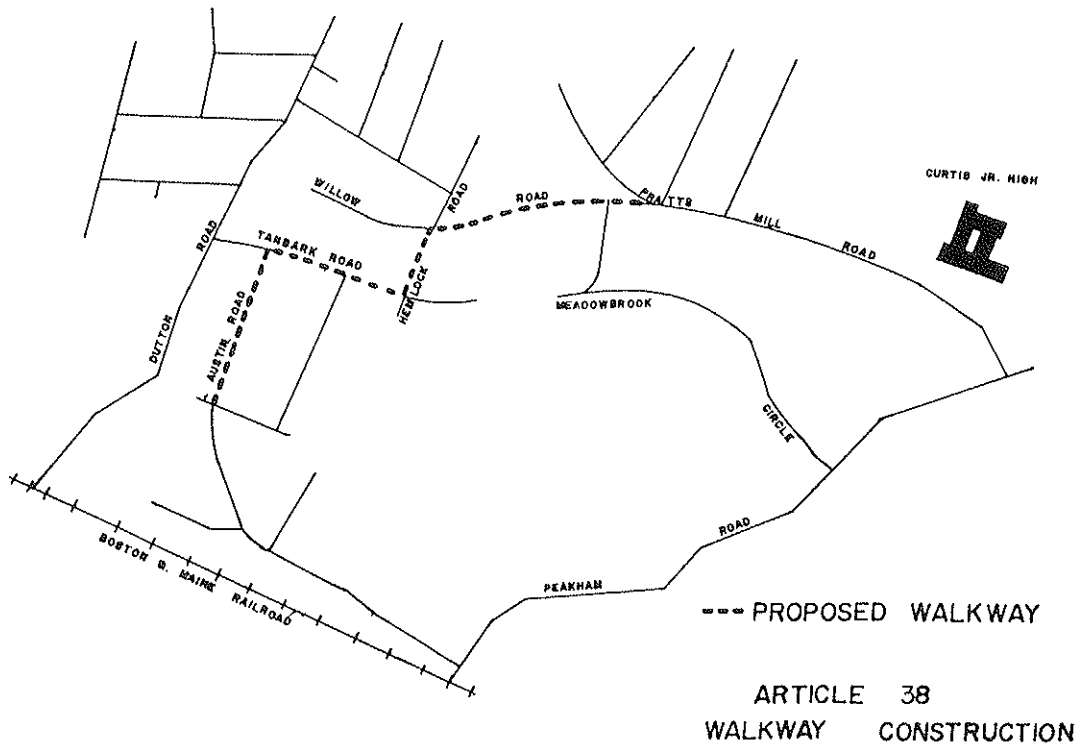
<p><u>ARTICLE 38:</u></p> <p>School</p> <p>Walkways -</p> <p>Final</p> <p>Engineering</p> <p>and Con-</p> <p>struction</p> <p>Curtis JHS</p>	<p>To see if the Town will vote to appropriate \$41,643, or any other sum, 6% of the total to be expended under the direction of the Board of Selectmen for the final engineering and 94% of the total to be expended under the direction of the Highway Commissioners for the construction of sidewalks, walkways and bikeways of bituminous concrete, brick, stone, or concrete, as follows:</p> <p style="padding-left: 40px;">In the Curtis Junior High School District, within one and one-half miles of the school, in rights of way or easements already acquired or to be acquired, in the following locations:</p> <ol style="list-style-type: none"> a. along Willow Road, from the existing walkway on Pratt's Mill Road to Hemlock on the west, a distance of 1,300 feet, more or less; b. along Hemlock Road, from the intersection of Willow Road to the intersection of Tanbark Road, a distance of 450 feet, more or less; c. along Tanbark Road, from the intersection of Hemlock Road to Dutton Road on the west, a distance of 1,200 feet, more or less;
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- d. along Austin Road, from the intersection of Tanbark Road, a distance of 1,200 feet, more or less;

and to determine whether the appropriation shall be raised by taxation, transferred from available funds, provided by borrowing, or by any combination of the foregoing, or act on anything relative thereto.

Submitted by the Planning Board.



Planning Board Report: Funds for the planning and preliminary engineering of these walkways were voted at last year's Annual Town Meeting. This article asks the Town to provide funds for final engineering and construction of these walkways which are a part of the Long Range Walkway Plan for Sudbury.

These funds, if voted, will build another segment of school walkways within the Curtis Junior High School District.

The amount of funding requested by this article, when added to the other walkway funding requested for this year, will not exceed the annual budgeted rate of approximately \$100,000 per year for the Sudbury Long Range Walkway Program.

Under a motion proposed by the Planning Board, it was

UNANIMOUSLY VOTED: (CONSENT CALENDAR) INDEFINITE POSTPONEMENT.

ARTICLE 39: To see if the Town will vote to appropriate \$19,200, or any other sum, to be expended under the Board of Selectmen, subject to the specifications of the Planning Board, for the planning and preliminary engineering for the sidewalks, walkways and bikeways of brick, stone, bituminous concrete or concrete, as follows:

School Walkways - Planning and Preliminary Engineering

In the Haynes School District, within one and one-half miles of the school, in rights of way or easements already acquired or to be acquired, in the following locations:

Haynes

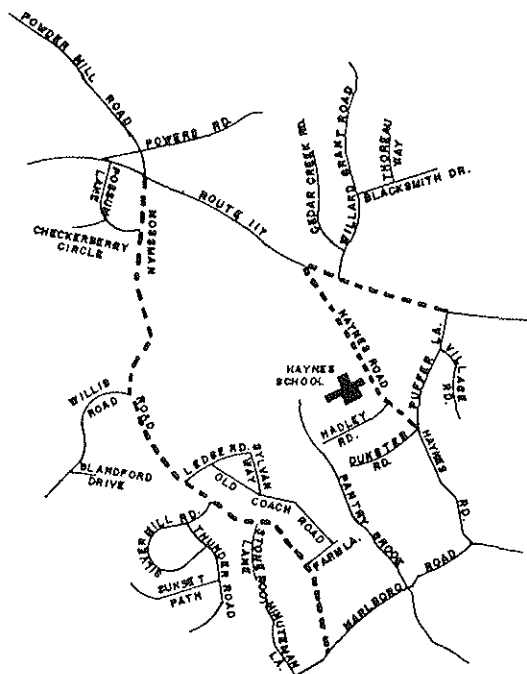
1. along Haynes Road, from Haynes School to the intersection of North Road (Route 117) on the northwest, a distance of 2,000 feet, more or less;

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2. along Haynes Road, from the Haynes School to the intersection of Puffer Lane and Dunster Road on the southeast, a distance of 1,100 feet, more or less;
3. along North Road, from the intersection of Haynes Road to the intersection of Puffer Lane on the east, a distance of 2,000 feet, more or less;
4. along Mossman Road, from the intersection of North Road to the intersection of Marlboro Road near Morse Road on the southeast, a distance of 7,700 feet, more or less;

and that plans for the construction of walkways arising out of this appropriation be accompanied by data giving the separation distance between the proposed walkway and the adjacent road surface, in particular for each 1,000 feet or less of the proposed walkway, the percentage of length shall be given for which the separation distance is less than 6 feet and less than 4 feet; and to determine whether the appropriation shall be raised by taxation, transferred from available funds, provided by borrowing, or by any combination of the foregoing, or act on anything relative thereto.

Submitted by the Planning Board.



--- PROPOSED WALKWAY

ARTICLE 39 WALKWAY CONSTRUCTION

Planning Board Report: The Planning and Preliminary Engineering money requested by this article was requested at last year's Annual Town Meeting in items HA, HB, HE, HG, and HH of Article 32. The funding of these items was defeated while others were funded under Article 32 because it was felt that to fund all items at that time would exceed the affordable pace at which the walkway program should proceed.

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The Planning Board resubmits these items at this Annual Town Meeting as part of the total walkway program capital investment plan which has been budgeted to proceed at the rate of approximately \$100,000 per year.

All of the walkways in this article are within a mile and one-half of Haynes School.

Upon a motion proposed by the Planning Board, it was

UNANIMOUSLY VOTED: (CONSENT CALENDAR) INDEFINITE POSTPONEMENT.

ARTICLE 40: To see if the Town will vote to appropriate \$47,975, or any other sum, 6% of the total to be expended under the direction of the Board of Selectmen for the final engineering and 94% of the total to be expended under the direction of the Highway Commissioners for the construction of sidewalks, walkways and bikeways of bituminous concrete, brick, stone or concrete in rights of way or easements already acquired or to be acquired, in the following locations:

Sudbury
Centre

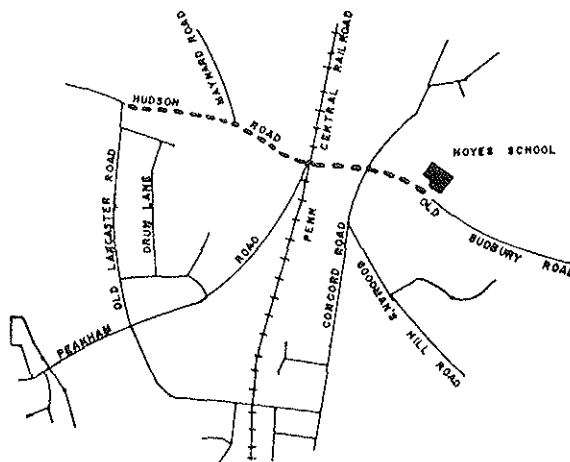
a. in Sudbury Centre, from the existing and proposed walkways at the intersection of Concord, Hudson and Old Sudbury Roads, to the existing walkway at the rear of the Town Hall by the Noyes School on the northeast, a distance of 350 feet, more or less;

b. along Old Sudbury Road, from the existing walkway on Concord Road at the Hosmer House on the west, to the Sudbury Methodist Church, opposite the Noyes School, on the east, a distance of 830 feet, more or less;

c. along Hudson Road, from the intersection of Concord Road at Old Sudbury Road on the east, to the intersection of Old Lancaster on the west, a distance of 3,340 feet, more or less;

and to determine whether the appropriation shall be raised by taxation, transferred from available funds, provided by borrowing, or by any combination of the foregoing, or act on anything relative thereto.

Submitted by the Planning Board.



--- PROPOSED WALKWAY

ARTICLE 40
WALKWAY CONSTRUCTION

April 15, 1975

Planning Board Report: (Mr. Edward W. Connors, Jr.)

Sudbury's first walkway was built as a result of town meeting action at the 1963 Annual Town Meeting. It was voted to acquire an eight foot strip of land from the end of Dawson Drive to Woodside Road opposite the Loring School.

The 1966 Annual Town Meeting, under Article 10, voted \$25,000 for relocation and reconstruction of Peakham Road and \$2,000 for associated land acquisition. A walkway was included as part of this relocation and reconstruction along Peakham Road from the intersection of Old Lancaster Road to the intersection of Pratt's Mill Road.

The 1969 Annual Town Meeting voted an additional \$10,575 for this relocation and reconstruction along Peakham Road.

The 1970 Annual Town Meeting voted to acquire by gift, an easement along Peakham Road. This Peakham Road walkway was built during the 1970 construction season. That is four years from the initial vote to authorize and fund this construction.

The 1967 Annual Town Meeting voted \$25,000 for construction of a walkway within the Town's right-of-way along Hudson Road from Teakettle Road to Crystal Lake Drive.

The 1968 Annual Town Meeting authorized the Highway Commission to construct the Hudson Road walkways in accordance with the 1967 vote.

The 1969 Annual Town Meeting voted to acquire by gift, an easement along Hudson Road. The 1970 Annual Town Meeting voted to acquire by gift, two easements along Hudson Road. The 1972 Annual Town Meeting voted to acquire by gift, three easements along Hudson Road.

The 1974 Annual Town Meeting voted to appropriate and transfer \$7,753.29 in this Hudson Road walkway account to the composite walkway account required for reimbursing of school related walkways.

Here then, we close the loop from the 1967 vote to construct a walkway along Hudson Road through the 1974 vote to transfer funds from this 1967 account. The last segment of this Hudson Road walkway goes out to bid this week and will be constructed during this construction season, eight years from the initial vote to authorize and fund this construction.

I could go into similar litanies of annual town meeting votes to plan, construct and acquire easements for walkways along other streets in Town.

The townspeople have recognized the problems we have encountered over the last ten years or more and during preparations for this year's walkway articles, have let the Planning Board know that they want the Planning Board to slow down to review the whole process.

The Lands End subdivision walkways were finished during the 1973 construction season and were built at no cost to the Town. The Route 20 walkways were built at no cost to the Town, and the Planning Board will hopefully come up with some way of reconstructing those using Chapter 90 funds.

Finally we arrive at the walkway articles for the 1975 Town Meeting. These are Articles 37, 38, 39 and 40. The walkway that was to be constructed under Article 37 will be constructed using stone dust as a surface over a gravel base during this construction season, if we get an easement over the existing walkway.

The Article 38 walkways were originally planned as another segment of the school walkways within the Curtis Junior High School District. However, in the light of recent information relative to the school walkways reimbursement and citizen concern about the walkway program in general, the Planning Board has voted to Indefinitely Postpone this article until the comprehensive review is completed and the results have been accepted at town meeting.

The Article 39 was for preliminary planning and engineering funds for a walkway along Mossman Road from Route 117 to Marlboro Road and along Haynes Road down North Road. Again, as a result of concern expressed by the townspeople, the Planning Board has voted to Indefinitely Postpone this article until the comprehensive review is completed and the results have been accepted at town meeting.

Finally, we get to Article 40. Item a. of this article was originally intended to provide a link up at Sudbury Centre of the Concord Road walkway from the north with the Concord Road walkway to the south. However, Article 8,

April 15, 1975

which the Selectmen have presented to beautify the Town's Common has addressed this link-up as a necessary part of their article, and the Town voted "No". The Planning Board, therefore, has voted to Indefinitely Postpone item a. of Article 40.

Item b. is asking for a walkway along Old Sudbury Road from the existing walkway on Concord Road from the Hosmer House on the west to the Sudbury Methodist Church opposite the Noyes School on the east, a distance of 1,000 feet, more or less.

Item c. of Article 40 asks for a walkway to be constructed along Hudson Road from the intersection of Concord Road at Old Sudbury Road on the east to the intersection of Old Lancaster Road on the west, a distance of 3,350 feet, more or less.

We have quite an existing walkway network in Sudbury. We are getting more walkways with each new subdivision as a requirement of the subdivider, and we are getting during the 1975 construction season, the final link of the Crystal Lake Drive to Dutton Road walkway along Hudson Road. Therefore, if we get this construction money, we will be able to complete a walkway from Crystal Lake Drive all the way down to the Methodist Church on Hudson Road and Old Sudbury Road.

The only part of that walkway which is not currently authorized and funded for construction is that part from Old Lancaster to the Centre and the Centre to the Methodist Church for which we are asking this \$44,825.

This walkway provides a necessary walkway for the elderly to walk upon after the elderly housing is constructed in that location. It will provide the ability for them to walk to the Synagogue to the west and continue along Hudson Road as far as they want, almost to the Town line. They will be able to walk to the east, to the Centre to the public facilities, Town Hall, Unitarian Church, Presbyterian Church, Methodist Church, Heritage Park, the shopping center, and they will be able to proceed along the Concord Road walkway down to the Catholic Church, to the library and to the shopping center along Route 20. Or else proceed along the Concord Road walkway up to the high school.

The Long Range Capital Improvements Program authorizes these walkways to be constructed at the rate of \$100,000 per year. We are asking for \$44,000.

Finance Committee Report: (Mr. Bussey)

The Finance Committee has considered the proposals submitted by the Planning Board concerning the walkway articles. There are some very important points. The initial proposals were estimated at some \$126,741 to plan and construct walkways leading from the Fairbanks, Haynes, Curtis and Noyes Schools to connecting intersections. The proposals were part of a long term effort to provide safe, economical and efficient means for our residents to get about.

However, the Finance Committee has been concerned about the economy of the original proposals and citizen acceptance of the walkway program. Further, it was not clear to the Finance Committee that the School Committee would, in fact, reduce transportation costs associated with the affected walkway areas. In our opinion, the original program lacked a comprehensive up-dated master plan with financial implications clearly delineated. Current material and labor costs have outpaced the original estimates.

Further, residents have voiced some opposition to planned construction of walkways in the area and the desirability of some of the proposals. At this point, the Finance Committee, with the smaller budget and a more limited program, strongly urges you to support Article 40 for the following reasons: Article 40 supports and completes existing walkways on Hudson Road and further, it provides safe paths for residents leading from the elderly housing area, past Heritage Park to the Route 20, Boston Post Road.

We recommend approval.

Long Range Capital Expenditures Committee Report: (Mr. Rynne)

In our printed report, "The Capital Improvement Program", we recommended disapproval of this article. However, since then we have reconsidered, and we now support this article.

After discussion, it was

April 15, 1975

VOTED: THAT THE TOWN RAISE AND APPROPRIATE \$44,825, 6% OF THE TOTAL TO BE EXPENDED UNDER THE DIRECTION OF THE BOARD OF SELECTMEN FOR ENGINEERING, AND 94% OF THE TOTAL TO BE EXPENDED UNDER THE DIRECTION OF THE HIGHWAY COMMISSIONERS FOR THE CONSTRUCTION OF SIDEWALKS, WALKWAYS AND BIKEWAYS OF BRICK, STONE, BITUMINOUS CONCRETE, OR CONCRETE DESCRIBED IN ARTICLE 40 OF THIS WARRANT FOR THIS MEETING AS ITEMS b. AND c. ALONG EXISTING OR PROPOSED EASEMENTS, WITH THE FINAL DESIGN OF THE PROJECT TO BE SUBJECT TO PLANNING BOARD APPROVAL; AND THE AFORESAID BOARDS ARE AUTHORIZED TO APPLY FOR AND RECEIVE ON BEHALF OF THE TOWN GRANTS AND GIFTS IN AID FROM THE STATE AND FEDERAL GOVERNMENTS FOR SAID PROJECTS.

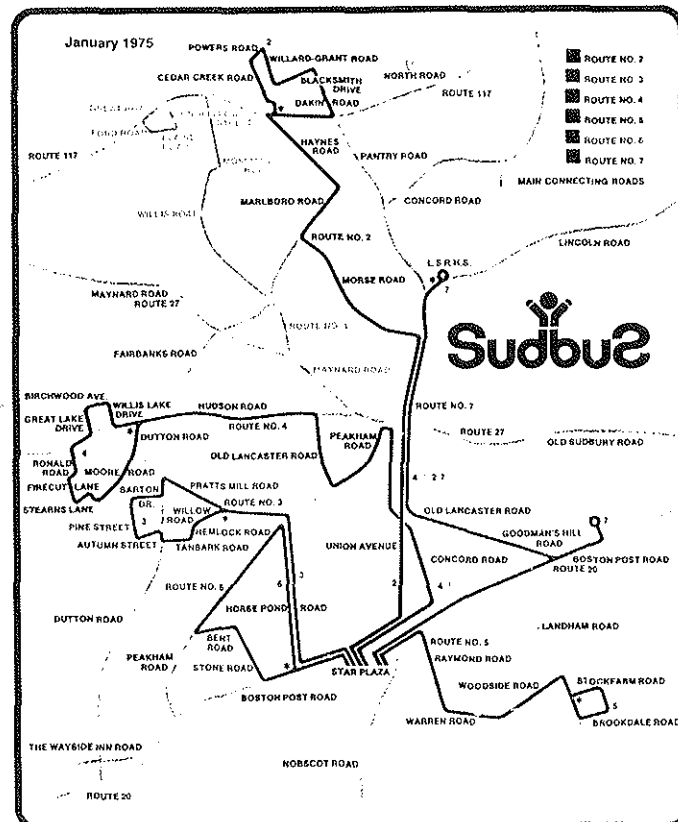
ARTICLE 41: To see if the Town will vote to continue the Sudbury Bus Transportation Committee, to consist of three residents, appointed for a term of one year by the Selectmen, to establish and operate a system of public transportation for the Town of Sudbury and to raise and appropriate, or appropriate from available funds, \$45,000, or any other sum, for use by said committee, to provide public transportation in Sudbury, or act on anything relative thereto.

Submitted by the Sudbury Bus Transportation Committee.

Sudbury Bus Transportation Committee Report: (Mr. Robert K. Coe)

I would like to go over a little bit of the history of the Sudbus to explain to you why Sudbury Bus Transportation Committee believes that this experimental service should be continued. Then, I will defer to Mr. Wishengrad who will outline the financial aspects and tell you why we are asking for the money.

You may recall that last year, at town meeting, a citizens' committee came before the Town and proposed that the bus service be established. The article passed. The Committee was appointed by the Selectmen, and we received \$25,000 to operate the service during the year. We have entered into a subsidy contract with Big W Trans Bus Line of Ashland.



April 15, 1975

This map is a copy of our printed time table and map that we have distributed to every household in Town. You may recall that last year's map consisted of the proposed service of two large loops intersecting at one or two points in the Town and covering the Town that way.

We have chosen instead of that plan, to implement the service as being a series of radial arms extending out from the business area of the Town. This way, we feel that we can provide better, faster service to the main places in Town that people normally want to go. I believe that about eighty to eighty-five per cent of the Town is within easy walking distance of the bus route the way that the routes are constructed now.

We have endeavored to operate the service in a way that would be of the greatest possible benefit to the Town given the information that we had to go with when we started. We operate six days a week, approximately eight hours per day with two buses. Each route is visited on a two hour headway which means that if a bus leaves downtown to go to the end of Route 3, for example, at one particular time, two hours later another bus will be leaving going to the same place.

Obviously we would like to have made the headway for the buses shorter so that there would be less time in between to provide better service, but the financial realities preclude that at the present time.

January 1975		Sudbus Timetable			
		Sudbury, Mass., Town Bus Service			
		Sudbury Bus Transportation Committee Town Hall-Sudbury, Massachusetts 01776		Bus Contractor: BIG W TRANS Phone: 861-4627 or 877-8700	
		Monday thru Friday		Saturday	
Route 1	7	1	7	1	7
B.O.L.	8:00a	8:00a	3:00p	10:00a	10:00a
A.T.	8:21a	8:19a	3:21p	10:21a	10:19a
Route 6		6		6	
L.T.		8:22a	3:22p	10:22a	2:22p
B.O.L.		8:28a	3:28p	10:28a	2:28p
A.T.		8:34a	3:34p	10:34a	2:34p
Route 3	5	3	5	3	5
L.T.	8:35a	8:35a	3:35p	10:35a	2:35p
B.O.L.	8:47a	8:46a	3:47p	10:47a	2:46p
A.T.	8:57a	8:55a	3:57p	10:57a	2:55p
Route 2	4	2	4	2	4
L.T.	8:58a	8:58a	3:58p	10:58a	2:58p
B.O.L.	9:09a	9:18a	4:09p	11:09a	3:09p
A.T.	9:40a	9:37a	4:40p	11:40a	3:37p
Route 7	1	7	1	7	
L.T.	9:41a	9:42a	4:41p	11:41a	3:42p
B.O.L.	10:00a	10:00a	5:00p	12:00p	4:00p
A.T.	10:21a	10:19a	5:21p	12:21p	4:19p
Route 6		6		6	
L.T.		10:22a	5:22p	12:22p	4:22p
B.O.L.		10:28a	5:28p	12:28p	4:28p
A.T.		10:34a	5:34p	12:34p	4:34p
Route 3	5	3	5	3	5
L.T.	10:35a	10:35a	5:35p	12:35p	4:35p
B.O.L.	10:47a	10:48a	5:47p	12:47p	4:46p
A.T.	10:57a	10:55a	5:57p	12:57p	4:55p
Route 2	4	2	4	2	4
L.T.	10:58a	10:58a	5:58p	12:58p	4:58p
B.O.L.	11:09a	11:18a	6:09p	1:09p	5:09p
A.T.	11:40a	11:37a	6:40p	1:40p	5:37p
Route 7	1	7	1	7	
L.T.	11:41a	11:42a	6:41p	1:41p	5:42p
B.O.L.	12:00p	12:00p	7:00p	2:00p	6:00p
A.T.				2:21p	2:19p

*B.O.L. means 'beginning of loop' at opposite end of each route from the Star Plaza. (signaled by * on map)
 L.T. means 'time leaving' Star Plaza terminal. A.T. means 'time arriving' at Star Plaza terminal.
 See map for location of numbered routes. One transfer per ride available - ask driver
 Ticket books at reduced rates available on bus, selected stores, or town hall

This chart shows a copy of our initial time table. It is changed only very slightly since this time table was printed. We increased the Wednesday afternoon service because we find that this is a benefit to the high school kids.

We have and will continue to experiment. For example, next week and the following week, with the school vacation and then another sort of control week following it, we plan to increase the service. This week's Bentley's Calendar will have a schedule that will explain exactly what the changes will be. For the most part, we have tried to keep the changes to a minimum over the first two months of operation, because we want the time table to be something that people can rely on.

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For various legal and operational reasons, we started service somewhat later than we expected to, in the middle of February, but this did have the advantage of assuring that we would not run out of funds before the end of the fiscal year.

Our experience is limited, but we believe that at the present time the service can be considered successful. We are not here to con you into believing that the service is ever going to pay for itself. The realities of financing public transportation are just not that way. We do know, of course, that the more riders we can entice to ride the bus, the lower the cost to the Town will be. We hope to provide a service that enough people find useful so they will tell their friends about it, that more people will ride the buses, that we gradually will cut down on the amount that it costs the Town.

The amount that we are coming to you with tonight is based essentially on a continuation of the present ridership. We hope to do better than that. Right now we consider the service is successful. We want, in fact, we require, citizen comment and input in order to do our jobs properly. We must know what you think of the bus and how we can better meet your needs. We will respond to the greatest degree that we can to your opinions about what additional service is needed or what service can be dropped.

I would like to point out one thing about the way Sudbury is among the cities and towns in Massachusetts. I think we may justifiably say that Sudbury has been a leader in the past in its inauguration of a bus service no less than in its early resistance to overhead power lines in the Sudbury River Valley and its 100% valuation suit. Sudbury has adopted a pioneering stance which is being watched and which will probably be followed by other towns. If you read the papers, you know that this is true.

Our Sudbus has already spawned proposals for a Waybus, a Frambus and similar bus proposals are out for towns like Natick, Braintree, Bedford and others. We hear, from time to time, of some other towns that are interested in starting a service similar to our own.

Most of you are probably not aware of one of the most innovative aspects of this operation. We are in the MBTA district, and we have an arrangement by which the MBTA allows us to contract directly with an operator of a bus service, completely and essentially under the control of the Selectmen and without the oversight of the MBTA in a way that has always been done in the past. This is a technical issue. The fact is that the arrangement that we have is unique, and it is almost certain to be copied by other towns in the MBTA district. The final form of it is being worked out between our Town Counsel and the legal staff of the MBTA, but one thing is quite clear - that the eyes of the State are on us and that the State is very much aware that something important is going on here in Sudbury.

When we had our inauguration of service in February, all three network TV stations covered it, and one of them has been back for a follow up report. I recognize that we do not tax ourselves \$45,000 just to please the people that are watching us in the rest of the State, but we believe that the bus is a worthwhile Town service, that it is justifiable in its own way, the same as plowing the streets or providing parks and recreational services, building walkways, etc.

We submit that the Sudbus is one positive, real benefit, not any window dressing, but a real benefit that is being done for the elderly people in this Town. No less is it a benefit to the young people of the Town and indirectly, to their parents who don't have to chauffeur them around as much as they used to.

We believe that many more people could be users of the bus, and we certainly hope that, as a result of our operations in the coming year, many more of you will become bus users.

Mr. Paul F. Wishengrad then continued the presentation as follows:

The next three weeks are the basis for our estimate for the balance of this year and for next year's appropriation.

The average daily riders are around 180 - 156 during the last three weeks, with Wednesdays and Saturdays being much higher than weekdays. The last week was lower due to school being a full day on Wednesday and a very heavy rain on Saturday.

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We believe that increased ridership is possible now that the people are aware of the service and convenience, and we hope that through improved service and schedules, we will be able to attract more riders.

However, we are being conservative in our approach. Taking the average over the past three weeks, we expect the following: We will be in operation for eighteen weeks. We will have \$19,000 of gross bus cost. That is the fee that our contractor is charging us. We expect proceeds of \$4,400 based on the average of 1,025 riders per week.

The first part of the experiment has caused some heavy start-up costs for printing, clerical and other training and miscellaneous costs. We had a total expense of \$5,900. Our total cost, adding the net bus cost and expenses, will come to \$20,500 for this year which will leave us \$4,500 excess to be carried to next year.

In the coming year, operating on a full year, we expect the bus cost will be \$63,000 with proceeds of \$14,000, or a net bus cost of \$49,000. Expenses on a going year basis, we expect will be half of what we had in the first year or \$3,000 which gives us a total cost of \$52,000. Deducting the excess from the previous year, we end up with \$47,500 against an appropriation of \$45,000 which would show that we would be over budget by \$2,500.

We purposely presented it this way to show you what the impact is based upon the current operation. We obviously are hoping for increased ridership which would then eliminate that deficit. If we found that we could not get the increased ridership, then we would be forced to cut service in order to stay within our appropriation.

Finance Committee Report: (Mrs. Byars)

When the Town voted to try this last year, it was as an experiment. Since the experiment has only been in operation a few weeks rather than the hoped for six months, concrete conclusions are difficult. More time does seem to be indicated. The Finance Committee feels that Sudbus offers the potential for valuable service for all its citizens, both young and old. We recommend approval of this article.

Mr. Taft, Chairman of the Board of Selectmen, *moved to reduce the appropriation from \$45,000 to \$25,000.* Mr. Taft commented as follows: Some of you may recall that last year I was the one of the three Selectmen and the only one that got up and supported the proposal of the Sudbury Bus Transportation Committee to institute a subsidized bus transportation program in the Town of Sudbury. I felt then as I do now that it is important that we provide public transportation within the Town.

I figure that, however, there should be some limits on it. Granted we have had only seven weeks of operation since the service was instituted. However, I think the indications we have, at least under the present hours of service, the present routes that we are running, the frequency of the running of these routes, that we have a service that is costing something over \$1.00 a ride for people that are paying approximately 25¢. The subsidy is running over 75%. Next year's budget would show a \$66,000 gross expense for a \$14,000 rider paid income, or a subsidy of over 80%.

There comes a time when you decide that you want to support public transportation, but there has got to be a different way to do it. You just can't keep pouring in more money and saying, "Well, it's going to succeed some day."

Other towns have been mentioned that have public bus services for their residents, for example, that don't have any fee paid at all. One is Concord, and we understand that that is a \$12,000 program. Wayland has one on their warrant this year that is a \$12,500 program. They are obviously talking about substantially different programs than what we are discussing in Sudbury.

We feel that it is possible to continue this experiment and come up with the kinds of routes and hours and frequency of service that will both provide the service to the people in Sudbury who really have made very good use of this bus service and still will cost a much less amount to the Town. It will only cost \$25,000 instead of \$45,000. We feel it can be done, and it can be continued that way.

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There are very few riders on the bus on weekday mornings. Probably three-quarters or more of the riders go on the afternoon schedule. There is a question: Should you continue the morning schedule which would run something like \$20,000 a year when perhaps it is only servicing a very small number of riders?

We, therefore, are in favor of continuing this program, supporting Sudbus, giving the Committee an opportunity to try other arrangements, to survey the people who ride the buses to find out where they are interested in going, what can be done to increase ridership, but at the same time keep the cost down to the Town.

After discussion, Mr. Taft's motion to amend was passed. In favor - 157, Opposed - 148. (Total - 305)

VOTED: THAT THE TOWN CONTINUE THE SUDBURY BUS TRANSPORTATION COMMITTEE, TO CONSIST OF THREE RESIDENTS, APPOINTED FOR A TERM OF ONE YEAR BY THE SELECTMEN, TO CONTINUE AND OPERATE A SYSTEM OF PUBLIC TRANSPORTATION FOR THE TOWN OF SUDBURY AND TO RAISE AND APPROPRIATE \$25,000 FOR USE BY SAID COMMITTEE, TO PROVIDE PUBLIC TRANSPORTATION IN SUDBURY.

Upon a motion made by Mr. Powers, it was

VOTED: TO ADJOURN UNTIL TOMORROW NIGHT, APRIL 16, 1975, AT 8:00 P.M. IN THIS HALL.

The Moderator announced that the motion had passed by more than the two-thirds majority required.

The meeting adjourned at 10:50 P.M.

PROCEEDINGS

ADJOURNED ANNUAL TOWN MEETING

APRIL 16, 1975

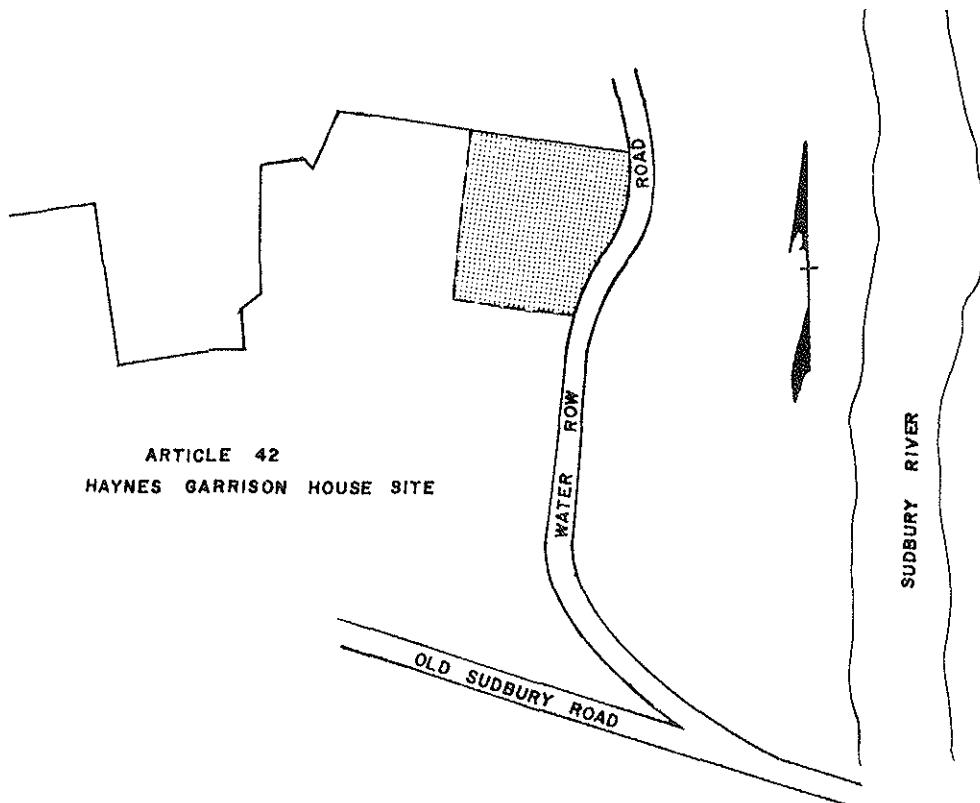
The Moderator called the meeting to order to 8:09 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He announced that a quorum was present.

Article 42: To see if the Town will vote to authorize and empower the Selectmen to acquire, in fee simple, by purchase, by gift or by a taking by eminent domain, the Haynes Garrison House site, situated on the westerly side of Water Row Road, bounded and described as follows:

Purchase		
Haynes		
Garrison		
House	Easterly	by Water Row Road;
Site	Northerly	by land now or formerly of Sia and
		by land now or formerly of Montopoli;
	Westerly and Southerly	by land of Dickson;

containing four acres, more or less, and shown on plan entitled: "Plan of Land in Sudbury Massachusetts, know as Haynes Garrison House", by the Town of Sudbury Engineering Department, dated November 10, 1973, a copy of which is on file in the Town Clerk's office, which plan is incorporated herein by reference, and to raise and appropriate, or appropriate from available funds, \$20,000, or any other sum, therefor, and all expenses in connection therewith, or act on anything relative thereto.

Submitted by the Revolutionary War Bicentennial Committee.



ARTICLE 42
HAYNES GARRISON HOUSE SITE

Revolutionary War Bicentennial Committee Report: (Mr. Powers)

The Revolutionary War Bicentennial Committee is asking your support and consideration for an article for the Town of Sudbury to acquire the Haynes Garrison House site.

The little booklet put out by the Lowell Federal Savings and Loan contains the three murals, one of which depicts the Garrison House site as it was in April of 1676 while under attack by the Indians. The place became one of the major battle points in the Town of Sudbury when, on April 18th, 1676, King

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Philip and several thousand of his warriors came into the Town on their way to push the white settlers back into the ocean. That may sound like an extreme statement, but there were only forty-five settlements in all of Massachusetts, Connecticut and Rhode Island, and the City of Boston only had about 15-20,000 people in it. The Indians had a force that was about of equal size.

The site, which is located on Water Row, is in its original condition from the time of the battle. On that day, the forces of Sudbury joined the forces from Milton and many other places, stood and fought at the River and at the five garrison houses around the Town to defend the western border of Massachusetts and Boston itself. In the several days in which the battle took place, many people lost their lives. Seventy-four were killed in the Town of Sudbury in various engagements and that is not counting the loss of the Indians.

On the Indian side of the ledger, one woman told Mrs. Rawlinson who was a captive in Philip's camp, that she lost all six of her sons in that one battle.

The site is at the bottom of a hill and commands Water Row, which was the old road and the only one on this side of the River. It was a critical defense point. The house was originally built by Walter Haynes and Deacon John Haynes. He and his sons and nephews together with some fifteen other people were in that house.

The Indians attacked at dawn. The battle lasted all through the day and into the next afternoon. In the course of the battle, the Indians set fire to a carload of flax on the top of the hill and tried to roll it down on the house to burn it. It burned the barn. The people within the garrison had to come out and engage in hand to hand combat with the Indians.

I do not think there is a piece of ground in the Town of Sudbury that is as important historically as this, with the possible exception of the Wayside Inn. It is an area which has been looked at by historians for many, many years. The fence was put up at the site by the action of the Town of Sudbury and by the Historical Society. There was a plaque erected by the Daughters of the American Revolution.

It is also significant that the ground here is relatively undisturbed. It is very rich in artifacts dealing with the 1700's and with the late 1600's. One of the great hopes we have is to maintain it and to be sure that those artifacts are properly excavated and the site is properly arranged.

The first question is why eminent domain is in the article. We have been negotiating with the Dickson family on this for some two years. We are facing a situation in which we have an estate of which there are five heirs. The family are all absentee owners. There is a split in the family as to what to do with this property. We have been unable to make any headway with them whatsoever. In view of the fact that we have been very carefully advised by them that they have plans for developing the entire eighty acre parcel, we have no question in our minds that we will either have to move now to preserve this site, or this site will be gone forever within a year or two.

In our negotiations with the owners, one of the things they wanted, for example, was to have the Town straighten the road and build a fifty-foot access road to the remaining land so that they could develop it. We didn't think that was getting us very far and that is why we are here tonight.

The Town of Sudbury has always said that if we are going to spend some money on some real estate, you had better pick a significant site. We can't think of any site that is more significant than this. This site was nominated for the National Register by the United States Government which indicates that it is not just a question of local judgment as to what the significance of it is.

Now with respect to funding, the question is why this is down to \$10,000 from \$20,000. The answer is relatively simple. The piece we had originally talked about was close to four acres. The owners pointed out that this meant there were at least two building lots in the area, and they put a price on the building lots. This, of course, was a great deal higher than our appraisers, but, in any event, there were two building lots. So, what we did was to shrink it down so that they would preserve their building rights and yet we would preserve the areas that were of importance to the action.

There is a stone foundation. There is a proposed parking area for about three cars. We are not talking heavy use here. There is a stone foundation in the rear also that sometime in the future might be useful. That used to go to the barn that was burned down during the battle. We also have, most importantly, the top of the hill on which the farmland was and from which the flax cart was launched.

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The appraisals, based upon our changed situation, have both come back in at about \$10,000. I would point out to you on price, that when we say eminent domain, there is a certain finality about what the price is. The court determines what it is. We are satisfied that we can defend this figure.

We have also heard a great deal of concern about what we are going to do with this. The answer is very simple. We are going to keep it the way it is and just hold it for the future. We have had many conversations in the last year or so with the Massachusetts Historical Commission and others. We are very concerned about doing a proper archaeological restoration in this area so that we can get the artifacts out. We can make a relatively low cost arrangement in clearing the brush to expose the site and to give us whatever riches there may be in the ground.

This property, in all likelihood, would qualify for almost any one of five grants, but all grants, as you know, are based upon matching funds. We will pursue whatever grants we can.

The question is very simple. It is whether or not we are meeting today our obligations as trustees of the Town of Sudbury, of the past and of the historic riches which are here so that those that come in the future will be able to have an opportunity to determine what they want to do with that site. If we did not bring this before you, if we did not ask you, if this town meeting, passing through probably the greatest period in two hundred years of the Town's history, cannot take advantage of this, I think the site will be gone without any question and future generations will not have that option. We are trying to keep that option open.

We think the sum of money is small, and we think the value is great. It is very much what lies in your hearts, in our hearts, as to what you do. I think it meets every qualification for your consideration. It is a beautiful site. It overlooks the Sudbury River, and it is one of the most moving sites that exists in this town.

On the evening of April 18, 1875, Mr. Charles Haynes, who was a veteran of the second battle of Bull Run, was preparing to go the following day to the Town of Concord. He stood with his family at this site. Later he went up to the monument, which is on the Town Seal, under which lie buried the bodies of some twenty-eight men of the militia that fell in the battle of Green Hill, and joined the town memorial service to those who gave their lives to make this town exist in the first place. The next day he got on a wagon and went to the Centennial in Concord. I cannot help but identify somewhat with that feeling of importance and concern.

We urge you as a Committee, unanimously, to give it some very solid consideration. It is a one-shot arrangement. There are no further downstream costs connected with it. We hope you will keep that option open.

Finance Committee Report: (Mr. Gogolin)

The Finance Committee feels that the purchase of this particular piece of property is not a necessary item this year and therefore, we recommend disapproval.

Long Range Capital Expenditures Committee Report: (Mr. Saul Nathan)

Although the Long Range Capital Expenditures Committee is in favor of preserving historic sites, at this time we do not feel the purchase of this piece of property is of high priority.

Sudbury Taxpayers' Association Report: (Mr. Potell)

We agree with everything we have heard and we have heard many things. Also, we agree with the committee which has said that this is not the time to do it. We heard many things about history and the fine example. I think that this town meeting is the finest example of living American history that we can have. I think that we should do maybe a lot more toward preserving our living history than the past.

In response to a question by the Moderator concerning whether or not a public purpose had been specified in the motion, Town Counsel conferred with Mr. Powers while the discussion continued.

After discussion, Mr. Naegele *moved to amend by striking out the words "raise and appropriate or appropriate from available funds" and replacing them with the words "appropriate and transfer from the Conservation Fund."*

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Town Counsel was asked for his opinion on the motion to amend and stated that the acquisition is for park and historic purposes. Those purposes are not within the purchase authorization set forth in Chapter 40, Section 8C. He ruled that, as a matter of law, you cannot amend the motion in that fashion unless you also amend the purpose of the acquisition.

The Moderator stated that he believed further that appropriations from the Conservation Fund must originate from the Conservation Commission. Since this had not, he would have to rule the amendment out of order.

Mr. Powers *moved* that the words "for public park purposes and for preservation as an historic landmark" be added to the main motion after the words "eminent domain". He stated that he believed the purpose was inherent in the article, but for clarification he thought the specific words should be in the motion.

The Moderator then obtained unanimous consent of the hall to add the words specifying the purpose of the purchase.

VOTED: THAT THE TOWN AUTHORIZE AND EMPOWER THE SELECTMEN TO ACQUIRE, IN FEE SIMPLE, BY PURCHASE, BY GIFT OR BY A TAKING BY EMINENT DOMAIN, FOR PUBLIC PARK PURPOSES AND FOR PRESERVATION AS AN HISTORIC LANDMARK, THE HAYNES GARRISON HOUSE SITE, SITUATED ON THE WESTERLY SIDE OF WATER ROW ROAD, BOUNDED AND DESCRIBED AS FOLLOWS:

EASTERLY BY WATER ROW ROAD,
NORTHERLY BY LAND NOW OR FORMERLY OF DICKSON,
WESTERLY BY LAND NOW OR FORMERLY OF DICKSON,
SOUTHERLY BY LAND NOW OR FORMERLY OF DICKSON,

CONTAINING 1.69 ACRES, MORE OR LESS, AND SHOWN ON A PLAN ENTITLED: "HAYNES GARRISON HOUSE", BY THE TOWN OF SUDBURY ENGINEERING DEPARTMENT, DATED NOVEMBER 10, 1973, A COPY OF WHICH IS ON FILE IN THE TOWN CLERK'S OFFICE, WHICH PLAN IS INCORPORATED HEREIN BY REFERENCE, AND TO RAISE AND APPROPRIATE \$10,000 THEREFOR, AND ALL EXPENSES IN CONNECTION THEREWITH.

In favor - 254; Opposed - 17. (Total - 271)

Article 43: To see if the Town will vote to authorize and direct the Board of Legislation Selectmen to petition the General Court of Massachusetts to enact the following special law:

Fire Department "An Act providing that the Sudbury Fire Department shall be governed by General Laws Chapter 48, Section 42A.

Chap.48 Section 1. The acceptance of General Laws Chapter 48,
Sec.42A Section 42, by the Town of Sudbury is hereby repealed.

Section 2. The Fire Department of the Town of Sudbury shall be established and governed by the provisions of General Laws Chapter 48, Section 42A.";

and the Selectmen are not required to present an additional draft of such legislation to the town meeting for approval before submitting it to the General Court, or act on anything relative thereto.

Submitted by the Board of Selectmen.

Mr. Toomey of the Board of Selectmen *moved* that the Town authorize and direct the Selectmen to petition the General Court of Massachusetts to enact the special law set forth in Article 43 in the Warrant for this meeting with the following addition: by adding to Section 2 at the end thereof the following: "Except, that the Fire Chief from time to time make suitable regulations governing the Fire Department, and officers thereof, subject to the approval of the Selectmen; provided, that such regulations shall become effective without such approval upon the failure of the Selectmen to take action thereon within 30 days after they have been submitted to them by the Fire Chief, and, with the additional exception that the Selectmen shall not remove the Fire Chief or the other officers and firemen except for cause, after public hearing", and the Selectmen are not required to present an additional draft of such legislation to the town meeting for approval before submitting it to the General Court.

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Board of Selectmen Report: The Sudbury Fire Department presently operates under Chapter 48, Section 42, which provides that the Selectmen appoint a Fire Chief and set his compensation, which is subject to the Personnel Bylaw and Town Meeting appropriation. Once the Fire Chief is appointed, he has complete and absolute authority over the department and its operation with no responsibility to, or review by, a higher authority. This is the only department or department head that functions in such a manner in the Town.

Acceptance of Chapter 48, Section 42A, will not alter the operation or service of the Fire Department. It will allow and require the Fire Chief to work closely with the Selectmen, while at the same time provide for more meaningful review of the Department by the Selectmen. Section 42A was not "available" to the Town at the time that the Town accepted Section 42.

The Selectmen have chosen this time to present the above Article to the Town Meeting because of the recent retirement of the Fire Chief, Albert St. Germain, who devoted 40 years of service to the Town. Before Fire Chief Josiah Frost was appointed, the Selectmen advised him of their intent to enter this Article in the Town Meeting warrant. This Board of Selectmen or a future Board of Selectmen should not become involved in the day to day administration or operation of the Fire Department...this is the responsibility and duty of the Fire Chief. On the other hand, the Selectmen should review the Chief's recommendations for hiring and promotion of personnel and the long range direction and operation of the department.

Reprinted below is the complete text of Chapter 48, Sections 42 and 42A, of the Massachusetts General Laws. (Job security for Fire Department personnel is covered under the collective bargaining agreement with the Union, which covers all employees except the Fire Chief.)

The Board of Selectmen recommend approval of this Article.

GENERAL LAWS CHAPTER 48

Section 42. Establishment; appointment of fire chief; compensation; removal; powers and duties

Towns accepting the provisions of this section and sections forty-three and forty-four, or which have accepted corresponding provisions of earlier laws may establish a fire department to be under the control of an officer to be known as the chief of the fire department. The chief shall be appointed by the selectmen, and shall receive such salary as the selectmen may from time to time determine, not exceeding in the aggregate the amount annually appropriated therefor. He may be removed for cause by the selectmen at any time after a hearing. He shall have charge of extinguishing fires in the town and the protection of life and property in case of fire. He shall purchase subject to the approval of the selectmen and keep in repair all property and apparatus used for and by the fire department. He shall have and exercise all the powers and discharge all the duties conferred or imposed by statute upon engineers in towns except as herein provided, and shall appoint a deputy chief and such officers and firemen as he may think necessary, and may remove the same at any time for cause and after a hearing. He shall have full and absolute authority in the administration of the department, shall make all rules and regulations for its operation, shall report to the selectmen from time to time as they may require, and shall annually report to the town the condition of the department with his recommendations thereon; he shall fix the compensation of the permanent and call members of the fire department subject to the approval of the selectmen. In the expenditure of money the chief shall be subject to such further limitations as the town may from time to time prescribe.

Section 42A. Establishment in towns under direction of selectmen; appointment of fire chief, other officers and firemen; compensation; removal; regulations; control of department

In towns which accept this section or have accepted corresponding provisions of earlier laws there shall be a fire department established under the direction of the selectmen, who shall appoint a chief of the fire department and such other officers and firemen as they deem necessary, and fix their compensation in an amount not in the aggregate exceeding the annual appropriation therefor. The selectmen may make suitable regulations governing the fire department and the officers and firemen thereof, and in towns which are not subject to chapter thirty-one may remove the chief and other officers and firemen at pleasure. The chief of the fire department shall be in immediate control of town property used by the department, and of the officers and firemen, who shall obey his orders.

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Mr. Toomey then further reported to the meeting for the majority of the Selectmen as follows:

As most of you probably know, John Taft and myself support this article because we feel that this is an article that is in the best interests of the Town.

Mr. Powers doesn't support the article and we have disagreed before. This is what a Board of Selectmen is for.

The Board of Selectmen have been given the authority to appoint the Chief of the Police Department, make promotions in the Police Department, appoint the Police Officers. We appoint the Engineering Department, the Building Department, the Town Accountant and the Executive Secretary. In the past four years, the Selectmen have appointed two Police Chiefs, four Sergeants, ten Police Officers and just recently, what we think is one of the finest Fire Chiefs in the country, Joe Frost.

We are making this presentation to you tonight because we feel it is within the realm of the Selectmen to have this appointing authority. We believe our Fire Department is one of the best in the area, probably the best in the county. We would not have appointed the Chief if we did not think he was an excellent chief. It is consistent with the rest of the policies and directives that the Town has given the Selectmen.

The rules and regulations part of the motion has upset some of the firemen, but we just approved a very long detailed set of rules and regulations for the Police Department. We sat with the Chief. They were his rules and regulations. He drew them. We just wanted to understand them. We made a few corrections so that we could understand what a squad was or what a platoon was and some other things like that.

The rules and regulations of the Fire Department would be set by the Fire Chief. We don't feel we're competent to set them. But, we do have to understand them because it is part of the grievance procedure that the Fire Department has. If there is a grievance with the Chief, the step is the Personnel Board and then the Selectmen. So, we do have to understand them.

We feel that passage of this article is for the best interests of the Town.

Board of Selectmen Minority Report: (Mr. Powers)

If we agreed all the time, it wouldn't be a darn bit of fun on this Board, and I very strongly disagree.

The authority, the table of organization and the rules and regulations and procedures of the Fire Department have been carried on under the existing situation since sometime in the 1930's. To equate the Fire situation with the Police situation is not correct because the Police Chief and the Police Department are on civil service. That is a totally different situation from the Fire Department.

I have listened intently for hours to hear one good, solid reason that creates an emergency that would compel us to change a system that has worked well for the Town for years, and I haven't heard one yet.

I don't think I have found any difficulty in the appointments that Al St. Germain made for many years, and I'm not particularly anxious to pick up any more appointing authority. I think the question is, "If a department works, should you leave it alone or should you start changing it, and if so, why?" What is the compelling reason? I haven't found any.

I think we have another situation that is facing us here and it is very important. Chief St. Germain has retired. We have a new Chief. Now, there are two views about what you do with administration of departments. That is probably where the philosophic split is between myself and my brethern.

It is my firm belief that if you have a new chief coming into a department with new ideas and new directions, he must be able to command that department. If, at the moment he is introduced into the situation, you take away from him all of the normal authority, I don't think you give him the kind of support that you should give him.

If there were a particular series of problems that we felt Mr. Frost could not handle, I have yet to hear of those. On the question of personnel, he happens to be an extremely well trained and equipped person. In fact, he was an instructor at the Fire Academy in the area of personnel handling, grievances and the rest of it. He is one of the experts in the field in Massachusetts.

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I think it would be a travesty if, at this stage of the game when the new man is coming on board, you decided to change the rules and introduce the Board of Selectmen into the picture. I have no compulsive need for that kind of authority.

I would rather have the Chief take hold, back him, and see what he does. If a problem should arise, we have ample opportunity to confer with him. Believe me, the Board of Selectmen certainly has an ample control over the Fire Chief in many, many ways.

I don't see any emergency. I don't see any situation that calls for it at all, and I would urge you defeat this. Back the Chief and give him the strength he needs to do the job.

Fire Chief's Report: (Chief Josiah Frost)

First of all, I would like to thank the Selectmen, particularly the proponents of this article, for their faith in me. This has been one of the pleasures of working with this Board of Selectmen. We have a complete understanding which side of the fence we are both on. This is the way it should work. We shouldn't always agree.

I believe that my past history, my training, my professionalism will allow me to do the job as the administrator of your Fire Department under the present section, Section 42. I'd like to bring out a point on this Section 42. It was the original section that was established with Chapter 48 under which we formed our Fire Department in 1931.

Section 42A, which is the basis of this proposed change, was developed rather hastily at the request of a fire chief because he did not want to face the responsibilities of his job under Section 42. He did not want to face the responsibilities of setting up the hiring procedures, of setting up the promotional procedures, and making the hard nosed choices. Consequently, he asked a legislator from his district to put this bill into the mill in Beacon Hill.

This bill was put through rapidly, unbeknownst to most of us in the fire service, late in 1973. This was brought to the attention, evidently, of our Selectmen in the change that occurred January first. They felt that this was the time to bring it up for Sudbury.

They have a right to their convictions. I don't think that they are right, and I believe I have my rights to my convictions. I think this was a hastily drawn bill. I think it was a poorly drawn bill. I think it is an indication that it was a poorly drawn bill in the fact that the Selectmen that proposed this also have made some changes. The changes that they have made do indeed reflect some of the poor points.

However, it does not take care of the situation in regard to hiring and promotion. Hiring and promotion in the fire service under Chapter 48, Section 42, is very different from the hiring and promotion under Chapter 31, Civil Service, that the Police are on.

Granted, the Selectmen have the right and have the power to make the appointments on the Police Department, but these appointments are made from a very, very restrictive list. If you have been following the newspapers, you have seen the problems of civil service in both the fire and police service and the problems that are faced in making the decisions on promotion.

I believe that, as an administrator, I should develop and I will develop the proper type of hiring practices, the proper type of exam practices for the men coming into the fire service, as well as following the national and federal standards for the promotion of the men within the department. I think that is very important. The changes made in the original article do not take care of this hiring and firing practice.

I don't think that the changes are going to give you any better service. I think that the buck stops at my desk in regard to the fire service and what happens to the fire service in your town. If I cannot handle the situation, I have three bosses, and they have no compunctions in regard to letting me know that I am not handling the service the way it should be. I believe we have the gentlemanliness, the understanding and the capability. With the assistance of the Committee on Town Administration and with the assistance of the Selectmen, I think that any administrative problem that may arise can be handled without going through a legislative action. I urge you to defeat this motion.

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Finance Committee Report: The Finance Committee has given serious consideration to the alternative statutory guidelines for establishment and operation of a Fire Department which the filing of this article places before us. Our original concern for the fact that Section 42A indicates that the Fire Chief and all fire-fighters serve at the pleasure of the Board of Selectmen remains. A majority of this committee believes that this concern is outweighed by the fact that, under the existing statute, the Fire Chief becomes the single appointing officer in the selection of his subordinates, and that all plans and policy determinations are established by him. These powers are not subject to mandatory review by any elective authority responsive to the citizens of Sudbury. We are convinced that the technical operation of a Town department should be firmly in the hands of the trained professional selected for its direction, but also that no department of the Town should have such broad freedom for unreviewed action and decision. Recommend Approval.

Committee on Town Administration Report: (Mrs. Sally T. Von Benken)

A shifting of responsibility for setting the rules and regulations, hiring and promotional procedures from the Chief to the Board of Selectmen is a serious step. Consideration of Section 42A which would implement this step should be clearly focussed on whether or not the idea is a good one, now for Sudbury, as well as in five, ten, or twenty years from now.

The Board of Selectmen tells us that they have no desire to run the day by day operation of the Fire Department, and we believe them. The current Selectmen, however, cannot guarantee us that some future board might not indulge in a little meddling. There are no safeguards in this statute to prevent it.

In the course of the hearings on this article, the majority report of the Board of Selectmen has stressed two points. First, bringing the Fire Department into line with other Town departments, and second, possible troubles downstream for the Chief in promoting within a department which has a high number of individuals in some way related to each other.

We do not believe that tidying up an organizational chart is sufficient reason to make this move. Neither do we feel that the many familial relationships in our Fire Department, and seemingly endemic to fire departments in general, supply sufficient reason.

The Chief assures us that he will be insulated from the testing procedures used for promotions since the written exams will be prepared by the personnel of the State Fire Fighting Academy, and the oral exams will be administered by chiefs from other towns. In addition, we have recommended that the Chief draw up written guidelines establishing procedures used in the filling of positions and in the promoting of individuals. The Chief has informed us that this, indeed, is already underway.

When Joe Frost accepted the position of Fire Chief, he in effect said, "The buck stops here". He is a fine Chief, and deserves the opportunity to implement those words to their fullest extent.

After discussion, the motion under Article 43 was defeated.

Mr. Edward E. Kreitsek was then recognized for a further motion under Article 43. He *moved that further action under Article 43 be committed to the Committee on Town Administration, who, together with the Board of Selectmen and the Fire Chief, will prepare bylaw or legislation proposals designed to establish an appropriate management relationship between the Board of Selectmen, the Fire Chief and the Fire Department.*

Mr. Kreitsek commented as follows: I have talked with many of the individuals who are concerned with the issue before us tonight. I have a fairly strong feeling for it. I was on the Board of Selectmen in 1962 or 1963 when the Town voted and the Selectmen took the initiative to establish a strong chief's bill for the Police Department. The enabling act allowed a strong chief's bill to be passed, and the Selectmen at that time were all in favor of it.

Now we have before us something on which there seems to be broad disagreement. My understanding is that the Board of Selectmen are not unanimous on their position on it. The Finance Committee has changed their position and was not unanimous in taking the final position. The Committee on Town Administration is not unanimous.

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I understand that the fire fighters are unanimous from what we hear tonight.

It seems to me that with an issue of this importance, with such differences of opinion prevailing, that it is difficult for us to come up with a valid proper approach to solving this management problem on short notice. This was a relatively short review before being placed in the Warrant.

There are two major differences between 42 and 42A. One is the appointive authority, and one is the operation management authority. Section 42, which is the strong chief enabling act section says that the Chief shall appoint the deputy chief, such officers and firemen as he may deem necessary and may remove the same at any time for cause and after a hearing. He shall have full and absolute authority in the administration of the department, shall make all rules and regulations for its operation.

Section 42A is known as the weak fire chief enabling act.

I suggest that the question remains unanswered. The two options presented to us tonight were on polarized extremes and neither party was completely satisfied with either extreme and a compromise has not been reached before coming to town meeting. Neither of the proponents or the opponents are 100% convinced that what they looked at was what they really wanted. So, we have a dilemma where we have a choice of two equally undesirable alternatives, and we find no one will accept either of the extremes.

If this observation is correct, I believe the issue deserves further study to establish the proper management relationship, accountability, responsibility and authority in the relationship between the Fire Chief and the Board of Selectmen. My motion would allow that to occur with all parties conferring over the next year with the hope that some resolution can be found and appropriate legislation or bylaw amendment.

Mr. Eric Kanstroom of the Committee on Town Administration stated that his committee agrees that it could perform a function of essentially mediating a discussion on this proposed motion. What concerns us is that this motion would establish what we must come up with. It says that we will prepare bylaw or legislative proposals and establish an appropriate management relationship between the Board of Selectmen and the Fire Chief. We do not feel that we should be put in the position of being told what to come up with at the end of the study by next year's town meeting. In its current wording, we would have to urge defeat of this motion.

Mr. Kreitsek's motion was defeated.

ARTICLE 44:	To see if the Town will vote to accept General Laws, Chapter 40,
Acceptance	Section 8G, which provides that in a town which accepts this section,
of	that town may enter into an agreement with another city or town, or
Chap. 40	other cities and towns, to provide mutual aid programs for police
Sec. 8G	departments to increase the capability of such departments to protect the lives, safety, and property of the people in the area
Mutual	designated in the agreement; said agreement may include the furnishing of personal services, supplies, materials, contractual
Police	services, and equipment when the resources normally available to
Aid	any municipality in the agreement are not sufficient to cope with
Program	a situation which requires police action, or act on anything relative thereto.

Submitted by the Board of Selectmen.

Board of Selectmen Report: After discussion with the Chief of Police and upon his recommendation, this Article is inserted in the Warrant requesting favorable action. In order to enter into a mutual aid agreement, a town must first accept the provisions of Massachusetts General Laws, Chapter 40, Section 8G. By accepting this law, Sudbury will be able to enter into a mutual aid agreement. The acceptance itself does not require that Sudbury become involved in mutual aid, but will permit us the flexibility to do so, if it is beneficial and in the best interest of the Town.

Many police departments now call upon surrounding local departments for assistance when emergencies arise. This is usually done without any formal agreement. A formal agreement can answer such questions as who is liable for paying officers who come from a neighboring community, and who is liable when such officer or private citizens are injured. It can also clarify who is responsible for an officer's conduct and for any damage to property or equipment, including police vehicles.

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Lastly, entering into a mutual police aid program, now under discussion, will make Sudbury more likely to receive federal and state funds under the Law Enforcement Assistance Act. The Selectmen recommend approval of this Article.

Finance Committee Report: It is the universal practice for police departments to appeal to their colleagues in other municipalities when emergencies arise, and each of these responds to the other upon such appeals. Acceptance of this statute will allow Sudbury to formalize by contract the terms and conditions under which assistance is rendered. Recommend Approval.

UNANIMOUSLY VOTED: (CONSENT CALENDAR) IN THE WORDS OF THE ARTICLE.

ARTICLE 45: (Article withdrawn)

Fire/
Police
Head-
quarters
Planning
Funds

Upon a motion made by Mr. Taft, Chairman of the Board of Selectmen, it was

UNANIMOUSLY VOTED:

WHEREAS THIS TOWN MEETING HAS BEEN AIDED BY APPROXIMATELY SIXTY YOUNG PEOPLE IN CARRYING MICROPHONES AND PERFORMING MANY OTHER SERVICES, AND

WHEREAS THEY ARE SOME OF THE MANY PEOPLE WITHOUT WHOM THE MEETING COULD NOT FUNCTION SMOOTHLY,

NOW, THEREFORE, THIS MEETING HONORS THE BOY SCOUTS, GIRL SCOUTS, AND CAMPFIRE GIRLS WHO HAVE SERVED US SO FAITHFULLY AND WELL, AND ESPECIALLY LAURIE DELANEY, DOUG BELL, LAURIE WILLIAMS, ELLEN VON BENKEN, JAY GOODRICH, WHO HELPED WHEN HELP WAS ESPECIALLY NEEDED.

ARTICLE 46: To see if the Town will vote to amend Article V (Public Safety) of the Town Bylaws, by adding a new Section 20 to read as follows:

New
Public
Drinking
Law
Art. V

"No person shall drink any alcoholic beverages as defined in Chapter 138, Section 1, of the Massachusetts General Laws, while on, in or upon any public way or upon any way to which the public has a right of access, or any place to which members of the public have access as invitees or licensees, park or playground, or private land or place without consent of the owner or person in control thereof. All alcoholic beverages being used in violation of this bylaw shall be seized and safely held until final adjudication of the charge against the person or persons arrested or summoned before the Court, at which time they shall be returned to the person entitled to lawful possession.",

or act on anything relative thereto.

Submitted by the Chief of Police.

Chief of Police Report: (Chief Nicholas Lombardi)

Since the lowering of the legal drinking age to eighteen, the complaints to the Police Department concerning public drinking have increased tremendously. Businesses along Route 20 have had their parking lots littered with beer cans and bottles, not to mention the prospects of trying to lure customers into their places of business while their parking lots are being used as hangouts by our youthful drinkers.

Town property, such as Featherland and Feeley Parks, lands recently acquired by the Town for conservation purposes and private property, notably the Wayside Inn area, the Grist Mill and the Italian picnic grounds on Mossman Road, are being used for public drinking areas and are constantly littered with trash and beer cans.

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There are plenty of places where a person can sit down and order a drink. The intent of this bylaw is to get the drinkers to do their drinking at home or in legally licensed establishments and not in public areas where they have become a nuisance to the general public. I urge your support of the article.

Finance Committee Report: (Mr. Gogolin)

The Finance Committee recommends approval of this article.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 46 in the Warrant for the 1975 Annual Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

After discussion, it was

VOTED: THAT THE TOWN VOTE TO AMEND ARTICLE V, PUBLIC SAFETY, OF THE TOWN BYLAWS BY ADDING A NEW SECTION 20 TO READ AS FOLLOWS:

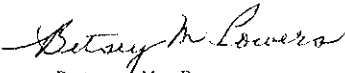
"NO PERSON SHALL DRINK ANY ALCOHOLIC BEVERAGES AS DEFINED IN CHAPTER 138, SECTION 1, OF THE MASSACHUSETTS GENERAL LAWS, WHILE ON, IN OR UPON ANY PUBLIC WAY OR UPON ANY WAY TO WHICH THE PUBLIC HAS A RIGHT OF ACCESS, OR ANY PLACE TO WHICH MEMBERS OF THE PUBLIC HAVE ACCESS AS INVITEES OR LICENSEES, PARK OR PLAYGROUND, OR PRIVATE LAND OR PLACE WITHOUT THE CONSENT OF THE OWNER OR THE PERSON IN CONTROL THEREOF. ALL ALCOHOLIC BEVERAGES BEING USED IN VIOLATION OF THIS BYLAW SHALL BE SEIZED AND SAFELY HELD UNTIL FINAL ADJUDICATION OF THE CHARGE AGAINST THE PERSON OR PERSONS ARRESTED OR SUMMONED BEFORE THE COURT, AT WHICH TIME THEY SHALL BE RETURNED TO THE PERSON ENTITLED TO LAWFUL POSSESSION."

Upon a motion made by Mr. McNally, it was

UNANIMOUSLY VOTED: TO ADJOURN.

The meeting adjourned at 10:00 P.M.

A True Record, Attest:


Betsey M. Powers
Town Clerk

PROCEEDINGS

SPECIAL TOWN MEETING

JUNE 9, 1975

The Moderator called the meeting to order at 8:02 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He announced that a quorum was present.

He announced that the amount of free cash, as certified by Mr. John H. Wilson, Town Accountant, was \$99,896.79. He stated that he had examined the call of the meeting and the officer's return of service and had found them all in order.

UNANIMOUSLY VOTED: TO DISPENSE WITH THE READING OF THE CALL OF THE MEETING AND THE RETURN OF THE OFFICER WHO SERVED IT AND TO WAIVE THE READING OF THE SEVERAL ARTICLES IN THE WARRANT.

The Moderator asked for and received consent of the hall for Mr. Nathaniel Brown, an attorney from Bedford, to be in the hall and to address the meeting if required under Article 2.

ARTICLE 1: To see if the Town will vote to appropriate from available funds \$104,000, or any other sum, to be expended under the direction of the Sudbury School Committee, to be added to the 1974-75 budget of the Sudbury Public Schools, or act on anything relative thereto.
Sudbury
Schools
1974-75
Budget
Supplement
Submitted by the Sudbury School Committee.

Mr. Alfred C. Cron of the Sudbury School Committee *moved that the Town appropriate and transfer \$88,000 from free cash, to be expended under the direction of the Sudbury School Committee to be added to the 1974-75 budget of the Sudbury Public Schools.*

School Committee Report: (Mr. Cron)

In September of 1973, we generated a budget that was voted at the Town Meeting in 1974 under which we are currently operating. That budget is made up of all the programmatic things that are determined by the School Committee by policy and by the teaching staff that we have hired. One of the major problems we, and every Town board, faces is negotiated salaries. The School Committee has predominately included in its budget every time it presents it, its best estimate of what we will settle at. Unfortunately, experience always shows that we settle higher than what we anticipate due to outside pressures and a lot of other things.

Negotiations started at the same time we put the budget together. A year ago, we settled prior to town meeting, and we presented our budget, which was a \$3,900,000 budget. We had an oversight in our original calculations and we got another \$16,000. At that time, we anticipated we were starting in the hole by about \$112,000 and, at that time, directed the Superintendent to take what steps he could to try and save that amount of money. We also anticipated, based on our current fuel consumption, that we would be some \$70,000 behind in fuel. We had hoped that there would be support for any fuel expenditures in excess of what we saw, from the Reserve Fund.

We tried to decrease the amount of fuel we consumed. We made some programmatic changes. We actually reduced staff and cut back on supplies in anticipation of reducing that deficit.

We have again started negotiations and they are not settled for the current year. That will be a problem we will deal with at a later time.

At the April 1974 Annual Town Meeting, in addition to a fuel deficit of \$70,000, our salary settlement based on our contract negotiations were anticipated to be \$42,000 above what we had expected. I stated at that time, that the School Committee would endeavor to absorb the \$42,000 in its budget and try to reduce the fuel consumption as much as possible.

During the school year, we had legislated upon us the fact that any student for which we cannot provide a program within the school system that goes before a core group and the core evaluation is that he shall attend either a private school or a state supported school we have to pay that amount of money.

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We anticipated when we came before the Finance Committee and the Selectmen asking for a Special Town Meeting that the tuition, in addition to what we had budgeted, would be \$40,000. In addition, we had a short run on course work taken by faculty and that line item was \$20,000 more. When you look at all the other little accounts, we were about \$4,000 in the hole. So we were trying to absorb in the budget over the year \$176,000.

When we presented this, and what has been in the paper was our revision, fuel looked as though it would cost us \$40,000. The tuition stayed at the \$40,000 over which we had no control. Course work at \$20,000, miscellaneous at \$4,000. That is a total of \$104,000.

The Superintendent of Schools and some of the School Committee members have gone over all our encumbrances. We believe this number now is most correctly stated, based upon our encumbrances extended to the end of the year, \$88,000, which is the amount in the motion before you.

The difference between \$104,000 and \$88,000 is \$16,000 and comes about in the following way. In the textbook account, we have cancelled all the late deliveries and, in fact, have even sent some things back that have come late. Audio-visual materials was the same thing. There is a reduction in the aides in pupil personnel that were related to a 766 program. We have changed the program for that student and reduced this account by another \$2,000. We meet our 180 days three days short of our original projected school closing and have saved money there. Special education covering those children that go to special or private schools because they have special handicaps, is on a daily basis. We have saved money essentially by revisions in that account.

We have reduced another \$6,500 in equipment and \$2,000 in the 9000 account. We have gone back to all the state supported schools, looked at the programs that these children have, and made some revisions and changes in program.

In addition, at the suggestion of everybody concerned, we have left our fuel tanks empty. We had usually, in prior years, filled the oil tanks since it prevents condensation over the summer and prevents further maintenance problems down the pike.

We have made what we consider many minor corrections to the budget over the year. We have reduced maintenance. We have put off replacing the belts on many of the motors and we have reduced the maintenance activity which, we believe, if we continue in this light, will cost us more money in the future. However, they have less programmatic change.

The next question that comes up is, if the School Committee was aware that it was trying to get rid of \$176,000, why didn't it do something more drastic early? Well, we did not know until school started that that number would exceed the \$112,000. If you assume that is an initial figure, we have essentially taken into account in our budget about \$90,000 that we have already revised and made program changes.

We started the school year and we had two courses of action. One was to be ever hopeful that the state would keep its word, pay us the additional money under Chapter 766 that it had promised us which would be sufficient to offset the \$40,000 in that tuition account. Unfortunately, as time goes on and the state looks at its own financial plight, it reneged more and more on everything it has promised the citizens of this state.

The second option was to ask for a transfer. In March, we originally submitted a transfer to the Finance Committee for fuel oil in the amount of approximately \$40,000. The Finance Committee is having as severe a problem with money as we are. They did not finally act on that transfer until some three or four weeks ago. So, there was no money forthcoming there.

The other alternative we had during the year was to make a major programmatic change, to reduce our faculty, increase the class size and make a massive change around of students. I think educationally we felt that was more disruptive and we were attempting to proceed to the end of the year hopefully on the basis that some money would be forthcoming from the Finance Committee and some money would be forthcoming from the state. Neither one of those options came true or was available to us.

As a result, we have alerted everybody with a request for a special town meeting.

We have discussed this in School Committee meetings, the question of what options we have. We originally believed we had four options. One was money

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from the Reserve Fund and the state. That option was closed. The second option is to go to town meeting, and ask the citizens of this Town to support what we believe is a reasonable and fair request.

Another option was to close the schools. We have estimated our incremental costs in closing the schools. Costs for aides, miscellaneous transportation, light, heat, etc., would be about \$4,000 per day. Under Chapter 71, Section 4A, it says that if a School Committee refuses to keep the schools open the minimum number of days, it doesn't meet the minimum schedule. We estimate that number is about \$9,500 a day. So, we do not believe this option was a viable one. It saves the School Committee money, but costs the Town money.

Another option which was suggested was to reduce salaries across the board. There is a section of the state law that appears to give the School Committee authority to do this. This is debatable by all lawyers concerned. The recommendation of Town Counsel was that we should not pursue that approach.

Another approach was that, if the Town does not support this, to defer these bills to next year. This is sort of like robbing Peter to pay Paul. We would put our problem off until next year, and since we have such a large problem next year anyway, we would just add to it.

We have gone through our budget and tried to make some estimate of where we would take \$88,000 out of next year's budget. Since the schools are predominately a people-business, any major change results in a reduction of faculty and an increase in class size.

Basically, what we have done is looked at the Junior High program. These are the following changes. We would increase class size in Curtis. We would probably reduce the number of sections in English. In language, we would increase from 24 to 28 students per class. We would increase Industrial Arts from 18 to 22, Physical Education from 28 to 33 and bring Art up to about 25. We would do away with mini-courses and take out the resource personnel in the Math Center, Science and English.

At Noyes, we would do away with the academic aide. The system wide change we would make is to do away with the library coordinator, the health coordinator and one of the maintenance people we currently have on the staff.

Finance Committee Report: (Mr. E. Lawrence Gogolin)

As you probably know, we find it is difficult to reach a consensus and make a recommendation for your vote on this article. We feel that the School Committee and the administration could have and should have done a better job in keeping within their budget. Nevertheless, for whatever reasons, we are now faced with a request for \$88,000 or a 2.5% increase over the original approved budget.

We have asked the School Committee how it plans to prevent this type of budget overrun from occurring again. We have heard some positive responses regarding monthly reviews of accounts and hope to hear more. We wish to point out to the Town and to the School Committee that the School Committee has done a poor job controlling their expenses this year and in explaining their over-expenditures. We will provide what help we can to prevent reoccurrences in the future.

The Finance Committee has examined the arguments for and against this request for \$88,000 as a supplementary School Committee budget. We have discussed two basic positions. One position would be to recommend against the request and in doing so hand the problem back to the School Committee for their solution. We feel that there are visible alternatives available to the School Committee and administration that will avoid actions against the Town.

The other position we have discussed would be to recommend that you support this article as the best alternative available to the Town at this time.

The Finance Committee met and voted its position prior to tonight's town meeting. The vote was 4 - 4. We are at a stalemate. You have heard the summary of both sides of our discussion and now the vote is up to you.

Board of Selectmen Report: (Mr. John E. Taft)

The Selectmen have also been involved in the consideration of this most difficult issue for the Town. I don't know whether this is the first time this has happened in the Town of Sudbury or in any other town, but it certainly is a new issue for us and a most important one.

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We have met with the School Committee members, all of them or some part of them, at four different meetings on this subject. The first one was on April 2nd. At that time, several member of the School Committee advised us that they were running short to the tune, estimated at that time, of \$39,000 in their fuel and electricity accounts and about \$43,000 in their special education accounts, which comes down mainly to salaries in this case. At that time, we could say nothing to them because we knew, as well as the Finance Committee and as well as the School Committee members, that the Reserve Fund administered by the Finance Committee was in extremely tight shape. It was very low at that time, somewhere under \$20,000. It was very inadequate to handle the sorts of monies they were talking about. And, the Town departments had difficulties in other places that they knew were going to take a thousand here and 1,500 there. About all we could do at that meeting was encourage them to do whatever they could to reduce the on-going expenditures and to somehow come up with a program that would meet the appropriation that the town meeting had voted them last April, in 1974. That April 2nd meeting was before the town meeting this year.

After the annual town meeting this year was over, the School Committee came to the Selectmen as you have heard and requested a special town meeting. That meeting took place early in May. We have met two other times with them, last Wednesday night and tonight, to further explore what is behind the \$104,000 as it was originally in the Warrant, or the \$88,000 which was in the motion.

We explored what possible impact the METCO program would have on it because we knew that we had some \$46,000 of monies, half already received and the other half expected in the next few days, for that program. We knew that monies had been charged to the school account for the METCO program.

We inquired of the situation on the fuel consumption. We were told that the fuel consumption was substantially less, and it turned out what was being talked about was two winters ago, not the past winter. We all recognize that the immediately past winter was a difficult winter compared to the 1973-74 winter. Rather than being less fuel usage apparently there has been more and that did not surprise us. What surprised us was when we were told it was less and that was a misunderstanding. We ironed that out.

We covered many other issues in the school accounts. One thing that unfortunately came through was that none of us knew enough of what we should know about the school accounts. Whether we are School Committee members, whether we are Selectmen or Finance Committee members or Town Accountants, or whatever our position, we need to know more.

We have, under the Selectmen's office, many departments. They all have segregated budgets which is one substantial difference. We are probably responsible in the Town for something under a million dollars as opposed to the School Committee's \$3,900,000. It's a lot less money, but it is carried in about fifty budget line items and each one has to be managed separately. As a matter of fact, we cannot go over the budgeted amount on any one of those without either a Reserve Fund transfer or an additional appropriation by the Town. So, when you are managing your money in fifty different pots that average something under \$20,000 each, you have to watch them with a good deal of scrutiny.

The School budget is a single budget item. The Town votes \$3,900,000 and that is a single sum of money. Although the School Committee shows us a segregation of that into about fifteen or twenty accounts, in point of fact they can move money from one account to another as long as they don't exceed the \$3,900,000.

We had troubles this year, just as the School Department did. We had troubles with the Police and Fire Departments. We had troubles in some of our Town Hall accounts. We spent many hours meeting with our department heads, with the Town Accountant, with our Executive Secretary and with the Finance Committee. We realized that there was no way we were going to continue to operate as usual within the limits of the Reserve Fund.

There was a certain irony in the situation because, you may recall, it was the Board of Selectmen in that town meeting of 1974 that amended the Reserve Fund and reduced it. We were, in a sense, hoisted by our own pitard. At the same time, we recognized that there were limited funds. We had to live within them and we did.

I don't know whether many of you know some of the things that were done. We have had reduced staffs in the Police Department. We haven't had full force on at all times. We have had reduced staff in the Fire Department. We have postponed certain necessary emergency expenditures. When the central fire alarm

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panel went out, we limped along and will limp along until after July 1st when a new system will be put in. We took these actions because nothing else could be done. We had to manage the money the Town had appropriated and stay within the Reserve Fund.

Last year was a tough year. It was a colder year. The budgets were tight. There were cuts at the 1974 town meeting, but that same town meeting voted the \$3,900,000 for the School Committee as a single unsegregated account.

Our unanimous recommendation as a Board is that the Town vote "No" on Article 1. We all had a tough year. We made it, and they will make it.

As a result of voting this down, we would not expect the Town to experience any lawsuits. First of all, there could not be a lawsuit under Chapter 71, Section 34, under which ten taxpayers have an opportunity to sue for insufficient appropriation. That applies only at an annual town meeting for the regular budget. We are not at an annual town meeting, and we are not talking about their regular annual budget. We are talking about a deficiency appropriation.

As far as teachers or other personnel not being paid, we do not think that is the eventuality that will befall the School Committee or the Town of Sudbury if the \$88,000 is not voted. There is a wrinkle that was put in the statutes in 1974, called Chapter 184. The Town of Sudbury did not take advantage in past years of this statute because the School Committee determined that they would rather settle the July-August teachers' salary issue once and for all last year. The monies were included in drawing up the budget for the present fiscal year to pay the teachers through the end of August. The teachers have a salary year that runs from September through August. Even though the months of July and August fall into the next fiscal year which starts on July 1st, they would expect to be paid out of this year's fiscal budget.

Under that same statute, we can now do it the other way. We can decide to take that \$88,000, which is needed to pay some of the teachers' salaries, out of next fiscal year. In a sense, you are putting off the problem until next year, but I am struck with the fact that the School Committee and all of us need time to find out how to make the school budget work at the number that the town meeting voted at this annual town meeting, to make it work in the sense of negotiating with the teachers and the other organized groups, to make it work on the question of how much facilities they need next year, how much staff, etc. If it is necessary, in fact, to come up with another \$88,000, it could be done next year. Or, perhaps they can figure how to live within the budget and the \$88,000 problem.

It seems to us that it can be done. It should be done, and it won't result in any lawsuits or any problems of anyone not being paid.

We recommend that you vote "No" on Article 1.

After discussion, it was

VOTED: THAT THE TOWN APPROPRIATE AND TRANSFER \$88,000 FROM FREE CASH TO BE EXPENDED UNDER THE DIRECTION OF THE SUDBURY SCHOOL COMMITTEE, TO BE ADDED TO THE 1974-75 BUDGET OF THE SUDBURY PUBLIC SCHOOLS.

In favor - 452; Opposed 259. (Total - 711)

ARTICLE 2: To see if the Town will vote to amend Article IX, Zoning Bylaw of the Town, Section II, C, Industrial District Number 2, by changing that portion of Industrial District Number 2 which lies Easterly of Hop Brook, Southerly of Codjer Lane, and Northerly of land of the Town of Sudbury (Library Lot) to Residential Zone A-1, or act on anything relative thereto.
Amend Bylaw
Art. IX
Sec. II, C
Ind. Dist. #2
Petition

Submitted by Petition.
 Mr. Robert E. Nims, representing the Petitioners, *moved to amend Article IX, Zoning Bylaw of the Town, Section II, C, Industrial District No. 2, by changing that portion of Industrial District No. 2 which lies Easterly of Hop Brook, Southerly of Codjer Lane and Northerly of the land of the Town of Sudbury (Library Lot) to Residential Zone A-1.*

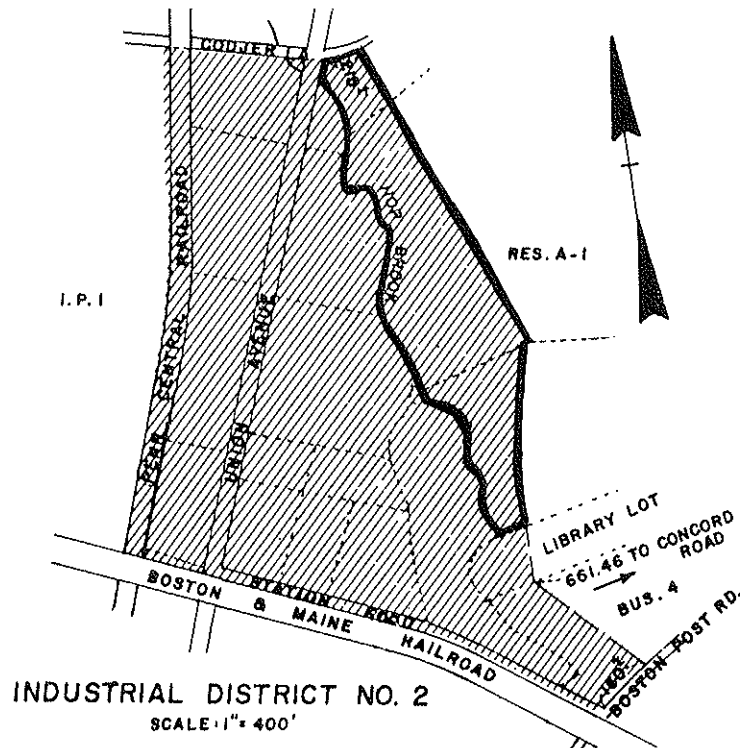
The Moderator announced that he would recognize a pre-arranged speaking order, in accordance with the Bylaws of the Town, consisting of four people.

June 9, 1975

Petitioners' Report:

Dr. Irwin Leav: We, the families living on Codjer Lane, ask that you support us in our efforts to rezone the portion of the property located in Industrial District No. 2 which lies easterly of Hop Brook, southerly of Codjer Lane and northerly of the land of the Town of Sudbury, which is known as the Library Lot, to Residential Zone A-1. Since Town plot plans are often confusing, I have asked my neighbor, Mr. Daniel Bortle, to present a simplified map that we can all understand.

Mr. Bortle then showed the map below and indicated where the boundaries of the proposed rezoning were (area outlined in heavy black lines).



Dr. Leav then continued as follows: Our reasons for asking for this change are prompted by the following considerations. This property directly abuts both residential and conservation land, known as Hop Brook. The prospective owner has publicly stated his intention to operate a retail hardware store at this location.

Any of you who have driven between Concord Road and Union Avenue on Codjer Lane realize that it is a narrow residential lane and cannot safely accommodate two cars passing from either direction. The opening of a retail business of the magnitude proposed will increase the volume of traffic and the size of vehicles using the street.

Currently there are twenty-seven children living on Codjer Lane and the majority are under twelve years of age. Therefore, our greatest concern and the major reason for petitioning for rezoning is the safety of our children.

In retrospect, this property should not, in our opinion, have been originally zoned industrial because of its direct proximity to a residential area. The recent proposed plans for this site have alarmed us and prompted our current petition for rezoning.

We sincerely believe that anything less than this will endanger the well-being of the families living on Codjer Lane and ultimately lead to the deterioration of our neighborhood. In order to be successful, we need the support of each and every one of you.

June 9, 1975

Mr. Daniel W. Bortle: I have been in Sudbury for nineteen years. In answer to the criticism that we have received from various people for not notifying the property owners of our zoning change request, in this we are in error. If we are to consider the courtesy of informing an owner or an abutter, would Mr. Weir or Mr. Hughes also feel obligated to inform all the residents of Codjer Lane of their intents to lease or sell their properties in question? We apologize to the Firemen's Association for not notifying them of their 1.8 acres included in this article.

We are asked why we at this time attempt to rezone industrial property which has existed prior to and since we purchased our homes on Codjer Lane. We have acted in a normal parental posture by using whatever means possible to protect our children. This special town meeting has allowed us to bring this problem before you. To wait would allow potential construction or enlargement of business operations on the property in question prior to the next annual town meeting.

I would like to give a brief history of the property in answer to the question as to why we initiated this action. The first introduction to the possibilities of the property in question was the parking of school buses during 1965. This activity ceased after town meeting vote in the spring of 1966.

In April of 1966, the Board of Appeals granted a permit to operate a retail business on the property with our blessing. There was no threat of volumes of traffic.

In 1968, the Board of Appeals granted David Weir a variance to conduct retail sales as part of a service and repair business of residential and commercial refrigeration, air conditioning, kitchen and laundry appliances. We did not oppose this as we felt traffic would be minimal. Mr. Weir was actively engaged in the business operation on the property after the variance was granted.

During the past two years, the business activity on the property has all but ceased with only an occasional visit by Mr. Weir himself.

The catalyst to our action was the announcement that Mr. Weir was actively trying to sell or rent his property to a retail hardware operation. It was not until the most recent activity on the property that we fully realized the impact of traffic due to a business or warehouse operation with the potential of a large volume of automobile and trucking activity at the intersection of Union Avenue and the use of Codjer Lane.

We are now fully aware of the allowed uses of industrial land properties; any wholesale storage, industrial or manufacturing uses, gas stations, hotel, motel, nightclubs, trailer camps - in fact, just about anything except retail business. Let us say that we have awakened to the fact that we are not secure on our small lane and realize we are on the frontier of residential and industrial interphase without any protection from increased traffic and large buildings which present a serious traffic hazard and safety problem to our children on Codjer Lane. In addition, the introduction of warehouses on the easterly side of Hop Brook would become detrimental to our entire neighborhood and tend to reduce our property values.

Mrs. Ann M. Dailey: I am reading this as the Clerk to the Board of Trustees for the United Presbyterian Church of Sudbury. This letter was written on May 16th, directed to the Board of Selectmen, Town of Sudbury.

"Gentlemen: The Board of Trustees, United Presbyterian Church of Sudbury, as owners of residential property located at 41 Codjer Lane, Sudbury, Massachusetts, wishes to express its support to the petition that requests lot number 5, located at Codjer Lane and Union Avenue, Industrial District No. 2, be rezoned to Residential A-1 use. It is the Board's feeling that industrial usage of this land would create a serious traffic hazard which would endanger the lives of residents of Codjer Lane, many of whom are children. In addition, it is felt that the use of this lot for industry would reduce the surrounding property values and ruin the quiet residential environment of the area. Any use of the land east of Hop Brook and north of the Library Lot, Town of Sudbury, for anything other than residential use is considered undesirable in our opinion. Your sincere consideration of our opinion will be most appreciated. Very truly yours,".

It was signed by Robert R. Gilman who is the President of the Board of Trustees of the Presbyterian Church.

June 9, 1975

Robert E. Nims: I have been a resident of Sudbury for twenty-five years. I have served on two Town boards.

In 1939, the parcels of land which are described in this article were zoned industrial by the Town of Sudbury. Sudbury, at that time, was a small, rural community with a population of approximately 1,500 citizens. It is now thirty-six years later, and Sudbury has been growing dramatically and so have the problems. The population is over 15,000 residents. We have business areas, limited business areas, industrial and limited industrial areas, with adaptations thereof. Thirty-six years have transpired, and the tragic era of indiscriminate zoning is still facing us, the residents bordering the industrial land encompassing six or seven acres, more or less.

There has been total disregard for an effective buffer zone that would once and for all give protection to the residents. What we do now is vital to not only the residents on Codjer Lane, but possibly other areas in Town.

What are the alternatives? We as townspeople can look the other way and ignore the situation. We can say that it will only happen on Codjer Lane. But, are you sure it will not occur in your neighborhood?

Or, we as townspeople can look at the total inequity of the problem and move to correct the situation that has existed far too long.

May I make very clear the following facts that we, as residents of Codjer Lane, are not going to do. We are not interested in having rezoned any business or industrial property except the parcels in question. Most assuredly, we have no intention of imposing our feelings or concerns upon the businessmen on Union Avenue. With this article, we are attempting to make you aware of the delicate situation that requires immediate action.

Any type of business allowed to be operated on this land will eventually increase traffic. A retail type of business for which a permit was recently applied, would compound the vehicular traffic as much as 50%.

Codjer Lane is 500 yards long, just a nice long drive for a good golfer. It is an average width in the blacktop under fifteen feet. The average car is six and a half feet wide, give or take an inch. The average truck is eight feet wide. School buses are eight feet wide and thirty-three feet long. Needless to say, two cars passing in opposite directions with one foot of clearance allows no safety factor for the children. If a truck is passing a car in opposite directions, one vehicle must stop or drive on a resident's property. We have no sidewalks in our area as other parts of the Town enjoy. Winter brings ice, sleet and snow, multiplying our problem until it becomes a very disastrous situation.

We are all aware that zone changes take something from someone. But, proper zoning is and should be for the greatest good.

Across Union Avenue, there are approximately 200 acres of industrial zoned land for business and industry expansion. Isn't this a much better way to contain industrial expansion than in small isolated orphan pieces.

Hopefully, if you vote "Yes" on this article and the Town rezones this industrial land to residential, the present owner, Mr. Weir, can continue to operate his business in the same manner under the variance now applicable to the property. Mr. Weir can use the land for an industrial use, but will be unable to enlarge the present building. Mr. Weir can sell the property to whomever he pleases.

If you vote "No" on this article, you will have allowed a dangerous traffic condition to continue. You will have indicated for the record, that one man's problem is greater than ten families' problem. You will have, for all intents and purposes, indicated that indiscriminate spot zoning is not detrimental to the Town or its residents.

There are three victims involved, Mr. Weir, Mr. Hughes, and all the residents on Codjer Lane. Only you as townspeople can decide who is and who will be the greatest victim. Are we going to allow dollars and cents a higher priority than the safety of twenty-seven children?

No doubt, some people are concerned with the possible loss of tax revenues from the property in question. The industrial land zoned at the end of Codjer Lane is assessed at \$15,800, paying a tax bill of \$782. The combined residents on Codjer Lane total assessed value is \$294,900, paying a total tax bill of \$13,177. As you can see, the valuation of Mr. Weir's property is 5% of the

June 9, 1975

total. His tax revenue is 6%. The property in Article 2, as a percentage of the total Town assessed value, is less than one ten-thousandth.

Planning Board Report: (Mr. Robert E. Cooper)

The Planning Board unanimously recommends disapproval of Article 2. Zoning for Industrial District No. 2, as has been stated, dates back to 1939. Removal of a small piece of this zone by rezoning to residential at this time is not an action which should be undertaken in haste at a special town meeting.

Nothing has happened for many years which alters the permitted uses of this land. Rezoning by this special town meeting will not alter the permitted uses either, although such rezoning will make such uses non-conforming.

The Planning Board should carefully review the history of the uses to which the parcels in Industrial District No. 2 have been put. Following such a review, after considering carefully the rights of all property owners and abutters, not only the petitioners, a consideration for a change in zoning may be appropriate. If the Planning Board feels rezoning a portion of Industrial District No. 2 is in order, following a thorough review, it will consider bringing the matter before the next annual town meeting.

Finance Committee Report: (Mrs. Elizabeth S. Byars)

The Finance Committee feels that this article has been submitted too hastily to the town meeting. All the boards and citizens of the Town have not had sufficient information or time to consider what this zoning change will mean to the Town. Recommend disapproval.

Town Counsel Opinion: In my opinion, if all of the procedural requirements for adoption of a zoning bylaw are met, this proposed change would become a valid amendment to the Sudbury Zoning Bylaw.

After discussion, Mr. Nims' motion to rezone to Residential was defeated.

In favor - 208; Opposed - 277. (Total - 485)

ARTICLE 3: To see if the Town will vote to authorize and empower the Selectmen to sell and convey, upon such terms and conditions as they shall deem necessary or desirable, Lots 31 and 32, located on the Northerly side of Oakwood Avenue and on the Easterly side of Great Lake Drive, for not less than \$400 nor more than \$800, at private sale, with the lots bounded as follows:

Northerly	by land of Abrahamson, 100 feet;
Easterly	by land of owners unknown, 50 feet;
Southerly	by Oakwood Avenue, 100 feet;
Westerly	by Great Lake Drive, 50 feet;

or act on anything relative thereto.

Submitted by Town Counsel.

Town Counsel Report: The Selectmen have, in the past few years, established a policy of selling tax possession property to contiguous property owners when the parcel is small and it would be undesirable to have it used as a house lot. The two parcels described in the article, Lots 31 and 32, cover an area which is 50 feet by 100 feet (5,000 square feet). They are located in an area where lots are generally small and where the Town has experienced both drainage and sewage disposal problems. The article, if passed, will enable the Selectmen to sell the two lots to a contiguous property owner, under the express terms and conditions that they shall not be available for use as a house lot - rather - they will merge with the other contiguous property and become, with the other property owned by the buyer, one lot of reasonable size.

Board of Selectmen Report: (Mr. Taft)

The Abrahamsons have purchased a piece of land, 100' X 100' on Great Lake Drive and have started to build a house. It is under construction. They needed to get water into the property. The water line runs along Oakwood Avenue.

These two lots, 31 and 32, are tax possession land and have belonged to the Town since 1959. The Abrahamsons asked to get an easement for a water line across these two lots. We asked if they would like to buy the lots instead of obtaining an easement, and they said, "Fine".

June 9, 1975

These lots have not produced tax income for the Town since 1959. At the time they were taken by the Town, there was some \$214 in back taxes owed. If we had been collecting taxes since 1959 on the property, we would probably have collected an equivalent amount. We would like to get them back on the tax rolls. The Abrahamsons are willing to buy them. We will sell them under the expressed term and condition that they cannot be used as any part of a house lot except the Abrahamson's house lot. They cannot be added with another parcel and make up an additional lot. They will give the Abrahamsons an additional 5,000 square feet to add to their 10,000 square foot parcel. It will also give them their water line location.

We should sell them the piece of land, get it back on the tax rolls, and we have to do it this way. Otherwise we would have to go to an auction sale and this is the preferable way to do it.

Finance Committee Report: (Mr. Karl E. Clough)

The Finance Committee recommends approval.

UNANIMOUSLY VOTED: THAT THE TOWN AUTHORIZE AND EMPOWER THE SELECTMEN TO SELL AND CONVEY, UPON SUCH TERMS AND CONDITIONS AS THEY SHALL DEEM NECESSARY OR DESIRABLE, LOTS 31 AND 32, LOCATED ON THE NORTHERLY SIDE OF OAKWOOD AVENUE AND ON THE EASTERLY SIDE OF GREAT LAKE DRIVE, FOR NOT LESS THAN \$400 NOR MORE THAN \$800, AT PRIVATE SALE, WITH THE LOTS BOUNDED AS FOLLOWS:

NORTHERLY	BY LAND OF ABRAHAMSON, 100 FEET;
EASTERLY	BY LAND OF ATKINS, 50 FEET;
SOUTHERLY	BY OAKWOOD AVENUE, 100 FEET;
WESTERLY	BY GREAT LAKE DRIVE, 50 FEET.

VOTED: TO ADJOURN.

The meeting adjourned at 10:29 P.M.

A True Record, Attest: *Betsy M. Powers*
Betsy M. Powers
Town Clerk

PROCEEDINGS
SPECIAL TOWN MEETING
DECEMBER 15, 1975

The Moderator called the meeting to order at 8:02 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He announced that a quorum was present.

He recognized the Reverend Charles A. Whitford, Associate Pastor of the Sudbury United Methodist Church for the invocation.

The Moderator led the citizens in the pledge of allegiance to our flag. He announced that the amount of free cash was \$566,514.29 as certified to the Town by John H. Wilson, Town Accountant. He stated that he had examined the call of the meeting and the return of the officer who served it and had found them in order. He stated that he had examined the Town Clerk's return of having mailed notice to each household in Town and had found that in order.

Upon a motion made by Mr. John E. Taft, Chairman of the Board of Selectmen, it was

UNANIMOUSLY VOTED: TO DISPENSE WITH THE READING OF THE CALL OF THE MEETING AND THE RETURN OF THE OFFICER WHO SERVED IT AND TO WAIVE THE READING OF THE SEVERAL ARTICLES OF THE WARRANT.

Upon a motion made by Mr. Taft, it was

UNANIMOUSLY VOTED: AT THE CONCLUSION OF THE BUSINESS UNDER CONSIDERATION AT 11:00 P.M., THIS MEETING ADJOURN TO TOMORROW AT 8:00 P.M. IN THIS HALL.

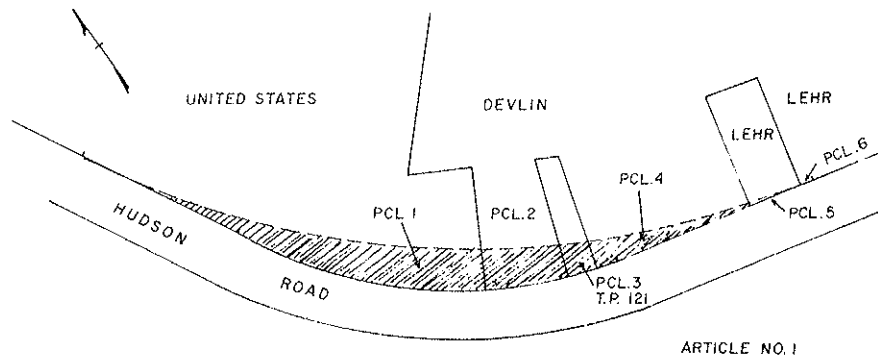
The Moderator then recognized Mr. E. Lawrence Gogolin, Chairman of the Finance Committee, who made the following report.

Finance Committee Report: This is the first year that the Classification Plan and Salary Schedule were not settled in time to affect the annual tax rate. Now we must pay for these salary increases and any other monied articles we vote from free cash. The present amount of free cash available is approximately \$566,000, and is sufficient to cover the total amount of \$150,000 which the Finance Committee recommends for the articles on this special warrant. The impact will be felt on our tax rate in 1976 since free cash used will now no longer be available to offset that tax rate. We also anticipate the state and federal revenues to the Town will be lower in 1976. We should remember that each \$100,000 you vote tonight will increase next year's tax rate by approximately 60¢.

ARTICLE 1: To see if the Town will vote to authorize and empower the Board of Selectmen to sell and convey, upon such terms and conditions as they shall deem necessary or desirable, Lot 21, located on the Northerly side of Hudson Road, for not less than \$200, at private sale, or to accept in exchange for said lot an easement for highway purposes in land adjacent thereto, all as shown on a plan entitled, "Compiled Plan of Land in Sudbury, MA, Showing Easement for Highway Purposes, Hudson Road", drawn by the Town of Sudbury Engineering Department, Dated: November 28, 1975, and filed with the Town Clerk, or act on anything relative thereto.

Hudson Road
Proposed
Alteration

Submitted by the Highway Commission.



December 15, 1975

Highway Commission Report: At the request of the Highway Commission, the Middlesex County Engineer's Office is preparing proposed construction drawings and cost estimates for the relocation of Hudson Road in this area. The purpose of the article is to reduce land takings and attendant costs for damages.

Finance Committee Report: Work is progressing to reduce a dangerous curve on Hudson Road at the U.S. Government property boundary. We recommend approval of this Article 1 to facilitate the proposed exchange of land: sale of around 0.05 acre in exchange for a necessary highway easement over 0.11 acre. Recommend approval.

Planning Board Report: (Mr. Paul H. McNally) The Planning Board favors passage of this article.

UNANIMOUSLY VOTED: THAT THE TOWN AUTHORIZE AND EMPOWER THE BOARD OF SELECTMEN TO SELL AND CONVEY, UPON SUCH TERMS AND CONDITIONS AS THEY SHALL DEEM NECESSARY OR DESIRABLE, LOT 21, LOCATED ON THE NORTHERLY SIDE OF HUDSON ROAD, FOR NOT LESS THAN \$200 AT PRIVATE SALE, OR TO ACCEPT IN EXCHANGE FOR SAID LOT AN EASEMENT FOR HIGHWAY PURPOSES IN LAND ADJACENT THERETO, ALL SHOWN ON A PLAN ENTITLED, "COMPILED PLAN OF LAND IN SUDBURY, MASS., SHOWING EASEMENT FOR HIGHWAY PURPOSES, HUDSON ROAD", DRAWN BY THE TOWN OF SUDBURY ENGINEERING DEPARTMENT, DATED NOVEMBER 28, 1975, AND FILED WITH THE TOWN CLERK.

ARTICLE 2: To see if the Town will vote to appropriate and transfer \$6,000, or any other sum, from Account 420-63, Chapter 90 Construction, to Transfer Account 420-62, Chapter 90 Maintenance, or act on anything relative Funds: thereto.
420-63 to
420-62 Submitted by the Highway Commission.

Highway Commission Report: The Highway Commission on October 9, 1974, petitioned the County Commissioners and the Commonwealth of Massachusetts for \$39,300 to be used on Landham Road (Chapter 90 Construction) and \$6,000 for various improvements (Chapter 90 Maintenance), a total request of \$45,300 for Chapter 90 programs.

On November 1, 1974, the Commonwealth of Massachusetts informed the Town of Sudbury by letter that in accordance with Chapter 765, Acts of 1972, \$45,300 was available to Sudbury for Fiscal 1976. Chapter 765 replaced the prior years Chapter 90 funding.

Throughout budget preparation, two separate line items: 420-62 (\$6,000 for maintenance) and 420-63 (\$39,300 for construction) were allocated. Inadvertently, these items (plus interest) were combined under the line item 420-63 and voted by the 1975 Town Meeting. It is the Highway Commission's intention with this article to separate the line items as originally intended.

Finance Committee Report: No funds are required under this article, merely an adjustment between two account line items to align prior appropriations with current state funding and accounting practice. A pattern and precedent seems to be settling down with \$6,000 to be used for Maintenance - as requested in October, 1974 - from the \$45,300 Chapter 765 annual state grant. We hope this continues. Recommend approval.

UNANIMOUSLY VOTED: THAT THE TOWN VOTE TO APPROPRIATE AND TRANSFER \$6,000 FROM ACCOUNT 420-63, CHAPTER 90 CONSTRUCTION, TO ACCOUNT 420-62, CHAPTER 90 MAINTENANCE.

ARTICLE 3: To see if the Town will vote to rescind all action taken by it pursuant to Chapter 577 of the Acts of 1963, entitled: "An Act Authorizing the Revoke Vote Town of Sudbury to Establish a Highway Commission Exercising the Powers of Certain Other Boards, Departments and Town Officers.", by ballot, all as provided in Section 5., thereof, or act on anything relative Highway thereto.
Commission Submitted by the Board of Selectmen.

[For vote under Article 3, see page 138]

December 15, 1975

Board of Selectmen Report: The purpose of this article is to rescind the action taken by the Special Town Meeting of November 6, 1963, in setting up an independent, elected Highway Commission to oversee the Town's Highway Department. The passage of this article will "put out the fire" of chaos in the Highway Department, will once again integrate this department with the other Town departments, and will restore to Sudbury its reputation, among its citizens and its employees, as a well-run town. The situation is urgent and escalating in seriousness. Immediate action by the Town is called for.

In our role of insuring that the Town is running "right", your Board of Selectmen must regretfully report to you that the Highway Commission structure is not working. The Commission has carried its independence to the point of isolation from and non-cooperation with other Town departments. Alone, among all the Town boards, the Highway Commission has failed to prepare a sorely-needed long-range capital expenditure plan. It has rewarded wrong-doing and mishandling of public funds with reappointment, contract protection, and a 20.6% increase to an annual salary of \$20,500. It has let the Highway Department itself degenerate into a disorganized group of frustrated and bewildered employees, unable to understand how Sudbury could let this happen.

This is an emergency situation which calls for action by the townspeople at this Special Town Meeting.

The chaos in the Department could result in permanent and lasting damage to the Town. If the majority of the present Highway Commission "freeze-in" the Superintendent with a three-year contract, then Commissioners elected in the future would be "frozen-out" from their single most important responsibility, selecting and directing the Superintendent.

The story of "Why the Highway Commission Act Should be Rescinded" is carried in the events of the last year-and-one-half, including:

1. The investigation of the Highway Department operations by the State's Attorney General's Office.
2. The audit report of the Highway Department financial records for the period January 1, 1972, through May 31, 1974, prepared by the independent audit of Haskins and Sells, including the partial response of the Highway Commission to this report.
3. The transcript of the two larceny trials of the Highway Superintendent. He was found not guilty of larceny, but as a result of his testimony, the Selectmen, as required by law, will submit portions of the transcript which relate to apparent violations of other statutes to the District Attorney for investigation and prosecution. Not one of the majority of the Highway Commissioners who voted to reappoint the Superintendent took the opportunity to read the available transcripts of the trials.

These documents, combined with Town records, bring out:

1. Misappropriation of Town funds exceeding \$10,000 - with no definitive action taken by the Highway Commission.
2. Numerous unanswered questions of the Highway Commission on the appropriateness or legality of expending Town funds.
3. A litany of unresolved problems in the management of the Highway Department.
4. Rock-bottom employee morale.

The Selectmen have endeavored to work out these problems with the Highway Commissioners. We have offered the assistance of an independent auditing and accounting firm, the Town Accountant, and Town Counsel, and have encouraged the Commission to clean house and make a fresh start for the good of the Town. Our suggestions and offers have been rebuffed by the majority. It is now up to the voters of the Town.

Upon the passage of this article, the terms of all the Highway Commissioners would expire at the Town Election in March 1976. At that election, the townspeople would elect a Highway Surveyor to serve as the Highway Department head, just as they did for forty-four years prior to 1964. The basic structure of the Department would not change and its operations would continue without disruption.

Your Board of Selectmen unanimously believes that our decision as a Town on this article will be one of the most important ones most of us will be called on to make. We ask your support for our Town.

December 15, 1975

Mr. Taft further reported to the meeting for the Board of Selectmen as follows:

It bodes well for the Town of Sudbury that there are so many of us here tonight assembled in this Special Town Meeting. It is our collective decision tonight that will set the tone of Sudbury's Town government for the immediate future and even for years to come.

The issue tonight is integrity of our Town government and what we expect and what we will accept as appropriate conduct of Town officials in performing the Town's business as provided by our Town Bylaws.

Each Town board is limited in its opening statement to a maximum of fifteen minutes. The whole story of the fall of our Highway Commission cannot be told within that time constraint. That is why your Board of Selectmen, who are absolutely unanimous on Article 3, have provided a comprehensive report in the Warrant for this meeting, have sent to each of you an open letter in Bentley's Community Calendar, and tonight have given you an editorial from the South Middlesex News as food for further thought.

Tonight I will summarize the seriousness and the emergency nature of the situation and give some examples of the many improper and unreal things that have already taken place in our Highway Department. Please ask questions afterwards about any rumors you have heard or points that are not clear to you.

Under the statutes, the Board of Selectmen are charged with acting as your stewards to make sure the Town is running right. If we find serious problems, as we did in the Highway Department, our job is to try and work them out with the responsible board, in this case the elected Highway Commission.

Over a period of many months, we counselled with the Highway Commission, offered the assistance of the Town Accountant, Town Counsel, even outside help, if need be, and we were consistently rebuffed by the majority. That is why we have brought these problems which involved the integrity and standards of Town government here to Town Meeting tonight for your decision.

When I talk about problems, integrity, standards, what do I mean? Let me give you some examples.

You have all heard about the report done by the independent audit firm of Haskins and Sells. In that report, they cite seventeen specific instances or types of poor management, poor to no controls, and improper procedures.

MISAPPROPRIATION OF FUNDS BY HIGHWAY COMMISSION

AS STIPULATED IN THE REPORT OF HASKINS & SELLS, DATED JULY 1974

<u>ITEM</u>	<u>VENDOR</u>	<u>AMOUNT</u>
Cash Receipts for Dump Permits	Various	\$ 486.00
Street Opening Permit	--	10.00
Cash Receipts for Reclaimable Scrap Metal	Tewksbury Auto	1,269.43
Lighting for the Highway Garage - UNBID	Whitehall Electric	3,238.00
Paving of Highway Department Garage Parking Lot and Driveway - UNAUTHORIZED (\$5,707 from Chapter 90 Funds)	Starrett Paving	9,004.27
TOTAL		\$14,007.70

This chart shows the misappropriations of Town funds that are called out in the Haskins and Sells Report totalling \$14,000. We have not received, nor has the Town received, any action or explanation from the Highway Commission as to just what happened on some of these items, or what should be done about it in the future. In fact, some of the Commissioners continue to publicly deny these facts from the Haskins and Sells Report.

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Let me read to you one statement that the Highway Commission has made. They wrote on July 7, 1975, with regard to the fourth item, "Lighting for the Highway Garage - Unbid, Whitehall Electric." This was their comment: "The lighting installation was not bid and should have been placed out to bid."

But now the chairman of the Highway Commission says publicly that the Whitehall Electric work was handled by the previous Superintendent, Tom McClure. However, the proposal that was submitted by Whitehall Electric on March the sixth, 1973, was submitted to Mr. Edward Blaine. March the sixth was six months after Mr. McClure had left the employ of the Town of Sudbury and five months after Mr. Blaine had started. The proposal totalled some \$3,266, more than the requirements of the bid statute. Any work over \$2,000 must be put out to public bid.

We have also been told that the Chapter 90 money that shows as the last item on the chart above, for paving the Highway Department Garage parking lot, was not Chapter 90 money. However, the voucher submitted by the Highway Commissioners, dated October 12, 1973, "Chapter 90 - Maintenance", shows an amount \$12,995.14. This voucher is signed by a majority of the Highway Commissioners. The Starrett Paving Company item totals \$12,657.14. The backup that went with this voucher shows an invoice from Starrett Paving Company and in the upper right it says, "Ship to Hudson Road, Sudbury, Mass." Hudson Road is a Chapter 90 road and quite appropriately it received some bituminous concrete in the amount of \$6,949. That was part of that \$12,000.

The other part is on another invoice from Starrett. The second invoice says, in the upper right, that it was shipped to the Highway Department, that is, the Highway Department parking lot. Written by the Highway Department's staff, it says, "Chapter 90 - Maintenance". The total of \$9,004.27 has been stricken out and a partial total put in of \$5,707.

These two invoices total the \$12,000 on the voucher.

The other part of this bill, which went to the Highway Garage parking lot, was charged to a different account, 420-20-1, Roadway Materials.

We have never received an explanation from the Highway Commissioners, nor has the Town, just exactly what happened here. All we have heard is that it didn't happen.

When, on October fourteenth, we suggested to the Highway Commissioners that they should read the transcript of the Superintendent's two trials on the charges of larceny of Town property, they promptly ran off to the Town Garage and voted him a three-year written contract. Had they taken the time at that time, to look over the transcripts, they would have found admissions under oath, by the Superintendent, of destruction of public records, unauthorized selling of Town property, and violation of Town Bylaws.

To sum the whole situation up, I would like to read a quote made by the judge of the court to the prosecutors. Mr. Manning was the prosecutor on the first trial, and the judge stated, "Mr. Manning, I have no doubt about any civil liability on the part of the defendant. I think what he did was wrong and I think what he did was in violation of the statute that you called to my attention. But whether it is a crime is the crux of the situation and the conversion to his own use is a problem that I am wrestling with at the present time."

As you know, the Superintendent was found not guilty of larceny. He was not on trial for any other charges.

AGREEMENT

The Town of Sudbury acting through its Highway Commission at a duly called meeting on October 14, 1975, with all Highway Commissioners present on a motion by Mr. Griffin, seconded by Mrs. Coe voted 4 - 0 - 1 (Phelps abstaining) to enter into the following agreement with Edward J. Baine, Jr.:

1. To appoint Edward J. Baine, Jr., to a three-year term as Highway Superintendent for the Town of Sudbury commencing upon expiration of his current appointment.
2. To allow the Superintendent to reside at a location of his choice not necessarily within the Town of Sudbury.
3. To provide an automobile to the Superintendent for business purposes only excepting that use of said automobile to and from his place of residence is authorized.

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4. To provide the Superintendent all employee benefits which have been or may be voted by the Town for the Town employees.

5. To provide compensatory time off with the approval of the Highway Commission for time over and above the normal work week. Said compensatory time may be accumulated to no more than 5 days which may be taken consecutively only with the approval of the Highway Commission.

6. To recommend to the Town for their approval an annual wage for fiscal 1976 of \$20,500., fiscal 1977 of \$22,500., fiscal 1978 of \$24,600., for the Superintendent.

7. To terminate the Superintendent's employment by the following means:

- a. By the Highway Commission for "Cause" * - Immediate dismissal.
- b. For reasons other than "Cause", one month's notice or one month's severance pay.
- c. By the Superintendent one month's notice - The Superintendent agrees that he will not actively seek other employment for a period of two years from the date of this vote.
- d. By mutual consent.

Attest: /s/ Martha J. Coe
Martha J. Coe, Clerk

/s/ Edward J. Blaine, Jr
Edward J. Blaine, Jr., Superintendent

* "Cause" as defined in Black's Law Dictionary

Let's take a look at the contract that the Highway Commission majority voted on October fourteenth without even talking to Town Counsel. First off, they have tried to freeze in the Highway Superintendent. Second, they intend to give him a raise of 20.6% at this time, retroactive to July first, an additional 10% next year, and an additional 10% the year after that.

The benefits shown in paragraph 5 are provided to no other employees in the Town.

In paragraph 3, he would be provided a car.

Now, I ask you, "What would future Highway Commissioners be able to do about a three-year agreement like that?" This is pretty heavy stuff. It is hard to believe that these shenanigans have been going on right here in our Sudbury.

It was not pleasant for us to admit it either. But, it is happening, and it can't be allowed to continue. The situation is urgent. It defies explanation.

I have not even covered with you the many instances of just plain sloppy management--like no long range plan. When all the other Town boards and committees were turning out long range capital expenditure plans, the Highway Department did not. The \$950,000 budget of 1974 was submitted late to the Finance Committee. Construction programs were delayed at added cost to the taxpayers. There is rock bottom morale among the Highway Department employees who can't understand how Sudbury can let this happen.

There hasn't even been continuity of management within the Highway Department. In the twelve years since the Special Act was passed by the Town in November 1963, we have had twenty different Commissioners. Eleven served less than one three-year term, five resigned in mid-term, and in half of the elections, they ran unopposed. We did not even have a choice.

The Commission appointed no less than five different Highway Superintendents. It almost sounds like people don't really like it.

The Highway Department employees have stood up and put their jobs on the line. You saw them outside tonight. They have come out forthrightly for Article 3.

In voting on Article 3 tonight, let me suggest some points to keep in mind. First, the Highway Department will continue to maintain the Town roads and Town dumps however you vote tonight.

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Second, the Highway Commission structure is not working. It is disasterous. Let us admit it before it does more damage and before more people are hurt. Let's replace the Commission and the Superintendent with either an elected Highway Surveyor or an appointed Superintendent of Streets.

Third, the situation is escalating. Every day brings new revelations, new horror stories, more personal lives scarred.

If we act tonight, then this mess can be straightened out with the Highway Department given a fresh start at next March's Town Election. If we postpone action tonight, then we cannot do anything constructive until March, 1977. That is fifteen months from now. We won't have a Highway Department we would want to call our own by that time.

Fourth, you are not voting tonight for or against the Highway Commission or for or against the Selectmen. You are voting for the Town of Sudbury. It is between you and your conscience how you cast your secret ballot on Article 3. Make it a proud vote for Sudbury and vote "Yes" on Article 3.

Finance Committee Report: In formulating our position on this article the Finance Committee considered primarily the effect the proposed change would have on the structure of Town government. We see this effect as a transfer of responsibility from one elected board to another. We have reservations about whether the Highway Department could function any better with a Superintendent and three Selectmen than it does with him reporting to five Highway Commissioners. This article refers to structure rather than incumbents.

At the time the Highway Commission was established it was expected that the Town would benefit greatly in the areas of efficiency, economy and long range planning. This potential still exists. We have asked ourselves the question, "What really is the problem?", and concluded that the issue boils down to personalities, legalities and the question of failure of our Highway Commission's control mechanisms to function properly. Such mechanisms were explored in some detail in the Haskins and Sells audit report.

We do not think the real problem is the existence of the Highway Commission.

The issue is an emotional one, since it involves people. But we feel the responsibility for resolving this situation rests entirely with the Highway Commissioners. It is their job to fully investigate the issue, and after assessing the facts, to make the proper decision. If the Highway Commissioners do not do this to the Town's satisfaction, they should be voted out of office; that is the democratic remedy for unacceptable performance in an elected office. Recommend disapproval.

Mr. Donald D. Bishop further reported to the meeting for the Finance Committee as follows:

We should not decide on a form of government merely because of a flurry of pique on the part of the Selectmen. Whatever the merits of their charges and countercharges made against them, the courts, not legislatures, are the proper arena for resolution of the charges and accusations currently and so loudly made. The Attorney General and the courts have resolved at least two charges formally and several others by implications. Two indictments were delivered from the Attorney General and the Grand Jury from the Haskins and Sells Report.

Note that although many refer to the audit report, Haskins and Sells do not call it that. I would not conclude, however, that the letters are in any way complimentary to the Highway Department. In fact, perhaps more information was presented and in more detail, than in any audit report I have seen.

Two indictments were presented and each resulted in a verdict of not guilty after trial. The courts resolved charges, not us. Repeated parading of accusations for publicity and political value is demeaning.

This Article 3 concerns our style and form of government, specifically, who will run the Highway Department, an elected Board of Commissioners directly by law, or our elected Selectmen by indirect or direct power.

The Selectmen would have you add the highway functions with an \$800,000 or million dollar budget to their present domain of Building Inspector, Town Counsel, Engineer, Accountant, much of the unclassified accounts, and Fire and Police, with a one and a half million dollar budget.

I call that centralized efficiency. It is certainly centralized. Far more centralized in the seventies and eighties than it ever was before 1963 when we formed the Highway Commission. It may be more efficient, but I doubt it.

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Some looked for increased efficiency in the combined Fire/Police building on Hudson Road, but when it wasn't there, when those two departments directly under the Selectmen didn't get together, the combined facility was voted down for that and other reasons.

I prefer some diffusion in governmental power. In moderation, that provides more security to the citizens. Let's not move one step to the other direction. I am opposed to such centralized efficiency.

On another occasion, Bill Downing asked the voters to retain their franchise. In this case, I hope they vote to keep both their franchise and more power over their own government. We should defeat this article.

Highway Commission Majority Report: (Mr. Anthony L. Galeota, Jr.)

I am somewhat disappointed that the Board of Selectmen have taken the tack tonight to abolish a Highway Commission and Superintendent. What you are here for tonight is to decide on a form of government.

If this Town is not satisfied with Mr. Blaine as a Highway Superintendent you have a way, you have many ways, to tell the Highway Commission and the rest of the Town and Mr. Blaine that you do not approve. There are ways in Article 8 in this Warrant.

You can tell the Highway Commission by letter. You can come down to our meetings and tell us. To date, we have received three letters out of this entire Town that have supported the Highway Commission in their action. We have received no letters saying that the Highway Commission has not acted in a way that the Town wanted it to act.

As far as the Highway Commission is concerned, this is not the forum to rule out the Highway Commission. The way that the townspeople vote on the Highway Commission is at the ballot box in March. That's when you can vote for the people who you think will do the best job for the Town of Sudbury.

This year, there is a unique situation. You will be voting for three members, a majority of the Highway Commission, next March, because two terms are expired, and one of our Commissioners had filled an unexpired term and he will have to run again.

I think you all know that amidst all this controversy and, contrary to what the Committee on Town Administration has said, there are four people who were interested in that unexpired term. All four of them said that they would run again next March. I think that there will be others. I don't think that a matter of controversy keeps the number of candidates down. In fact, I think that this has proved that it increases the number of candidates.

The issue before us is voting on a form of government. We have a form of government here in Sudbury when you elect five Commissioners to perform the work and set the policy of the highways of this Town. We think that over the twelve years that we have been in existence, we have set an excellent record. We have come up with innovative programs, and those programs don't work unless there is somebody to carry them through, to administer them, and unless we have a Highway Department under the Superintendent who will perform.

I think you have to just ride around the Town to see what has happened in the last at least five or six years to the Town of Sudbury. We have made major improvements in the roadway system of this Town. We have embarked on a drainage program. We embarked on a drainage study.

We heard the vote of the Town that said they did not want wide roads in the Town. We abandoned a road reconstruction program that one Commission had established back quite a few years ago. Instead we said, "Don't spend that money on reconstruction if the Town doesn't want it. Let's go in and do a resurfacing program". We did, and we are certain it has been successful.

We have had some discussion on the walkway program that it took the Highway Commission eight years to construct a portion of the Hudson Road walkway. That is true. But there is the other side of the coin that during those eight years all the easements were not obtained by the Board of Selectmen as they said they were going to do.

There also was the controversy surrounding the Butler Road and Butler Place walkway that took several town meetings to resolve. There was an issue as to whether or not we should have parallel walkways running in the same direction. When all that was resolved, the Highway Commission went ahead and built the walkways.

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We requested the Town not let the Board of Selectmen build the walkway going down to Concord Road. After one year, we had to go in and replace portions of that walkway due to faulty construction which was brought to the attention of the Board of Selectmen during construction. I also know for a fact that they went hell-bent-for-election, and they still don't have all the easements that they have already constructed the walkway on. But the Highway Commission is slow.

We have performed our work that the Town has asked us to do. We have taken the last section of the Hudson Road walkway that was voted last March. We could not spend the money until July first. That walkway is essentially completed all the way to the Centre with the exception of some minor loaming and seeding that will be done in the spring. We have performed.

I must take issue with some of the statements in the flyer that was passed out. Those issues are that it only cost the Town some \$11,000 for the trials that Mr. Blaine went through and the Town went through. There is no indication in that report that we paid Mr. Blaine \$13,000 for nine months in which he did not work. That is not included in the report. Neither are the sums of money that were paid to the Executive Secretary, the Town Accountant, Town Counsel, and employees who had to testify. Add them all up, and I said we would approach a \$30,000 cost to the Town.

We think that this whole matter, other than the form of government, should be resolved in the courts. We have supported that. We have supported the Selectmen and said that if we have a result that would find Mr. Blaine guilty of any of these things, the Highway Commission would take appropriate action. We have not sat on our duffs. We are doing what we think is in the best interest of the Town.

They pointed to an agreement. A contract, we all know, is a meeting of the minds, whether it is written, understood or otherwise. We followed the open meeting law to the tee. We wrote down what was discussed in that executive session meeting before it was published. I daresay when the Selectmen are interviewing for one of the positions that they fill, they've got to do the same type of negotiating. I don't think you find it written down.

Three years seems to be a magic number that is bandied around. But, the three years that is referred to in that agreement is the three years that we are required to appoint a superintendent by law. That is in the charter. It says we shall appoint a superintendent for a period of three years. That is not something that the Highway Commission thought up.

As far as the salary is concerned, you probably noticed that we said that we would recommend to the Town for their approval. You are the determining factor on any salary that the Superintendent will receive.

We think that the issue again is your right to vote and to select the Highway Commission that can perform the way you want them to perform. If you are unhappy with this Highway Commission, your chance will come next March to vote in a new one.

We say that the form of government is working. We are saying that an isolation of different types of government, where there can be checks from one body to another, is good.

We supported the Haskins and Sells Report. Contrary to what we have heard tonight, we have implemented many, many items in that Report. There are still some that have not been, but we are working towards it every week.

We are saying that to give up your right to vote is giving up a piece of your freedom to choose the form of government that you want in this Town. We think the Highway Commission is doing a good job. We certainly hope that you will vote "No" on this article so that the Highway Commission form of government in this Town can continue to serve you in the way that we have done in the past.

Highway Commission Minority Report: (Mr. Robert Phelps)

I was appointed to the Commission by the Board of Selectmen and the remaining Highway Commissioners in October to finish the term of John Hare who had resigned. I was glad for this opportunity to serve the Town and the Board as I felt I was qualified to do a good job at it. I have lived in Sudbury for over the past forty years and prior to operating my own business in Sudbury, I worked in a supervisory capacity for the State Highway Department for many years. I would have hoped that this experience I could use on the Highway Department.

Since the appointment, the Commission has met over a dozen times and many votes have been taken at these meetings. In nearly every case in dealing with controversial items, I was a minority of one.

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One of the reasons I felt that I could be a valuable member of the Commission was my availability. Yet, I was told by the employees of the Department that they were forbidden to discuss with me as a Commissioner. I was shocked at this because I think that, as a Commissioner, I should be available to every citizen in the Town of Sudbury, even the Department employees.

Some of the employees ignored this rule, and I was able to interview twelve of the twenty-odd employees. In every case but one, I found discontent, unhappiness and a who-cares attitude. Who says there isn't a morale problem?

Much has been said about the past irregularities in the Department. The Town funds were mingled with the Superintendent's private funds, and major projects completed without the Town or Commission approval for using funds appropriated for other purposes. I have noticed no remorse on the part of the majority of the Board. In fact, strong arguments are promptly presented by the Commission to justify these irregularities.

I don't feel that certainly it won't happen again. It seems even more unbelievable to me that the majority of the Commissioners reward the Superintendent, who supposedly did these things, with the longest and most generous employment contract in the history of the Town. I can't go along with this.

As a citizen of the Town, I never realized the seriousness of the problems, but, since sitting on the Commission, I've come to the sad conclusion that the system does not work. This scandal has monopolized the attention of Town officials for many months. I think it is time someone did something about it.

Replacing the Commission through elections would take too long and might solve nothing. So, I have concluded it is necessary to restructure the Department for the good of the Town and the Department. Therefore, I strongly support the passage of Article 3.

The Moderator then announced that the hall was getting too crowded and that he had made arrangements to use the Little Theatre in the same building as an auxiliary hall. He appointed Mr. Edward E. Kreitsek as Assistant Moderator and swore him to the faithful performance of his duties.

Upon a suggestion made by Mr. William F. Toomey of the Board of Selectmen, the Moderator asked that all non-voters move to the Little Theatre so that voters could remain in the Auditorium and more easily participate in the meeting. This resolved the crowding problem so that it was unnecessary to conduct the meeting in two halls.

Mr. Eric Kanstroem, chairman of the Committee on Town Administration, was then recognized and moved Indefinite Postponement of Article 3.

Committee on Town Administration Report: (Mr. Kanstroem)

The Selectmen have alleged misappropriation of funds, an attitude of non-cooperation, and mismanagement within the Highway Department. While the Committee on Town Administration is very concerned with these charges, we do not consider them as appropriate justification for the abolishment of the Highway Commission. Even if one accepts the allegations against the Highway Commission as true, it has not been shown that it is the existence of the Highway Commission as a separate and independent board that is the cause of the problem.

The Highway Commission has denied the allegations made by the Selectmen and is stating that this article is merely an attempt by the Selectmen to obtain more power for themselves. The C.T.A. does not believe these arguments provide adequate justification for the retaining of the Highway Commission.

The real question as we see it, and one to which we think too little attention has been paid, is which organization will provide the Town with the best public works services for its dollar, and why is one group more capable of doing that than the other?

Last June, the C.T.A. began a study of public works organization and consolidation. That study, as far as it has gone, has convinced us that Sudbury would benefit from consolidation in this area. We discussed this issue with the boards and commissions currently providing public works services to the Town. However, in October of this year, we decided to take no further action on this matter because of the emotional atmosphere we found within the Town relating to the Highway Department. We decided to wait until we could present an argument to the Town under conditions more suitable to a calm evaluation of the relevant issues.

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The C.T.A. believes that the Town is being asked to act hastily on this matter without the proper information on which to base its decisions. We believe that a decision on a change in government structure should be based on the merits of the proposed structure and not on the personalities or competence of the individuals within the existing organization.

What the C.T.A. is asking by moving Indefinite Postponement is for time to complete our study and for an opportunity to bring a proposal before the Town. We have committed ourselves to completing this project and to bringing a proposal before the Town in time so that, if the Town should act affirmatively on our recommendation, the change could become effective as of the 1977 Town Election. In fact, we have filed two articles for the 1976 Annual Town Meeting so that it may be possible to bring our proposal before the Town at that time. The C.T.A. believes the Town will best be served by the support of our motion.

After discussion, the motion of the Committee on Town Administration for Indefinite Postponement was defeated.

After some further discussion, Mr. Charles J. Mundo, Jr., moved the question, and it was passed by more than the required two-thirds vote.

The Moderator then informed the voters of the procedure for casting the required secret ballot. The ballots and boxes were distributed to the tellers and balloting proceeded. After all boxes were returned, the balloting was closed.

The Moderator announced that while the ballots were being counted, the hall would take up further business. [See page 138 for the vote under Article 3.]

Upon a motion by Mr. Taft, it was

VOTED: TO POSTPONE ARTICLES 4 AND 5 UNTIL AFTER CONSIDERATION OF ARTICLE 6.

[See pages 139 and 142 for action under Articles 4 and 5.]

ARTICLE 6: To see if the Town will vote to amend the Classification Plan and Salary Schedule, Schedule "B" in Article XI of the Town Bylaws, to read as follows:

Salary Plan	"SCHEDULE B					
Art. XI	CLASSIFICATION PLAN AND SALARY SCHEDULE					
	HRS PER					
CLASSIFICATION	WEEK	START	STEP 1	STEP 2	STEP 3	STEP 4
CLERICAL						
ANNUALLY RATED						
Administrative Secretary	35	\$ 8,404	\$ 8,646	\$ 8,892	\$ 9,139	\$ 9,383
Assistant to Town Clerk	35	8,404	8,646	8,892	9,139	9,383
Principal Clerk	35	7,487	7,714	7,985	8,185	8,412
Senior Clerk	35	6,734	6,944	7,239	7,393	7,617
Junior Clerk	35	5,901	6,126	6,336	6,561	6,766
HOURLY RATED						
Senior Part-time Clerk		3.45	3.57	3.71	3.84	3.99
Junior Part-time Clerk		2.72	2.84	2.95	3.05	3.17
FIRE DEPARTMENT						
ANNUALLY RATED						
Fire Chief		INDIVIDUALLY RATED - \$22,000				
Fire Captain	42	\$11,959	\$12,258	\$12,565	\$12,871	\$13,206
Fire Fighter	42	9,721	9,966	10,217	10,463	10,736
SINGLE RATE						
Call Fire Fighter		\$51.20 per year and \$4.93 per hour				
POLICE DEPARTMENT						
ANNUALLY RATED						
Police Chief		INDIVIDUALLY RATED - \$22,000				
Sergeant	37 1/3	\$13,253	\$13,561	\$13,879	\$14,191	\$14,474
Patrolman	37 1/3	11,044	11,301	11,566	11,826	12,062
SINGLE RATE						
Administrative Assistant		\$ 1,000 per year				
Fingerprint Officer		\$ 600 per year				
Juvenile-Safety Officer		\$ 600 per year				
Detective		\$ 600 per year				
Provisional Patrolman (Temporary Civil Service)		\$ 9,471 per year				
Police Woman (School Traffic Duty)		\$ 40.33 per week				
Police Matron		\$ 5.00 per hour				

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CLASSIFICATION	HRS PER WEEK	START	STEP 1	STEP 2	STEP 3	STEP 4
<u>HIGHWAY DEPARTMENT</u>						
<u>ANNUALLY RATED</u>						
Highway Superintendent		INDIVIDUALLY RATED - MAXIMUM			\$21,000	
Asst. Highway Superintendent		INDIVIDUALLY RATED - MAXIMUM			\$15,500	
Operations Assistant		INDIVIDUALLY RATED - MAXIMUM			\$15,500	
Foreman - Highway	45	\$12,122	\$12,444	\$12,768	\$13,114	\$13,437
Foreman - Tree & Cemetery	45	12,122	12,444	12,768	13,114	13,437
<u>HOURLY RATED</u>						
Mechanic	45	4.58	4.80	5.02	5.26	5.46
Heavy Equipment Operator	45	4.19	4.38	4.57	4.71	4.92
Tree Surgeon	45	4.19	4.38	4.57	4.71	4.92
Truck and/or Light Equipment Operator	45	3.84	3.99	4.15	4.32	4.45
Tree Climber	45	3.84	3.99	4.15	4.32	4.45
Laborer (Heavy)	45	3.53	3.64	3.80	3.94	4.09
Laborer (Light)	45	3.03	3.15	3.28	3.40	3.56
<u>LIBRARY</u>						
<u>ANNUALLY RATED</u>						
Library Director		INDIVIDUALLY RATED - \$15,000				
Asst. Library Director	35	\$ 9,013	\$ 9,371	\$ 9,845	\$10,342	\$10,862
Children's Librarian	35	8,666	9,013	9,463	9,938	10,434
Reference Librarian	35	8,666	9,013	9,463	9,938	10,434
Librarian Assistant	35	6,734	6,944	7,239	7,393	7,617
<u>HOURLY RATED</u>						
Asst. Children's Librarian		3.81	3.98	4.16	4.39	4.62
Librarian Asst., part-time		3.44	3.57	3.70	3.85	3.99
Junior Librarian Asst.		2.37	2.52	2.61	2.72	2.82
Library Page		2.25	2.35	2.45		
<u>PARK & RECREATION DEPARTMENT</u>						
<u>ANNUALLY RATED</u>						
Maintenance Foreman		INDIVIDUALLY RATED - MAXIMUM			\$12,000	
Recreation Director, part-time		\$ 4,444	\$ 4,622	\$ 4,853	\$ 5,104	\$ 5,359
<u>SEASONALLY RATED</u>						
Swimming Director		1,230	1,279	1,343	1,411	1,481
Playground Supervisor		949	987	1,036	1,088	1,143
Arts and Crafts Supervisor		949	987	1,036	1,088	1,143
<u>HOURLY RATED</u>						
Maint. Asst./Equipment Operator		3.88	4.04	4.21	4.39	4.54
Laborer (Heavy)		3.43	3.59	3.74	3.90	4.04
Senior Part-time Clerk		3.45	3.57	3.71	3.84	3.99
Swimming Instructor		3.17	3.30	3.42	3.57	3.72
Playground Instructor		2.84	2.95	3.05	3.20	3.27
Laborer (Light)		2.75	2.85	2.97	3.08	3.22
Assistant Swimming Instructor		2.52	2.61	2.72	2.82	2.95
Monitors (Tennis Court and Ice Skating)		2.52	2.61	2.72	2.82	2.95
<u>TOWN ADMINISTRATION</u>						
<u>ANNUALLY RATED</u>						
Executive Secretary		INDIVIDUALLY RATED - MAXIMUM			\$26,000	
Town Accountant		INDIVIDUALLY RATED - MAXIMUM			\$17,000	
Town Engineer/Surveyor		INDIVIDUALLY RATED - MAXIMUM			\$21,000	
Building Inspector & Zoning Enforcement Agent		INDIVIDUALLY RATED - MAXIMUM			\$17,000	
Director of Health		INDIVIDUALLY RATED - MAXIMUM			\$19,000	
Junior Civil Engineer	40	\$11,586	\$12,041	\$12,522	\$13,028	\$13,556
Building Services Coord.	40	10,081	10,336	10,593	10,850	11,121
Assistant Dog Officer		7,487	7,714	7,985	8,185	8,412
<u>HOURLY RATED</u>						
Senior Engineering Aide		4.48	4.67	4.85	5.05	5.25
Junior Engineering Aide		3.54	3.69	3.84	3.98	4.14
Student Engineering Aide		2.80	2.91	3.03	3.15	3.27
Custodian		3.45	3.57	3.71	3.85	3.99
Custodian (part-time)		2.72	2.84	2.95	3.05	3.20

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CLASSIFICATION	HRS PER WEEK	START	STEP 1	STEP 2	STEP 3	STEP 4
TOWN ADMINISTRATION (continued)						
<u>SINGLE RATE SCHEDULE</u>						
Veterans Agent & Director				\$ 1,524 per year		
Animal Inspector				\$ 800 per year		
Custodian of Voting Machines				\$ 4.16 per hour		
Census Taker				\$ 3.35 per hour		
Election Warden				\$ 3.35 per hour		
Deputy Election Warden				\$ 3.35 per hour		
Election Clerk				\$ 3.35 per hour		
Deputy Election Clerk				\$ 3.35 per hour		
Election Officers & Tellers				\$ 3.19 per hour		
Plumbing Inspector				75% of established permit fees		

Overtime for non-unionized employees shall be paid at the rate of time and one-half in excess of 40 hours in any work week; when such additional work time is directed by the department supervisor. The overtime rate of time and one-half shall be computed upon the employee's base salary, which base salary shall not include longevity, career incentive, overtime or any other benefit.

Longevity shall be paid to all permanent full-time Town employees, except individually-rated positions, having served continuously as an employee of the Town as follows: after six (6) years, an additional two per cent (2%); after ten (10) years an additional one per cent (1%); and after fifteen (15) years an additional one per cent (1%)."

or act on anything relative thereto.

Submitted by the Personnel Board.

Board of Selectmen Report: (Mr. Taft)

Article 6 reflects the results of contractual negotiations with the collective bargaining units that represent the Police Department employees and the Highway Department employees. General increases as applied in the case of the Police Department were 8.06% for patrolmen and 10% for sergeants. In the case of the Highway Department, the increases were 8.5% for all classifications except senior laborer which is 10% and junior laborer which is 20%. Those rather large increases were done as a result of a survey of corresponding positions in adjoining towns. We were rather embarrassed to find out that Sudbury was at the bottom of the heap.

In the other classifications, particularly in the clerical positions which are unorganized, 8.5% increases were worked out with the Personnel Board and they have been applied. That covers all of the classifications that have regular step rate schedules.

In the cases of the annually rated positions, the affected departments or boards submitted recommendations to the Personnel Board and I believe that most departments have been approved.

It is proposed in the budget provisions that are made in a later article, that these increases for the step increases at least would be retroactive to the first of July. The maxima shown for the individually rated people are not necessarily the sums of money that have been proposed for them. They are the maximum that they can earn, but not necessarily what is being proposed in the later article.

Mr. Karl E. Clough of the Finance Committee then *moved to amend the individually rated maximum salary of the Town Engineer to \$20,200.*

Finance Committee Report: (Mr. Clough)

As a result of further discussions with the Personnel Board, the Finance Committee recommends all of the maximum salary levels for individually rated municipal employees in the Warrant with the exception of the Town Engineer. For that position, we recommend a maximum level of \$20,200 in line with the other general pay scale increases in this article.

We continue to be concerned over the manner in which maximum levels are established for the individually rated positions. The job descriptions are usually written by the person doing the job, reviewed and approved by the department head

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and then acted upon by the Personnel Board. The current policy on the maximum level is to set a top salary which the present incumbent might receive during that fiscal year dependent upon the person's merit review.

The Finance Committee feels that the Personnel Board should set maxima which are realistic and in regard to the job description and the current job market. Job descriptions should be changed when necessary and the Finance Committee kept fully informed on changes as they occur. We intend to continue our dialogue with the Personnel Board to prevent a repetition of the present confused situation.

The Moderator stated that we have a provision in our Personnel Bylaw that it may be amended only at an Annual Town Meeting unless made imperative by provisions of the law of the Commonwealth. He asked Town Counsel to comment and give his opinion.

Town Counsel Opinion:

Town Counsel stated that he had rendered an opinion on November fourteenth which ends with a recommendation that the Bylaw may be amended by a majority vote. He had interpreted the Bylaw so that it is in accordance with the General Laws regarding collective bargaining and it was his opinion that the Town Meeting could vote to amend it.

The Moderator then ruled that, based upon Town Counsel's opinion, this article and the next article concerned with the Personnel Bylaw were properly before the hall.

VOTED: TO AMEND THE INDIVIDUALLY RATED MAXIMUM SALARY OF THE TOWN ENGINEER TO \$20,200.

Mr. Joseph A. Klein of the Sudbury Taxpayers' Association then moved to amend the article and change individually rated salaries as follows:

*The Fire Chief from \$22,000 to \$20,000;
The Highway Superintendent from \$21,000 to \$17,000;
The Assistant Highway Superintendent from \$15,500 to \$14,300;
The Operations Assistant in the Highway Department from \$15,500 to \$14,300;
The Library Director from \$15,000 to \$13,000;
The Executive Secretary from \$26,000 to \$24,000;
The Town Accountant from \$17,000 to \$15,500;
The Town Engineer from \$20,200 to \$18,500;
The Building Inspector from \$17,000 to \$15,500;
The Director of Health from \$19,000 to \$17,000.*

In support of his amendment, Mr. Klein gave the following report:

What we have done is amend the article in the Special Town Meeting Warrant to the salary schedule as listed at the Annual Town Meeting.

There is no need for me to discuss the current economic climate of this area. We are all aware of the federal government's policy of holding salary increases down. We are aware of the Governor's efforts not to give the state employees any significant pay increases.

Sudbury still remains out of step. I am fully aware that this is a salary schedule and not the salary. But, I have been in Town long enough to know that once you approve the salary schedule, the next year's town meeting will have in its proposal for salary, the maximum amount that you voted for in the salary schedule the previous year.

Just look at your Warrant for the Annual Town Meeting of April, 1975. For example, it was proposed that the Executive Secretary get \$24,000. The salary level proposed for him was \$23,700, an increase of \$2,700, in the order of 12-15%.

If times are hard, we have to hold the line. The reason why we are proposing only the individually listed jobs to be restricted in this way is, we are not conversant enough to know who has been governed by Town negotiations and who has not. Further, we believe that if you restrict the salaries of the people who run the government, they will do a good job of restricting the salaries of those underneath them.

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Personnel Board Report: (Mr. George Distler)

The reason I deferred speaking earlier on behalf of the Personnel Board on some of the recommendations that we are asking the Town to adopt is that we felt that some amendments might be presented. We could dispose of our arguments and talk to the amendment at the same time.

Some of the figures that were mentioned are figures that appeared in the 1975 Annual Town Meeting Warrant. They are also the same that appeared and were approved to go into effect on July first of 1974.

At the 1974 Annual Town Meeting we approved a maximum of \$24,000 for the Executive Secretary, \$15,500 for the Town Accountant, \$18,500 for the Town Engineer and Surveyor and so on. We are not significantly upping the figures for the last town meeting. At the last town meeting, we were not addressing ourselves to an overall change in salary classification plan because we had gone into a new set of negotiations at that time and this was explained at town meeting.

In no case does the Personnel Board feel that we are granting excessive increases to the individually rated personnel. One of the charges of this Town has been for the department heads, commissions and boards to lower our spending over the last two years. The very people we expect to operate our budgets and bring them in and operate the Town efficiently, are the professional maximum rated individuals. These people are not subject to step raises as are hourly or other classified people in Town. They are the people who are under the closest scrutiny both here on the town meeting floor and by the boards or commissions to whom they report. They are the people whose salaries we take a look at, have merit reviews July first each year, and who have objectives set up for them by their boards and commissions. These people are not paid overtime and yet, generally, spend many, many hours every week attending different board meetings. It would be very simplistic to say that these are the top dogs who are already getting paid a fairly good wage. I don't think it's quite fair to just freeze them.

It is not professional to think that you are going to retain top flight personnel and not reward them for the job they are doing for the Town.

The increases have ranged from about 8.5% to a little over 12%. These do depend upon what outside salaries are being paid in comparable towns, what industry is paying. It also depends upon the merit review that is given by the particular board or commission to whom they report. It also depends upon how well they perform the specific goals and objectives set up for them the year before by the board or commission.

It would be easy to merely chop this back to where it was two years ago - not last year, but two years ago. But, I think it would do a great injustice. The Personnel Board is empowered to look after not only how the Town's money is being spent, but to make sure that our personnel are being treated fairly by this Town.

Mr. Klein's amendment was defeated.

VOTED: THAT THE TOWN AMEND THE CLASSIFICATION PLAN AND SALARY SCHEDULE, SCHEDULE B IN ARTICLE XI OF THE TOWN BYLAWS, TO READ AS PRINTED IN ARTICLE 6 IN THE WARRANT FOR THIS MEETING AND TO AMEND THE INDIVIDUALLY RATED MAXIMUM SALARY OF THE TOWN ENGINEER TO \$20,200.

Upon a motion made by Mr. Taft, it was

VOTED: THAT WE POSTPONE CONSIDERATION OF ARTICLES 4 AND 5 UNTIL AFTER ARTICLE 7.

ARTICLE 7: To see if the Town will vote to amend Article XI of the Town Bylaws, entitled: "The Personnel Administration Plan", as follows:

Personnel

Bylaw:

By amending Section 7., by adding, in paragraph (1) an additional holiday as follows:

Employee

Benefits

Art. XI

"Martin Luther King Day";

and by changing the number of holidays with pay to:

"eleven (11) days";

or act on anything relative thereto.

Submitted by the Personnel Board.

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Personnel Board Report: (Mr. Distler)

The legislature has passed legislation which says that no public facilities will remain open and they have declared it a legal holiday. We are merely putting our own Bylaws into conformity with what has been passed on to us by the state.

Finance Committee Report: Martin Luther King Day is now a legal holiday in Massachusetts by legislative action of the General Court. This year's financial impact of adding this paid holiday for Sudbury Town employees in accordance with union negotiations is approximately \$2,400 annually. Recommend approval.

Town Counsel Opinion: It is the opinion of Town Counsel that if the Bylaw amendment proposed in Article 7 in the Warrant for the December 15, 1975, Special Town Meeting is properly moved, seconded and adopted by a majority vote in favor of the motion, it will become a valid amendment to the Sudbury Bylaws.

VOTED: THAT THE TOWN VOTE TO AMEND ARTICLE XI OF THE TOWN BYLAWS, ENTITLED, "PERSONNEL ADMINISTRATION PLAN", AS FOLLOWS: BY AMENDING SECTION 7. BY ADDING, IN PARAGRAPH (1) AN ADDITIONAL HOLIDAY AS FOLLOWS: "MARTIN LUTHER KING DAY"; AND BY CHANGING THE NUMBER OF HOLIDAYS WITH PAY TO "ELEVEN (11) DAYS".

In favor - 472; Opposed - 184. (Total - 656)

The Moderator then announced that the vote under Article 3 was ready. He thanked those who had counted the vote: Mrs. Phyllis Morgan, Mrs. Sally Colburn, Mrs. Joyce Bostder and Mrs. Maxine Yarbrough. He announced the vote as follows:

VOTED: THAT THE TOWN RESCIND ALL ACTION TAKEN BY IT PURSUANT TO CHAPTER 577 OF THE ACTS OF 1963, ENTITLED: "AN ACT AUTHORIZING THE TOWN OF SUDBURY TO ESTABLISH A HIGHWAY COMMISSION EXERCISING THE POWERS OF CERTAIN OTHER BOARDS, DEPARTMENTS AND TOWN OFFICERS." AND THAT THE VOTE BE BY BALLOT, ALL AS PROVIDED IN SECTION 5., THEREOF.

In favor - 518; Opposed - 408; Blanks - 1. (Total - 927)

[See page 124 for Article 3 and reports.]

In accordance with the vote taken at the beginning of the meeting, this session adjourned until tomorrow, December 16, 1975, at 8:00 P.M. in this hall.

The meeting adjourned at 11:06 P.M.

PROCEEDINGS

ADJOURNED SPECIAL TOWN MEETING

DECEMBER 16, 1975

The Moderator called the meeting to order at 8:01 P.M. at the Lincoln-Sudbury Regional High School Auditorium. He announced that a quorum was present.

He announced that Mr. Thomas Arnold would be designated as Acting Town Counsel for the evening.

He stated that Articles 4 and 5 would be discussed together, but that each article would be voted on separately.

ARTICLE 4: To see if the Town will vote to ask the Town to vote, at the next Annual Town Meeting, that a Superintendent of Streets be thereafter appointed by the Selectmen, under the provisions of General Laws, Chapter 41, Section 21, by including in the Warrant for the next Annual Town Meeting for submission to the voters the following question, to be placed on the official ballot:

"Shall the Town vote to have its Selectmen appoint a Superintendent of Streets?"

YES	
NO	

or act on anything relative thereto.

Submitted by the Board of Selectmen.

Board of Selectmen Majority Report: (Mr. Taft)

Last night, as a result of passing Article 3, the Town would now automatically revert to the election of a Highway Surveyor for a term of one year and a Tree Warden, also for a term of one year. Those are the elected offices that were in place in 1963 when the Town chose to replace the Highway Surveyor with the Board of Highway Commissioners. Subsequently, in 1964, they chose to abolish the elected position of Tree Warden. Under the statutes of the Commonwealth, we either must elect a Highway Surveyor and a Tree Warden, or we must make other provisions for appointing these positions.

If you elect a Highway Surveyor, his job would be to run the Highway Department in so far as the maintenance of the roads and the maintenance of the Town Sanitary Landfill is concerned. In past years, the man who was the Highway Surveyor was also appointed the Cemetery Superintendent by the Selectmen.

The Tree Warden, though, would be a separate elected position, and whoever was elected Tree Warden would be responsible for the care of the Town trees that are within the public ways in the Town along side the travelled ways.

This would give us a kind of a funny situation to have two elected officials, both in the same department, where the natural arrangement would be to have the Highway Surveyor in charge of the whole department, including the tree activities.

Therefore, the Selectmen unanimously recommend tonight that, whatever you decide to do on Article 4, the Tree Warden should be an appointed position so that we don't end up electing two people in one department. As far as Article 4 is concerned, the Selectmen are split two-to-one as to whether this should be the Highway Surveyor or a Superintendent of Streets. Mr. Powers favors the election of a Highway Surveyor.

If you choose to do nothing on Articles 4 and 5 tonight, next March on the ballot you will elect a Highway Surveyor and you will elect a Tree Warden. If you pass Articles 4 and 5 tonight, then on that same ballot next March, two questions will appear: "Shall the Town vote to have its Selectmen appoint a Superintendent of Streets?". The voters would have an opportunity to vote "Yes" or "No". "Shall the Town vote to have its Selectmen appoint a Tree Warden." The townspeople will have an opportunity to vote "Yes" or "No".

If these two articles are voted here tonight to get the referenda on the ballot next March, and a majority of the townspeople vote "Yes" next March, then the people that were elected as Tree Warden and Highway Surveyor would never serve in that office. Presumably, the Board at that time would appoint an acting Superintendent and then would proceed to commence a recruitment for a permanent Superintendent of Streets, whom, presumably, they would also name as Tree Warden. He would be the man that would then manage and be responsible for the Highway Department.

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The reason that the majority feels that this is the preferable route is that the kind of person you are looking for to be a Superintendent of Streets, a head of the Highway Department, is not necessarily the person who would run for Town office. This is a professional job. It is a managerial job. It's a very demanding job. It's a full-time job. It is not a policy-making, part-time board job like the Selectmen, Planning Board, etcetera. It would also limit the availability of candidates to those who were residents and voters of the Town of Sudbury and who were willing to run for the office.

I think that in these kinds of positions where technical knowledge of how the roads are constructed, how they are maintained, how drainage situations are handled, how relationships with townspeople are handled, how snow plowing is properly done and snow clearing, sanding, salting, and sand removal, walkway construction and maintenance, trees, their care, removal and planting, and all the other myriad subjects, such as operation of the Sanitary Landfill, equipment maintenance, building maintenance, all the things that go into a Highway Superintendent's job, that it's best to go out and recruit a capable qualified person.

This has been done in other jobs in the Town, such as Town Engineer, Town Accountant, Library Director, Board of Health Agent, etcetera. These are all technical, professional jobs, and the Town in the past has used the route of selecting the best man or woman on a recruitment basis rather than an election basis.

This is why the majority favors the appointment of the Superintendent of Streets.

The entire Board unanimously favors the appointment of the Tree Warden since at the time the two jobs would be in place, you can't have two elected people in one department.

Board of Selectmen Minority Report: (Mr. John C. Powers)

I feel as I have before, and as I continue to do, that there are tremendous benefits to having an elected official at the head of this particular department. I point out to you that before 1963 came along and we went into the Highway Commission, we had an elected Highway Surveyor for forty-four consecutive years. We never had much of a problem with that. We had qualified people that filled the positions. One of them, right now, holds a major position in the Maine State Highway Department. The voters were certainly cognizant of the requirements of professional skills. The voters have certainly been able to determine whether or not, in their opinion, that person has those skills or does not. I think the great virtue of having an elected Highway Surveyor for a term of one year has very much to do with the responsibility and control by the public of a department. There is nothing that is as moving to a department head as knowing that he has to stand up for election every year in this matter.

I think in the area of public works, with the problems that it is fraught with, this is a fairly decent and fairly safe arrangement for the voters of the Town.

In terms of whether or not we will get qualified people, I mentioned that we got them before. The Town was only around 8,000 people at the time Mr. Noyes, who was the Highway Surveyor, became the Highway Superintendent. We had no trouble finding him. We had no trouble finding Gordon Hunter. We only got L. Roy Hawes, who certainly was qualified enough to run the State Department of Agriculture and was certainly able to handle the Highway Department, because Gordon went off and joined the Marines in World War II. We had only one other fellow going all the way back to 1918. So, I think the Town is able to do it.

I personally like the idea of having a department reachable. We had some discussion last night about recall. An annual election is the fastest answer to a recall I ever saw. You have to stand and deliver or out you go.

I think the difficulties with appointment are difficulties of reachability by the public to the area involved. Of course, you can always change Selectmen, but, once again, that takes you two years before you get two out of three if they are a recalcitrant group.

I would urge you to keep the situation the way it stands tonight. If you defeat Article 4, you will go and elect a Highway Surveyor.

I hope that you will pass Article 5, because an elected Tree Warden doesn't make sense.

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It used to be that the Tree Warden and the Highway Surveyor could be the same fellow, but after we went into the Highway Commission, we passed a Bylaw that said no person shall hold two elective jobs. That is the reason for that particular problem.

I hope you will stay with the elected person for another reason. I think it is very confusing to go into an election and on the ballot see two things. One, you elect a person to fill a job, and then you pass on whether or not he should fill the job at all, or somebody else should appoint it. I think that is going to be confusing to the voters and I think we could avoid that problem.

I would hope that you would go with the elected official. Let's give it a year. Let's see what happens and judge it accordingly. It is not beyond our reach or control. I hope you support the minority position and keep the office elected.

Highway Commission Report: (Mr. Frederick W. Welch)

The Highway Commission supports the main motions under Articles 4 and 5 of the Warrant for this meeting. The question here is not whether or not the position should be elected or appointed. The question is, "Should we ballot on whether they should be elected or appointed?" We think that the voters of the Town, if they are certainly able to elect and decide upon an individual to fill the position of Highway Surveyor, are certainly equally talented enough to decide whether or not the person running for the position the first year is qualified to run and to decipher the question.

We hope that any campaign issue would center around that. It does give an option to the Town. Keep your options open. You have the right to use the ballot box and have the 7,000 plus registered voters of the Town decide this issue at the Annual Town Election.

Finance Committee Report: (Mr. Ira M. Potell)

Since Article 3 passed, the Finance Committee supports Articles 4 and 5 as they would allow the Selectmen to appoint a Superintendent of Streets and Tree Warden either separately or as a combined position. We would not favor having these positions elective as they were before the Highway Commission was created in 1963 because we feel that appointment is the best way to select personnel technically qualified to manage and supervise these public works activities. In addition, if the positions were elective, they could not, under Sudbury Bylaws, be held by the same person as we believe they should be.

Therefore, the Finance Committee recommends approval.

Committee on Town Administration Report: (Mr. Eric Kanstroom)

The Committee on Town Administration believes that technical positions are best filled by appointment. At this time, we might have people within the Town to fill these, but this is something that we are going to live with, hopefully, for a while. Ten years from now, we may not be so fortunate. We would recommend that you support both Articles 4 and 5 and have these positions appointed.

Personnel Board Report: (Mr. George Distler)

From the standpoint of the Personnel Board, we would feel that having an appointive office would be far better in that it would allow us a greater latitude in looking at the technical qualifications of the professional manager who is going to have a great number of people and a very large budget. I do not believe that the article under consideration tonight says that necessarily the Highway Superintendent would be appointed by the Board of Selectmen. There may be other alternatives that come up before the Annual Town Meeting. However, we believe that this question should be on the ballot.

VOTED: THAT THE TOWN VOTE, AT THE NEXT ANNUAL TOWN MEETING, THAT A SUPERINTENDENT OF STREETS BE THEREAFTER APPOINTED BY THE SELECTMEN, UNDER THE PROVISIONS OF GENERAL LAWS, CHAPTER 41, SECTION 21, BY INCLUDING IN THE WARRANT FOR THE NEXT ANNUAL TOWN MEETING FOR SUBMISSION TO THE VOTERS THE FOLLOWING QUESTION, TO BE PLACED ON THE OFFICIAL BALLOT:

"SHALL THE TOWN VOTE TO HAVE ITS SELECTMEN
APPOINT A SUPERINTENDENT OF STREETS?"

YES	
NO	

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ARTICLE 5: To see if the Town will vote to ask the Town to vote, at the next Annual Town Meeting, that a Tree Warden be thereafter appointed by the Selectmen, under the provisions of General Laws, Chapter 41, Section 21, by including in the Warrant for the next Annual Town Meeting for submission to the voters the following question, to be placed on the official ballot:

"Shall the Town vote to have its Selectmen appoint a Tree Warden?"

YES	
NO	

or act on anything relative thereto.

Submitted by the Board of Selectmen.

[For reports, see Article 4.]

VOTED: THAT THE TOWN VOTE, AT THE NEXT ANNUAL TOWN MEETING, THAT A TREE WARDEN BE THEREAFTER APPOINTED BY THE SELECTMEN, UNDER THE PROVISIONS OF GENERAL LAWS, CHAPTER 41, SECTION 21, BY INCLUDING IN THE WARRANT FOR THE NEXT ANNUAL TOWN MEETING FOR SUBMISSION TO THE VOTERS THE FOLLOWING QUESTION, TO BE PLACED ON THE OFFICIAL BALLOT:

"SHALL THE TOWN VOTE TO HAVE ITS SELECTMEN APPOINT A TREE WARDEN?"

YES	
NO	

[For action under Article 6, see page 133.]

[For action under Article 7, see page 137.]

ARTICLE 8: To see if the Town will vote to appropriate from available funds, the following sums, or any other sum or sums, as additions to the line item appropriations in Article 6, voted at the 1975 Annual Town Meeting, in accordance with the following schedule, which is incorporated herein by reference, or act on anything relative thereto.

Budget
Adjustment
for
Collective
Bargaining

<u>Account</u>	<u>Requested</u>	<u>Finance Com. Recommended</u>
<u>Protection</u>		
310-11 Fire Salaries	\$ 1,675	\$ 20,000
310-12 Fire Overtime	-	1,000
320-11 Police Salaries	25,808	25,808
320-12 Police Overtime	2,884	2,884
320-13 Police Clerical	659	659
320-16 Police Crossing Guards	358	358
340-11 Building Inspector Salary	1,600	-
340-12 Building Overtime	43	43
340-13 Building Clerical	936	936
340-15 Custodial	1,470	1,470
350-11 Dog Officer Salary	659	659
360-13 Conservation Clerical	125	125
370-13 Board of Appeals Clerical	181	181
385-13 Sign Review Board Clerical	85	85
<u>Highway</u>		
410-11 Salaries: Sup't, Asst. Sup't, Oper. Asst.	3,100	-
410-13 Clerical	-	-
420-11 Regular Salaries	19,492	19,492
420-12 Overtime	1,133	1,133
460-12 Snow and Ice Overtime	1,700	1,700
<u>General Government</u>		
501-11 Executive Secretary Salary	2,100	-
501-12 Clerical Overtime	43	43
501-13 Selectmen's Clerical	2,300	2,300
502-11 Engineering Salaries	6,022	-
502-12 Engineering Overtime	170	170
502-13 Engineering Clerical	618	618
502-14 Engineering Aides	850	850
503-11 Law - Retainer	-	-
503-21 Law Assistant	-	-

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Account	Requested	Finance Com. Recommended
<u>General Government (continued)</u>		
504-13 Assessors Clerical	\$ 1,500	\$ 1,500
505-11 Tax Collector Salary	700	700
505-13 Tax Clerical	930	930
506-11 Town Clerk Salary	626	626
506-13 Town Clerk Clerical	1,832	1,832
506-21 Census Takers	64	64
507-11 Treasurer Salary	500	500
507-13 Treasurer Clerical	377	377
508-13 Finance Committee Clerical	85	85
510-13 Permanent Building Committee Clerical	9	9
511-13 Personnel Board Clerical	85	85
512-13 Planning Board Clerical	300	300
514-13 Historic Districts Clerical	14	14
517-13 Bicentennial Clerical	425	425
521-11 Accountant Salary	2,000	-
521-12 Accounting Clerical Overtime	38	38
521-13 Accounting Clerical	1,428	1,428
600-11 Library Salaries	6,695	-
700-11 Park and Recreation Salaries	4,548	4,548
700-12 Park and Recreation Overtime	680	680
800-11 Board of Health, Director	1,000	-
800-13 Board of Health, Clerical	493	493
900-11 Veterans Agent & Director	119	119

Submitted by the Finance Committee.

Mr. Gogolin of the Finance Committee asked if all the voters present had a copy of the handout concerning Article 8 which contained the amounts to be appropriated under the line items. The Moderator requested the Boy Scouts in charge of the microphones to take care of distributing the handouts.

Finance Committee Report: This article will provide the funds for negotiated pay increases for Sudbury's Town workers; negotiations were not completed in time for voting at Annual Town Meeting last April.

The agreed upon settlements are as follows:

Police - 8.06 per cent, except 10 per cent for Sergeants.
 Highway - 8.5 per cent, except 10 per cent for Heavy Laborers and
 20 per cent for Light Laborers.
 All other Town employees have settled for an 8.5 per cent increase,
 except Fire Fighters, with whom the Town is still in Factfinding.

The Finance Committee supports all the various line item changes, except the following: 310-11, 310-12, 340-11, 410-11, 501-11, 502-11, 503-11, 503-21, 521-11, 600-11 and 800-11.

These line items either have not been firmly established or involve increases over the 8.5 per cent average settlements, and they will be further reviewed before Town Meeting. Our recommendations will be presented on the floor of the Special Town Meeting.

The total cost of this article will be in the neighborhood of \$120,000.

Mr. Gogolin further reported to the meeting for the Finance Committee as follows:

In the handout you just received for the Special Town Meeting, you see the budget line item additions necessary to provide funds for the collective bargaining and the general pay increases. When the Warrant went to press, the Finance Committee had not yet recommended on a number of items. Since that time, we have met with the Personnel Board and various department heads. This handout is an up-to-date list of the requested figures and the Finance Committee recommendations.

The original recommendation that you saw for the Fire Department in the Warrant that was mailed to your home was to act as a cushion against possible Reserve Fund transfers for the Fire Department negotiations when they are completed. There are, however, two other alternatives more likely to occur after settlement. They are another special town meeting, or an article at the Annual Town Meeting in April. State statutes and the date negotiations are completed will dictate which alternative is used. The requested amount in 310-11 covers the salary increase for the Fire Chief only.

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The Finance Committee agrees with the majority of the requested increases, and most fall in line with the average 8.5 per cent increase to all employees.

We have given the individually rated jobs particular attention. In some cases, we have agreed to increases slightly higher than those for the following reasons. The job scope has increased or the performance of the pay positions are not in line. There are four accounts that fall into that category: 501-11, 502-11, 503-11, and 521-11.

The second justification is that additional funds are needed to continue the work performed by our legal aide whose salary is now funded under the Federal CETA program. The additional \$2,000 in line 503-21 will continue the service, such as recording of deeds and easements as well as Flood Hazard Act work, through June, 1976.

In two instances we are recommending less than requested. Line 340-11 reflects our agreement with the Personnel Board for a salary increase of 8.5 per cent. Line 410-11 also reflects our agreement with the Personnel Board for an increase in the Highway Department Superintendent's salary of approximately 6.5 per cent and 8.5 per cent over the last two years. In effect, this grants only a general pay scale increase.

The total impact of our recommendations is now \$100,647. We recommend approval of this article as indicated in the recommended column.

Mr. Distler of the Personnel Board then *moved* that Account 310-11, entitled, *Building Inspector Salary*, be amended to \$1,600.

Personnel Board Report: (Mr. Distler)

When the Personnel Board went to the Finance Committee, we had recommended an increase that would have totalled \$1,300. The Finance Committee tonight stated that their \$1,300 recommendation was in line with ours.

Subsequent to that meeting, several facts were brought to our attention by the Board of Selectmen and the Building Inspector which caused us to re-think our position as to the salary increase and to come back to the Finance Committee and recommend the \$1,600 increase. At the time we met with the Finance Committee, we did not have in our possession some of the facts which I would like to touch on briefly tonight.

We believe that the job scope as the Finance Committee would look at it has increased and the performance has gone up. The job of Building Inspector has changed in a number of significant ways in the last eighteen months. To begin with, all buildings, outside of the state or a federal building, come under the jurisdiction of this department. This includes all schools, churches, Town Hall, motels and places of public assembly. These were previously inspected by the State.

In addition, there is now a mandatory State Building Code imposed upon the Town in these instances. We are finding violations that previously the State had not cited in our schools and in our Town Hall and in other places of public assembly. These have to be rectified. Some of these are so simple as a door with exit signs opening inward instead of outward. These have been found in our schools. The people in Town have seen in the papers some controversy over platforms being built in classrooms. This was under the State before. It is part of the Sudbury Building Inspector's job now.

The old Town of Sudbury Building Code amounted to approximately thirty pages. The State Building Code goes a little over three hundred pages.

In addition to that, we have the wiring and the responsibility for the Sudbury Housing Authority. We have put our Building Inspector in the middle of the Authority itself. We look to him to protect the Town and make sure that the job is being done correctly. This is a sixty-four unit dwelling which is easily the most sizeable the Town has ever had.

There are a number of other things. We have asked the Building Inspector to take over the entire supervisory job and coordinating job during the past twenty-four months that involved the Town Centre and the placing of underground wires and new lights.

Many of the jobs that Mr. White is assigned to are not necessarily brought as separate ones. He does work as Sealer of Weights and Measures. He does work as Zoning Enforcement Agent. He does work as Agent for the Board of Appeals. He still does work, although he does not have the title, as Planning Board Agent. He held all these positions prior to this.

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In addition, the Board of Selectmen has placed our Building Inspector in the position of running the custodial duties, maintenance duties and minor repairs for the Loring Parsonage, Hosmer House, Town Hall and the White Building. Under him come several men who are now doing work, not only of a cleaning or janitorial nature, but painting, walkway work, building shelves, and partition work.

In essence, the job of Building Inspector has gone from one of being the person who goes out and checks our Building Code to taking on a very much more complex State Building Code, taking on many, many more buildings in Town of key or vital interest to the safety of our children, places of public assembly, our Town Hall, and taking over maintenance of many more places.

We believe for this reason, the \$1,600 requested originally by the Board of Selectmen and subsequently approved by the Personnel Board is worthy of your approval.

Board of Selectmen Report: (Mr. William F. Toomey)

The Board of Selectmen agrees with Mr. Distler of the Personnel Board. Mr. White is our senior department head. He has a very unpopular job. He works hard at it. This is a difference of \$300. He has many hats. He does it well, and I ask you to support Mr. Distler's motion.

VOTED: THAT ACCOUNT 340-11, ENTITLED "BUILDING INSPECTOR SALARY", BE AMENDED TO \$1,600.

Mr. Klein of the Sudbury Taxpayers' Association was then recognized and moved to amend

Item 310-11, Fire Chief's Salary, from \$1,675 to 0;
 Item 410-11, The Superintendent of the Highway Department, the Assistant Superintendent and the Operations Assistant, from \$3,100 to 0;
 Item 501-11, Executive Secretary Salary increase from \$2,100 to 0;
 Item 502-11, Engineering Salaries from an increase of \$5,722 to \$4,022, the \$1,700 difference being that of the Town Engineer;
 Line item 521-11, The Accountant's increase from \$2,000 to 0; and
 Line item 800-11, Director of Board of Health increase from \$1,000 to 0.

Mr. Klein also moved that we divide the question into six separate subquestions and vote on them separately.

The motion to divide the question was defeated.

In support of his motion to amend, Mr. Klein reported as follows:

I was up here last night, as most of you were aware, when the salary schedule of these positions was discussed. I predicted at that time, if you raise the salary schedule, you are going to have the raise in salaries and here is the item. I began my talk last night by saying that I don't think there is any need to talk about the financial conditions in this area today. I was very much amazed to hear the arguments against the restricting of the salary schedules. One would think that this was still 1965, not 1975, with the arguments that we heard.

I need not remind you of the federal government's restrictions on pay increases and the state government's restrictions on pay increases. The state government has gone even further and reduced the pay to its lowest class of people on its payroll, namely, those on welfare.

But we hear arguments that if we restrict the pay increases of these people, they are going to quit and we are not going to be able to replace them. This is said in an area where there is approximately a 12-15 per cent unemployment, where this unemployment is completely across the board. It is not just production workers or manual laborers. It extends to all classes and economic groups in our community.

The Board of Health, for example, said it would be unable to get a Director if the salary were not raised. I don't know when they were looking for a Director. I don't know what the qualifications were, but this summer, I met at least a half dozen people with Master's Degrees, people who had worked for several years in the public health field, who could not find jobs and who were looking for a job that paid less than \$17-18,000. I could have put the Board of Health in touch with an M.D. who was looking for a job.

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I might say that, for example, Mr. Taft's company has turned loose a lot of eminent executive and technical talent. Mr. Taft offered a very strange argument last night that the pay increases of the individually rated people just amounts to a small amount of the total increases and therefore, really not worthy of consideration. Well, this adds up to \$12,000, and every little bit helps.

If you restrict the pay on top, somehow it filters down.

It used to be that if you worked for the public sector, you used to be paid far less than the private sector and made up for it in fringe benefits, such as a pension, security, etcetera. All the studies now show that not only does the public sector have the advantage of fringe benefits, but it now exceeds the private sector in wage scales.

These are tough times. We have people right here in this audience who now are looking for jobs. These are well qualified people. If you have a position to offer, your biggest problem today is not that you cannot find anybody qualified at the pay scale you have, but in trying to determine which of the many qualified people you should choose.

We cannot touch most of the salary increases because these people get their increases by negotiations which are protected. The items that I have proposed we reduce are items that we do have control over. Somehow we are going to have to get the message to the Town that we are going to have to hold the line.

Mr. Klein's amendment was defeated after a short discussion.

VOTED: THAT THE TOWN VOTE TO APPROPRIATE FROM AVAILABLE FUNDS THE FOLLOWING SUMS OF MONEY SET ASIDE IN THE FINANCE COMMITTEE RECOMMENDED COLUMN, AS ADDITIONS TO THE LINE ITEM APPROPRIATIONS IN ARTICLE 6, VOTED AT THE 1975 ANNUAL TOWN MEETING, IN ACCORDANCE WITH THE SCHEDULE AS DISTRIBUTED, WHICH IS INCORPORATED HEREIN BY REFERENCE; EXCEPT THAT LINE ITEM 700-12 SHALL BE \$68, AND THAT ACCOUNT 340-11, ENTITLED, "BUILDING INSPECTOR SALARY", BE AMENDED TO \$1,600.

<u>ACCOUNT</u>	<u>FINANCE COM. RECOMMENDED</u>
<u>PROTECTION</u>	
310-11 FIRE SALARIES	\$ 1,675
310-12 FIRE OVERTIME	0
320-11 POLICE SALARIES	25,808
320-12 POLICE OVERTIME	2,884
320-13 POLICE CLERICAL	659
320-16 POLICE CROSSING GUARDS	358
340-11 BUILDING INSPECTOR SALARY	1,600
340-12 BUILDING OVERTIME	43
340-13 BUILDING CLERICAL	936
340-15 CUSTODIAL	1,470
350-11 DOG OFFICER SALARY	659
360-13 CONSERVATION CLERICAL	125
370-13 BOARD OF APPEALS CLERICAL	181
385-13 SIGN REVIEW BOARD CLERICAL	85
<u>HIGHWAY</u>	
410-11 SALARIES: SUP'T, ASST. SUP'T, OPER. ASST.	2,400
410-13 CLERICAL	0
420-11 REGULAR SALARIES	19,492
420-12 OVERTIME	1,133
460-12 SNOW AND ICE OVERTIME	1,700
<u>GENERAL GOVERNMENT</u>	
501-11 EXECUTIVE SECRETARY SALARY	2,100
501-12 CLERICAL OVERTIME	43
501-13 SELECTMEN'S CLERICAL	2,300
502-11 ENGINEERING SALARIES	5,722
502-12 ENGINEERING OVERTIME	170
502-13 ENGINEERING CLERICAL	618
502-14 ENGINEERING AIDES	850
503-11 LAW - RETAINER	2,100
503-21 LAW ASSISTANT	2,000

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<u>ACCOUNT</u>	<u>FINANCE COM. RECOMMENDED</u>
<u>GENERAL GOVERNMENT (CONTINUED)</u>	
504-13 ASSESSORS CLERICAL	\$ 1,500
505-11 TAX COLLECTOR SALARY	700
505-13 TAX CLERICAL	930
506-11 TOWN CLERK SALARY	626
506-13 TOWN CLERK CLERICAL	1,832
506-21 CENSUS TAKERS	64
507-11 TREASURER SALARY	500
507-13 TREASURER CLERICAL	377
508-13 FINANCE COMMITTEE CLERICAL	85
510-13 PERMANENT BUILDING COMMITTEE CLERICAL	9
511-13 PERSONNEL BOARD CLERICAL	85
512-13 PLANNING BOARD CLERICAL	300
514-13 HISTORIC DISTRICTS CLERICAL	14
517-13 BICENTENNIAL CLERICAL	425
521-11 ACCOUNTANT SALARY	2,000
521-12 ACCOUNTING CLERICAL OVERTIME	38
521-13 ACCOUNTING CLERICAL	1,428
600-11 LIBRARY SALARIES	6,695
700-11 PARK AND RECREATION SALARIES	4,548
700-12 PARK AND RECREATION OVERTIME	68
800-11 BOARD OF HEALTH, DIRECTOR	1,000
800-13 BOARD OF HEALTH CLERICAL	493
900-11 VETERANS AGENT AND DIRECTOR	119

ARTICLE 9: To see if the Town will vote to appropriate from available funds \$4,300, or any other sum, to be expended under the direction of the Professional Planning Services Planning Board, for providing professional planning services for the Planning Board, or act on anything relative thereto.
Submitted by the Planning Board.

Planning Board Report: (Mr. Paul H. McNally)

This expenditure is needed to maintain the support of the efforts by the Planning Board and its Planner to complete a most important resources inventory now being made of the Town. The Annual Town Meeting of 1975 approved an expenditure of \$3,500 for use by the Planning Board in support of special studies. When that appropriation was voted, the Planning Board made it very clear that the money would be used as an addition to the CETA salary already being paid to our Planner by the federal government and thus provide the Town with the services of a Planner at minimal expense. Unfortunately, the CETA funds will be exhausted for our Planner's salary as of January 23rd, 1976, and the Planning Board is now asking the Town for additional funds to keep our Planner on the job at least until June 30, 1976.

The cut-off of CETA funds could not be predicted, and the Board anticipated having its Planner until June, 1976, under the conditions proposed at our last Annual Town Meeting.

During March, 1975, the Planning Board developed a priority list of projects that it believed would most benefit the Town. This list was given to its Planner with resources mapping as its number one priority. The Board projected that this work would be completed before the Annual Town Meeting of 1976. This is in conjunction with another important study, hydrology, being carried out by Dr. Ward Motts of the University of Massachusetts, a project which was approved by the 1974 Annual Town Meeting.

During the early summer, through the efforts of our Planner, the Planning Board voted to accept an offer of technical assistance from the U.S. Department of Agriculture and its Soil Conservation Service for producing natural resource maps. One of the results of this added program, at no cost to the Town, was a detection and correction of errors found in existing Town soil maps prepared in 1964. This assistance was deeply appreciated by the Planning Board.

We are actually going to try to make about fourteen different types of maps to indicate urbanized land, water bodies, wetlands, flood plains, different types of public lands, those lands which should not be developed, those lands which should be restricted, land with poor soil types, etcetera. The resource mapping will give the Planning Board the technical tools to be used in determination of proper land use.

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How we promote the use of land will determine what is most important to all of us, namely, what the ultimate character of the Town will be. Subdivision control, a function given to the Planning Board by state statute, gives broad powers as to how land may be subdivided. However, subdivision without perspective as to best how the land might be used in relation to the total use of all land in Sudbury and its effect on abutting neighbors, may result in serious damage to existing or future uses of land. The quality of life in Sudbury, and our concept of the ultimate character of the Town, might be seriously harmed or distorted without resource mapping and other planning tools.

The maps will show, when overlayed on each other, those areas of the Town or neighborhoods that, if developed to presently allowed intensity, might be detrimental to the area or neighborhood due to the presence of wetlands, water surface run-off characteristics, septic tank limitations, or possible construction in highwater recharge areas. The recharge areas are going to be shown to us throughout the Town in Dr. Mott's study. The use of the maps will show, in some areas, the need for more protective zoning, while in others, it will show the possibility for restriction.

Knowing these features of the land will greatly assist the Town, the Planning Board and potential developers in determining how intensely the land should be developed while still achieving the character of the Town we all desire.

We are currently doing resource planning. We have an hydrology study which is going to be completed sometime this year or early in 1976. We are working on environmental impact statements which are the type of things we can use to determine how damaging some types of development will be to certain areas of Town.

If you tie all these together, you get a pretty good picture as to how we ought to be using the land here in Sudbury. With a good understanding of land use, we come up with ideas as to what types of zoning are going to be required throughout the Town in order to protect what we have, while at the same time allow development in an orderly manner.

The Planning Board can affect the growth pattern of the Town by having the proper tools to understand the land. Now is the proper time for creation and use of these tools, not after the Town reaches 20-30,000 in population. We can wisely limit land use now, or pay later for our mistakes. I urge this meeting to support this article.

Mr. Eben B. Stevens then continued the report of the Planning Board as follows:

This current year, we were voted \$3,500 in line item 512-61. We expected a federal grant of \$10,000, which we got, starting last January. The total of \$13,500 would have been the salary for the Planner. It works out to a monthly rate of \$1,125. Available as of January 23rd from our budget is \$1,725 less two pay periods, or \$1,480. If you work it out, we would need a total sum of \$4,400 to maintain the Planner from January 23rd to June 30th. Our motion is for \$4,400.

The program undertaken by the Planning Board on which our Planner is working has been initiated to a great extent because of the input from you, the residents, as perceived by viewing the results of the Town-wide survey of two years ago. The result overwhelmingly indicated a desire to maintain Sudbury's character and to minimize growth of Sudbury and its ultimate population. Population projections made by the various state and federal agencies and your Planning Board, based on existing zoning regulations, indicate a possible maximum population for Sudbury of 33-35,000. This is a 225 per cent increase over today and represents a lot of growth and obvious huge problems.

Presently, the only method available to Sudbury, which it can use to determine density, is zoning. Currently, the courts throughout the country support zoning which is based on facts related to health, safety and general welfare of the residents, present and future. Zoning based on arbitrary reasons is and has been held invalid. Just to increase the minimum lot size from one and one-half acres to two, three, four, or five acres would be and has been held invalid and would be considered as a desire to restrict entrance to Sudbury.

However, with the resource and hydrology maps, the Town can determine what density the land can support, and the word "support" is the key.

It has been only in the last ten years or so that mankind has finally learned that he has to live in harmony with the land. To abuse the land is to abuse mankind.

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The most important resource which Sudbury has and which must be protected is its water. The hydrology study will determine just how much water is available to Sudbury with no outside support. The maps will determine where it is and where it comes from and where high densities would have the greatest pollution potential. Polluted water means sewers and sewers would permit small lots, which means even higher population. From these maps, zoning regulations can be drafted which will protect this resource and thus the character of Sudbury.

I urge your support of this article.

Finance Committee Report: (Mr. Lawrence Bussey, Jr.)

The Finance Committee recommends approval of the budget for Article 9 of \$4,400. However, we would hope the Planning Board, for professional planning service, would plan to submit the correct figures to the Finance Committee. Otherwise, it will not hold water.

Committee on Town Administration Report: (Mr. Kanstroom)

The C.T.A. has seen the maps that are being prepared by the Planner and can see no way that the Town is wasting its money. The maps will be very useful, and we definitely urge your support of this article.

VOTED: *THAT THE TOWN APPROPRIATE AND TRANSFER \$4,400 FROM FREE CASH, TO BE EXPENDED UNDER THE DIRECTION OF THE PLANNING BOARD, FOR PROVIDING PROFESSIONAL PLANNING SERVICES FOR THE PLANNING BOARD.*

ARTICLE 10: To see if the Town will vote to appropriate from available funds the sum of \$5,500, or any other sum, to be added to budget line item 950-41, Print Town Report, or act on anything relative thereto.
Town
Report
Submitted by Petition.

Speaking for the Petitioners, Mr. John C. Powers *moved that the Town appropriate and transfer \$5,500 from Free Cash to be added to budget line item 950-41, Print Town Report.*

Petitioners' Report: (Mr. Powers)

What the Petitioners seek is to have a return to the Annual Town Report in the format that we are used to. You will note that the Finance Committee says this amounts to reconsideration. I would take you back, those of you who were not at the Annual Meeting at which this happened, to point out that the Town had very little notice or knowledge of the fact that there was going to be an amendment made in the line item setting forth the sum of money for printing the Annual Town Report. It came as a surprise. It did not come as a special article. It came as a motion from the floor from the Town Report Committee itself. I think, had you had time to look at that and consider what was involved, you might have had a different result. The difference in the vote was something like twelve votes, so it wasn't an overwhelming feeling one way or the other.

The most important product that any government gives to its people is information as to what that government is doing and why it is doing it. That is the function of the Town Report. The sum of money which was voted at the Annual Meeting, in my opinion, is certainly not sufficient to do that.

The format that was presented by the Town Report Committee would be a totally field-stripped Town Report which, for example, would give you only the article and the vote, instead of the Proceedings. There would be no information in there dealing with who said what or why, or what the various reasons were. I think that's a heck of a way to run government.

The cost of this is peanuts out of some \$11,000,000 it takes to run this Town's government.

It's the second piece of paper you get from your Town government. The first is your tax bill, and the second one is the Town Report that tells you why you have the tax bill.

I have also done some checking with the Town Clerk and others in regard to whether or not the sum of money that has been voted is sufficient to do what the vote taken at the Annual Meeting purported to do. At that time, the position of

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the Town Report Committee was that they could put out a fifty-five or sixty page booklet and that would take care of the problem. The budget that was voted was \$2,500 plus \$1,000 separate for the Proceedings.

In fact, we took the Annual Town Report for the last year, cut it down to just the motion, vote and the Finance Committee Report, which is required by law to be printed. When you are all through with that, it came to something like sixty-five pages for that part alone.

Statutes require that certain things be printed in the Town Report. Those were not mentioned, but they come to some fifty pages more. This year, we have another item that has to appear by statute in the Town Report, and that is the investigation by the Board of Selectmen relative to the Highway Commission problem. We have certain other things that are required. So, before you get to what is going to happen on the report of the investigation of the Highway Commission, we are up to about 160 pages.

But it's 160 sterile pages that tell you nothing. They don't tell you what the positions are or why they were taken. They do not give you a document that you can look to.

It is said that we can have some available at the Town Hall instead of sending it to your home. When the 400 copies run out at the Town Hall, that is the end of it. If you are the 401st in the line, you don't get it.

It is a very simple problem. Is it worth a nickel on your tax rate to get the full reports of your boards with their programs, plans and future estimates of need? I think it is.

I think it is clear that we can eliminate a lot of the floss that goes into the Town Report, but if we ever start eliminating from it the things that make the Town Report valuable to you as a piece of information, we are doing a tremendous disservice to government in this Town. This Town runs on an open town meeting system and requires every voter not only to exercise his responsibility, but to exercise his knowledge and acumen on the material that is furnished to him.

There are a number of things which were not said at the last meeting on this about items that are required to be printed. I will give you a list of those so you will know what they are. The Selectmen, under the Bylaws, Article III, section 3, have to have various reports printed. I mentioned the report of the investigation of the Selectmen and that is Chapter 41, section 23B. The Library Trustees, by state statute, have a report requirement. The Park and Recreation Commission has a report requirement. The Treasurer and Accountant have a report requirement that runs many pages. The Conservation Commission, by statute, must report in the Annual Town Report. The Finance Committee report must be printed. If they file a report, the Historical Commission report must be printed. The Long Range Capital Expenditures Committee report must be printed. The Personnel Board's report must be printed. When you get those all together, there is no way you are going to do it in fifty-five pages.

When you realize that the cost last year per page was something like \$30, even if you only print 160 pages, that's \$4,800, considerably more than the amount of money you have.

I urge that you support the Petitioners' article that we keep the Town Report a meaningful, intelligent, readable and human document. I can't think of a better investment to make than the investment in public information about the way government runs.

Finance Committee Report: The Town Meeting voted \$3,500 for the Town Report. A move to restore funds cut from the budget is essentially a move for reconsideration of a previous vote. Although a compromise figure might be considered in the future, the Finance Committee suggests seeing what can be done with the approved minimal figure. Recommend disapproval of the additional \$5,500 to this line item (950-41).

Town Report Preparation Committee Report: (Mrs. Linda Z. Buxbaum)

The Town Report Preparation Committee at the present time does not exist as no formal reappointments have been made. We can only speak as former members of the Town Report Committee.

Section 3 of Article III of the Town Bylaws clearly states that all Town boards and officials, whether elected or appointed, all committees having any financial transactions during the preceding financial year, shall make a written report in detail, which report shall be delivered to the Accountant on or before January 10th.

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The Selectmen shall cause all such reports, as well as reports of any other board or committee, to be printed in pamphlet form.

How one defines a pamphlet, of course, is subject to some sort of interpretation. A great deal of what is included in your Town Report is at the discretion of the Board of Selectmen. Whatever the Board of Selectmen would direct the Town Report Committee to include, that would be included. Whatever the Board of Selectmen did not direct the Town Report Committee to include, would not be included. So, let us not assume there is no opportunity for some compression.

If you defeat this article, those people on the Town boards and committees who must submit a report for perusal by the Town, will have clear directions to keep their report brief. I don't know if you have had the opportunity, as we have, to look back over past town reports and watch how individual Town committee reports have grown and grown and grown.

The Town Report Preparation Committee does not edit anybody's report. Basically all we do is prepare them for publication, fix the spelling, put a period in here or there. We don't change or shorten anyone's report.

If Town boards and committees realize the Town wants brevity, wants economy, we have no doubt that, in the spirit of cooperativeness that informs the community, we would get much briefer reports than we have in the past.

As to our budget, there is some question as to whether or not there might be some shortening of the pages required to detail the investigation of the Selectmen and the Highway Commission. Certainly, this is a subject which would require a little more investigation about what the legal requirements are versus what the direction of the Board of Selectmen would be. We would have to investigate that further.

However, we can print - no, not print - we can reproduce the Town Report for \$18.88 per page. We can produce a ninety page Town Report for everyone in Town for \$1,700. Yes, we will have to spend a couple of hundred dollars on having it typed, because we won't have it type set. It is not going to look as fancy. We may even be able to throw in a couple of pages of pictures, if pictures are what the Town wants.

The major change, consonant to what Part One of your Town Report has been running in the past, somewhere between 90 and 105 pages, is that we will be printing a summary of the action of the Town Meeting instead of the total minutes. The total Proceedings will be made available in smaller quantities to those who are interested enough in picking up a copy of the complete Proceedings. There is no question that the boards and committees and active participants in Town government need full-scale Proceedings. There is no question that several hundred copies, and we had suggested five hundred copies, would be made available to those members of the citizenry who felt it necessary to investigate further into the intent of the Town Meeting.

At the present time, I believe a couple of hundred copies of the Proceedings of the Annual Town Meeting are printed shortly after the meeting. This year, for the first time, I was gratified to find out that chairmen of boards and committees received their copies of the Proceedings of the Annual Town Meeting. In years past, it was my understanding those copies just sat around in the Town Clerk's Office waiting for the Town Report to come out and replace them. So, at least, this year we know that boards and committees are really using those.

We certainly wouldn't want to restrict that flow of information in any way. It is not our place as a Town Report Committee. Our only job is helping this Town run more smoothly.

Let me say one other thing. In many communities, the Town Report is prepared by the paid staff. Sudbury is one of the few communities that has volunteers to prepare its Town Report. We like doing the job. If the Selectmen so choose, we would like to continue.

However, we do say this: "Have a heart, people". When you start running to a 3-400 page volume, it gets to be an intolerable task for a volunteer.

If the motion is defeated, incidentally, the people on the Town Report Committee would continue to do it anyway. You know, I don't want anybody to say that there was any suggestion of blackmail. We'll do whatever you say. But, think about whether you want to spend a lot of money for something that a lot of people don't use, or, do you want to spend less money because it is a tight year?

Mr. Powers' motion was defeated after a short discussion.

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ARTICLE 11: To see if the Town will vote to appropriate from available funds \$100,000, or any other sum, to be expended under the direction of the School Budget Supplement Sudbury School Committee, to be added to the 1975-76 budget of the Sudbury Public Schools, or act on anything relative thereto.
Submitted by the Sudbury School Committee.

School Committee Report: (Mr. N. Cornell Gray)

At last April's Annual Town Meeting, the School Committee presented a \$4,200,000 budget which would include any negotiated settlement with the Teachers' Association. We stated that we would, under no circumstances, exceed the \$4,200,000 expenditure.

The Finance Committee and others suggested we hold to a \$4,100,000 budget and come back to a Special Town Meeting for the negotiated funds.

We negotiated a settlement. We think we did a good job. We had a 6 per cent settlement as opposed to the 7.5 per cent and 8.5 per cent done in other Town boards. And, we are back.

In fact, the School Committee has cut all expenses not absolutely necessary to maintain our program and stay within the \$4,200,000 request.

Before the Annual Town Meeting, we had to take some action to even get close to a \$4,200,000 budget. We eliminated the position of an Assistant Principal at the Curtis Junior High. We eliminated the summer school stipend. We eliminated the position of Health and Education Coordinator, the sabbatical stipend, academic aide at Noyes, library coordinator, health aide, a special class teacher, a maintenance position and reduced the school lunch coordinator salary, a more senior person being replaced by a less senior person.

Since then, we did settle and have had to make some further adjustments to accommodate the settlement and an additional \$16,500 to repair the old Noyes roof, which was an emergency that we had to take care of.

We have eliminated the paid library aides in the neighborhood schools which the committee desired to have. We had staff turnover which saved us about \$12,000. We did not fill any special class positions. We renegotiated the transportation contract and have anticipated, or hoped for, the gamble of the \$6,000 savings in fuel and utilities.

On the surface, it seems reasonable to find 2.5 per cent of a \$4,200,000 budget to trim away. It is a small percentage of a large budget. But, let's look at this in some close detail.

Of our budget, \$3,262,158 is committed to salaries. \$207,409 is involved in transportation costs. \$222,018 are costs for utilities. \$508,415 constitute all other expenses. In many ways, we must attempt to trim the \$100,000 from this last sum.

A lot of things are included in the \$508,000. The main things are hard to touch. The Chapter 766 tuition funds are about \$85,000. The Sudbury Public Health Nurses Association and Greater Framingham Mental Health Association stipend is \$70,000. All other contracted services, including the roof, amount to \$74,000. All together that is \$229,999, leaving us \$279,000 which we can really play with.

I could break down the utilities funds and the transportation funds, if you would like, but let's tackle the real beast - salaries. The teaching staff costs us \$1,975,180 in salaries. The professional support staff is \$603,890. The para-professional and clerical is \$256,625. The custodial and maintenance is \$192,448. The administration is \$233,915.

I will discuss next the pupil-teacher ratios and the program that they support. At kindergarten, we run a relatively small class, 20 - 1. In grades 1 through 4, we hold at about 25 - 1. Grades 5 and 6 are 30 - 1. Grades 7 and 8 are 30 - 1 in major academic areas such as Math, Social Studies, English, etcetera. In Physical Education they are about 35 - 1. In the remaining courses, they range from 16 - 1, to 25 - 1, the larger being in Language and Typing. Home Economics and Shop or Industrial Arts, Art and Music are smaller in size, often because of restrictions of facilities, space and safety.

Larger class size is a cry that I hear very often. Without redistricting, increased class size is not logistically possible in grades K through 4, and redistricting is not acceptable on an annual basis.

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Anyone who has observed one of the Noyes classes when all the students are in the room at once, will realize that those rooms were never designed for many more than thirty children. It is a mob scene. There may be some more latitude at the Curtis Junior High, but none of our classroom staffing is unreasonable and none of it is wasteful.

We do not indulge in unusual and frivolous curricula. We have programs in English, Math, Social Studies, Science, Phys Ed, and Typing, Industrial Arts, Home Economics, Art and Music. That is it. There is nothing fancy.

Our professional support number is thirty-five. We have sixteen specialists in Art, Music and Phys Ed, primarily dealing with the elementary grades. We have seven guidance personnel, eleven special needs personnel, and one librarian. That totals thirty-five.

There are sixteen and one-half clerical positions in the system. There are four noon aides at each school. We have eight learning center specialists, and four academic aides who handle the resource centers at the Junior High School. They are a sort of study hall trade-off. If you give that up, you have to put them in study halls and get some teachers in there to cover the study halls, so there is really no savings possible there.

We have twenty-two persons employed in custodial and maintenance functions. These twenty-two people cover seven schools, and provide custodial services at the White Building. By comparison, there are twenty-six such persons employed at the Regional High School. We think we are doing a pretty efficient job there.

We have eleven persons in administrative functions, the superintendent, his assistant, financial administrator, seven principals, and a lunch room administrator.

A bite into any of the above areas will affect our program and our ability to run our system smoothly. Given a choice of personnel and materials to cut, the school administration would choose the materials.

In fact, without the \$100,000 requested here, the following cuts will be effected immediately:

- No substitute teachers hired - classes redistributed
- Cancel winter and spring interscholastic and intramural after-school activities
- Eliminate purchases of the following supplies:
 - Paper, reading workbooks, kits, paint and primary reading material for kindergarten
 - Materials for the art program (paper, paint, clay, etc.)
 - Consumable material of the Mathematics program (workbooks, resource center supplies, computer materials)
 - Social Studies kits
 - Home Economics and Industrial Arts supplies
 - Texts for Communicative Arts, Reading, Math, and Social Studies
 - Texts for the elementary libraries and 1/2 less for Curtis Junior High School Library
 - Audio-visual software (films, recordings, projectors, etc.)
- Eliminate testing program
- Eliminate all field trips
- Reduce supplies for custodial maintenance of the buildings
- Terminate all weekend and afterschool use of buildings
- Eliminate replacement of equipment for gym, science and typing.

This action must be taken because there is no money. Town Counsel now advises us that we must exhaust every avenue exclusive of our contracted services, our personnel, before the courts would allow discontinuance of services due to lack of funds. I am not sure that this does not already surpass that brink and that some personnel cuts might have to be made. This is not as easy as you may think.

To illustrate what \$100,000 in personnel would mean at this time of year, I will give you some unreal numbers. If all the clerical positions were abolished, we wouldn't make it. If all the maintenance and custodial forces were released, we still wouldn't make it. It would take between twelve and fifteen members of the professional staff to get there.

Should personnel be affected, we would have to realistically do some of the following:

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We would have to cut the elementary Phys Ed in half to one day a week or eliminate it.

Cut the elementary Art in half or eliminate it. That is realistic. That is the kind of cut you have to make short of rearranging all of your classrooms.

Were our Chapter 766 commitment reduced, we would end up in litigation culminating in more children being tuitioned out, which is not even an even trade.

We are running very close to the bone. The School Committee has been watching the bills schedules closely. There have been no frivolous or unnecessary expenses passed. We have instituted new controls to prevent running over as happened just last year. We will not be back for more funds this year.

The quality of education is not necessarily a function of funds spent. But, if the ratio is low, you can safely assume that your system is not spending money like drunken sailors. Our cost per pupil is among the three lowest comparable K through 8 systems in the area. We are over \$200 per pupil lower than the average.

I hope that you can agree with the School Committee that the \$100,000 is necessary and so cast your vote.

Finance Committee Report: (Mrs. Elizabeth S. Byars)

At the Annual Town Meeting in April, the Town voted \$4,100,000 for Sudbury's elementary schools, a clear message that taxpayers wanted an adjustment to the \$4,200,000. In June, we added \$88,000 because of unexpected and extraordinary expenses to the \$3,900,000 budgeted for the previous year. Great emphasis was placed at that time on the need for that supplement because of Chapter 766 expenditures. Many parents of special needs children and their friends attended that Town Meeting and supported that request.

Tonight we are asked to restore the \$100,000 requested in April, and in Article 12 we find that last year's Chapter 766 bills were not all paid from that supplement. So, we need another supplement.

In April, the School Committee presented four alternatives from which they would have to choose to reach the goal of \$4,100,000 if it were voted, but they did not choose one. As late as November 19th, the Committee still did not have a plan to operate at the \$4,100,000 level.

We have seen a notice showing that everyone's ox will be gored now if the \$100,000 is not restored. Only the School Committee is responsible for the depth and breadth of program changes that are now required. Prompt responsible action in May and June in response to the Town Meeting vote could and should have reduced the impact. The School Committee is sending us a message that says, "We will continue to spend and continue to ask for more."

How many more unpaid bills and special town meetings will there be before the full 1975/76 budget is revealed? Mr. Cornell Gray says no more.

In June, the Finance Committee and the School Committee planned some procedures to try to catch expenditures before they went catastrophically over the budget. One system of doing this was showing all encumbered funds. Encumbering means that you recognize and acknowledge all the monies that you know will eventually have to be paid. The school administration seems to have a great deal of trouble with this technique. The School Committee has not had that clear statement of its account and encumbrances nor has the Finance Committee.

We wish to assure you that the Finance Committee is not against education and does not recommend depriving the children of a good education in Sudbury. What we are seeking is financial responsibility on the part of the Sudbury School administration and an awareness of the wishes of the Town by the School Committee.

The Finance Committee cannot keep books for the school department. Neither under Massachusetts law can we cut their budget. All we can do is send messages and hope that they are heard. The Finance Committee message is to vote "No" on this article and hope that the upward spending spiral is checked.

Committee on Town Administration Report: (Mrs. Lorelei Snyder)

The Committee on Town Administration is opposed to this article. We agree with the Finance Committee that a dangerous pattern of supplemental budgets is being established, a pattern that can be employed not only by the School Committee but by other boards and committees.

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We believe the Town should be fiscally responsible for the services it demands. However, the cost of these services should be estimated as accurately as possible, presented to the Town for its approval, and each board and committee should, with the exception of unforeseen and emergency items for which the Reserve Fund is established, live within these budgets. Twice in succession, the School Committee has found it necessary to come back to the Town for additional funds. We believe this to be fiscally irresponsible. We believe the Town should demand that the School Committee prepare its budget with enough foresight so that the expected costs of the year will be truly reflected in its annual budget.

Mrs. Margaret S. Jones was recognized and moved that the vote on Article 11 be taken by secret written ballot.

Mrs. Jones' motion was defeated.

After discussion, it was

VOTED: THAT THE TOWN APPROPRIATE AND TRANSFER \$100,000 FROM FREE CASH, TO BE EXPENDED UNDER THE DIRECTION OF THE SUDBURY SCHOOL COMMITTEE, TO BE ADDED TO THE 1975/76 BUDGET OF THE SUDBURY PUBLIC SCHOOLS.

In favor - 280; Opposed - 271. (Total - 551)

ARTICLE 12: To see if the Town will vote to appropriate from available funds a sum of money to pay any one or more of the following unpaid bills totaling \$22,896.65:

Unpaid
Bills

\$21,485.00 to reimburse St. Huberts School, The Krebs School, M. Deutsch, J. Scattergood, A. Zeledon, and S. Arnold, for tuition payments (School Department);
14.00 to pay the South Middlesex News for an advertisement (Highway Department);
13.50 to pay Welder's Supply for acetylene (Highway Department);
81.00 to reimburse employee Mary Truviano for a library course (Library);
580.00 to pay Nancy Lewis, teacher, for back pay for 1974-75 school year (School Department);
600.00 to pay Teresa Morton, teacher, for back pay for 1974-75 school year (School Department);
71.15 to pay Huntting Corp. for book purchases (Library);
52.00 to pay Beacon Publications for an advertisement (Board of Appeals);

or act on anything relative thereto.

Submitted by the Town Accountant.

Town Accountant Report: The Town can only pay unpaid bills from a prior fiscal or budget year by vote of the Town Meeting or by a Special Act of the State Legislature.

School Committee Report: (Mrs. Mary H. D'Andrea)

I would like to recap for you the sequence of events that have led to the Sudbury Public Schools' unpaid bills in the 900 account. I am specifically speaking to the \$21,485.

The verbal approval for payment of these bills was given to the Sudbury School Department by the Massachusetts Department of Education in June of 1975. However, the School Department was aware that, under Chapter 766, funds paid to private schools or to individuals would not be reimbursed to the Town without written state approval. The School Administration thus insisted that the bills be approved by the Division of Special Education's Regional Review Board prior to submission for payment to the Town.

The date of state approval was assumed to be the invoicing date, and they were considered current year bills and were so processed for payment. Bills were placed on the bills schedule on September 17, 1975, after receipt of written approval from the state. However, the Bureau of Accounts ruled that they could not be paid out of current budget funds, but would have to be considered bills of a prior year, that is, 1974/75.

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Chapter 766 grant money was returned to the Town in the amount of \$159,300 which was applied to the current tax rate. Had 766 funds been put in a revolving fund for tuitions, the bills could have been paid from that account because in a revolving fund there is no fiscal date.

Considerable communication took place between the School Department and the Town Accountant, and later, among the Town Accountant, the School Department and the Massachusetts Bureau of Accounts. Mr. Wilson, our Town Accountant, in a letter to the Bureau of Accounts, stated, "It is therefore my opinion that these bills should be considered current year bills because the approval was in the 1975/76 fiscal year and the School Department was not aware of any obligation to pay these bills in any particular fiscal year, only to pay upon the written approval of the Division of Special Education."

What is the future remedy for such bills under Chapter 766? The first year of Chapter 766 was unique because the state did not process on a schedule that would have approved all bills in advance of the closing of the fiscal year. This will not repeat itself because all students currently placed have been approved by the state in writing. Procedures have now been instituted that preclude any reoccurrence of delayed approvals.

What about the disbursement of Sudbury Town Meeting funds voted in the spring that might have been used to pay Chapter 766 bills before the fact of the Department of Education approval? \$29,000 was paid for graduate course tuitions to teachers. \$46,000 was paid to fuel and other utilities. Of this, \$40,000 was fuel, but utilities were considerably higher than anticipated. We went, well in advance, to the Finance Committee on our fuel dilemma, but decision was delayed on a transfer of funds until they too had no Reserve Funds.

\$13,000 was spent of Chapter 766 tuition. We had hoped on a planning basis that there would be Chapter 766 money in a revolving fund. Tactically, an error was made in not going for the \$104,000 we originally decided upon at the 1975 spring Town Meeting. As you know, this amount was reduced to \$88,000 at that meeting on advice from the School Department.

I would like to review the \$1,180 arbitration award. Both parties mentioned in the Warrant qualified for a revised salary placement for the 1974/75 school year. As directed by the arbitrator, both parties went back to the bargaining table and established specific qualifications necessary for proper promotion to the appropriate columns of the salary schedule. We finished this segment of the agreement on September 9, 1975. Thus, any salary due them was due on the 1975 budget and qualified for revised placement on a new salary schedule.

I have tried to review for you the sequence of events leading to Article 12. On behalf of the Sudbury School Committee, I seek your approval of this article in the Warrant.

Finance Committee Report: The Finance Committee recommends approval of these amounts to pay proper bills received too late for payment from 1974 appropriations. Recommend approval.

VOTED: THAT THE TOWN APPROPRIATE AND TRANSFER \$22,896.65 FROM FREE CASH, TO PAY THE FOLLOWING UNPAID BILLS:

\$21,485.00	SCHOOL DEPARTMENT
14.00	HIGHWAY DEPARTMENT
13.50	HIGHWAY DEPARTMENT
81.00	LIBRARY
580.00	SCHOOL DEPARTMENT
600.00	SCHOOL DEPARTMENT
71.15	LIBRARY
52.00	BOARD OF APPEALS

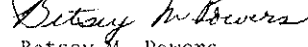
AND AS PRINTED IN THE WARRANT.

In favor - 276; Opposed - 25. (Total - 301)

The Moderator stated that the required nine-tenths vote had been achieved and the article had passed.

VOTED: TO ADJOURN.

The meeting adjourned at 11:17 P.M.

A true record, Attest: 
Betsey M. Powers
Town Clerk

