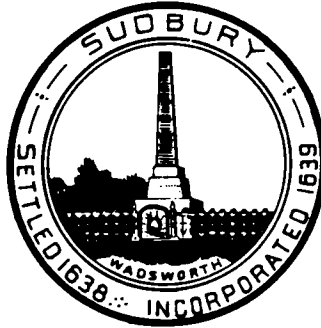


# **TOWN of SUDBURY**

## **Massachusetts**



# **OFFICIAL WARRANT**

## **SPECIAL TOWN MEETING**

**September 27, 1993**

**7:30 P.M.**

**Lincoln-Sudbury Regional High School Auditorium**

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If you are not yet a registered voter,  
you must register by 8 p.m. on September 17th  
to vote in this Special Town Meeting.

Register at Town Hall:

Weekdays (effective 9/13/93): 9 a.m. - 5 p.m.

September 17: 9 a.m. - 8 p.m.



**BRING THIS BOOK WITH YOU**

**TOWN OF SUDBURY  
SPECIAL TOWN MEETING WARRANT**

Commonwealth of Massachusetts  
Middlesex, ss.

To the Constables of the Town of Sudbury:

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Sudbury, qualified to vote in Town affairs, to meet at the Lincoln-Sudbury Regional High School Auditorium in said Town on Monday, September 27, 1993, at half past seven o'clock in the evening, then and there to act on the following articles:

**ARTICLE 1.                   FY94 BUDGET ADJUSTMENT - SCHOOLS**

To see if the Town will vote to amend the vote taken under Article 10 of the 1993 Annual Town Meeting by adding to Account 100 Education, Sudbury Public Schools, FY94 Operating Budget, the sum of \$282,135, or any other sum, for School Department expense; and to determine whether said sum shall be raised by transfer from available funds or otherwise; or act on anything relative thereto.

Submitted by the Sudbury School Committee.

**SUDBURY SCHOOL COMMITTEE REPORT:** At the time of the 1993 Annual Town Meeting (ATM), the Sudbury Finance Committee (FinCom) agreed to a total K-8 Sudbury Public School Budget that included the projected receipt of \$198,000 in additional State aid. (The FinCom's townwide FY1994 Budget is printed on Page 75 of the Warrant for the 1993 ATM.) Since the conclusion of the ATM several events have taken place that result in this article and the following article being presented to this Special Town Meeting.

First, as a result of the 1993 Commonwealth of Massachusetts Education Reform Act, a "Foundation Budget" has been established for each School District in the State. This "Foundation Budget" sets an amount that each Town is required to raise for its local schools. In the instance of the K-8 Sudbury Public Schools, the amount is \$379,014 more than was voted at the ATM. However, the Education Reform Act also provides for an additional \$282,135 to be distributed to the Town in additional local aid. Since the spending plan for the K-8 Sudbury Public Schools currently includes these anticipated funds, the School Committee is requesting via this article the allocation and transfer of \$282,135 to the School Department. Please note that this appropriation is from available funds and will not increase the tax rate.

The law goes on to say that an additional amount of \$96,879 must be allocated to the K-8 School Department in order to meet the obligated net school spending required by the Education Reform Act of 1993. The K-8 School Committee recommends that, under the following Article 2, the additional \$96,879 be transferred from the Unclassified Account, so as not to impact the tax rate or any other Town budget.

ARTICLE 2.                    FY94 BUDGET ADJUSTMENT - SCHOOLS

To see if the Town will vote to amend the vote taken under Article 10 of the 1993 Annual Town Meeting by adding to Account 100 Education, Sudbury Public Schools, FY94 Operating Budget, the sum of \$96,879, or any other sum, for School Department expense; and to determine whether said sum shall be raised by transfer from available funds or otherwise; or act on anything relative thereto.

Submitted by the Sudbury School Committee.

ARTICLE 3.                    SALE OF FORMER LORING SCHOOL

To see if the Town will vote to authorize the Selectmen, acting in the name of the Town, to execute a deed or deeds conveying a portion of the land (3.79 acres, more or less) with building thereon known as the Loring School, located at 80 Woodside Road, for a sum no less than \$15,000 and upon such terms and conditions as the Selectmen shall consider proper, or act on anything relative thereto.

Submitted by the Board of Selectmen.

**BOARD OF SELECTMEN REPORT:** Recent engineering studies indicate that the costs to maintain and repair the Loring School are prohibitive. The cost to bring the facilities up to code standard exceeds its market value. The Selectmen's intention with this and the follow two articles is to seek Town Meeting guidance for the disposal of Loring School. Current engineering studies and cost estimates associated with Loring School are available for public inspection in the Selectmen's Office, as well as a plan showing the amount of land to be sold. The Selectmen intend to dispose of only the building and the immediate surroundings, retaining the playground and keeping access for public parking in the front area.

Below is a report from the Building Inspector, who will be unable to attend the Special Town Meeting.

**BUILDING INSPECTOR REPORT:** The Sudbury Building Department has reviewed the existing Loring School physical plant as well as the Evaluation Study performed for the facility by Symmes, Maini & McKee Associates, Inc. Of major concern to the Department are: 1) the condition of the 33-year-old roof which can no longer be effectively patched, but must be replaced; 2) the under-floor steam heating pipes in the classrooms which have ruptured in numerous places and pose a safety threat to the occupants, especially children; 3) the antiquated electrical and wiring system which in places is exposed to considerable condensation from steam lines in the same mechanical room; and 4) a number of piping concerns in the boiler room, classrooms, and toilets. The building's exterior wall panel system, or "curtain wall", is but a single pane system which is a very poor insulator allowing major air infiltration in cold weather producing an unacceptable energy loss condition by current code standards. In addition, provisions of the Americans with Disabilities Act (ADA) are not currently being met as they apply to sublet space where public accommodation is required. There has been extensive study of the facility recently with the above items being but a few of the major concerns. Also, the facility absorbs a considerable amount of the Building Department's time with no funds being budgeted for either time expended or for repairs and maintenance. The Building Department is of the opinion that the Town derives virtually no benefit from the Loring School facility, and, that items such as leaking steam lines, an antiquated electrical system, and major roof leaks subject the Town to considerable legal liability. Potential lease income is offset by repair costs, and as the facility ages, maintenance conditions worsen. Therefore, it is this Department's strong recommendation that the facility be sold through the public bidding process for a sum not less than that determined by the Board of Selectmen.

**ARTICLE 4. DEMOLISH FORMER LORING SCHOOL**

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$100,000, or any other sum, to be expended under the direction of the Board of Selectmen, for the demolition of the former Loring School, located at 80 Woodside Road; and to determine whether said sum shall be raised by borrowing or otherwise; or act on anything relative thereto.

Submitted by the Board of Selectmen.

**ARTICLE 5. SECURE FORMER LORING SCHOOL FOR FUTURE DISPOSITION**

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$30,000, or any other sum, to be expended under the direction of the Board of Selectmen, for the purpose of boarding up and otherwise securing the former Loring School, located at 80 Woodside Road; and to determine whether said sum shall be raised by borrowing or otherwise; or act on anything relative thereto.

Submitted by the Board of Selectmen.

**ARTICLE 6. WORKER'S COMPENSATION FUND -  
ACCEPT MGL CH. 40, s.13A**

To see if the Town will vote to accept the provisions of Massachusetts General Laws Chapter 40, Section 13A, for the purpose of establishing a Worker's Compensation Fund, or act on anything relative thereto.

Submitted by the Board of Selectmen.

**BOARD OF SELECTMEN REPORT:** The Selectmen will report in more detail at Town Meeting, but suffice it to say that, after review over the past years, it now seems more prudent to self-insure our Worker's Compensation; thus, probably saving the Town large sums of money in future years.

**ARTICLE 7. WORKER'S COMPENSATION FUND - APPROPRIATION**

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, for the Worker's Compensation Fund; or act on anything relative thereto.

Submitted by the Board of Selectmen.

**BOARD OF SELECTMEN REPORT:** If Article 6 is approved, it is the intention of the Board of Selectmen to transfer funds from the current year's Worker's Compensation account to begin funding of this program, plus additional funding may be requested from available funds.

**ARTICLE 8. BUDGET ADJUSTMENT - FIRE DEPT.**

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$3,500 or any other sum, for a new Line Item 310-255, Fire Contracted Services, to be added to the Fire Department Budget voted by the 1993 Annual Town Meeting under Article 10, Budget, for Fiscal Year 1994; or act on anything relative thereto.

Submitted by the Fire Chief.

**FIRE CHIEF REPORT:** The Fire Department has moved to privatize the collection of ambulance bills and it is now necessary to pay for this company's services. Both the Town Treasurer and Town Accountant recommended the collection company bill the Town each month for the service rather than taking their fee directly from receipts collected; the company bills us 10% of fees collected. There is no effect on the tax rate as the Ambulance Reserve for Appropriation Accountant is funded solely by ambulance fees; allowing this transfer merely sets up a clear accounting path for funds received and paid to the collection company.

**ARTICLE 9. STABILIZATION FUND ADDITION**

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, to be added to the Stabilization Fund established under Art. 12 of the October 7, 1982 Special Town Meeting, pursuant to Massachusetts General Laws Chapter 40, Section 5B; or act on anything relative thereto.

Submitted by the Board of Selectmen and Finance Committee.

**REPORT:** This article allows the option if excess funds are available of placing the same in this account.

**ARTICLE 10. AMEND ZONING BYLAW ARTICLE IX.III.D -  
RESEARCH DISTRICT**

To see if the Town will vote to amend Section IX(III.D) of the Zoning Bylaw by adding thereto the following permitted uses:

- "g. Nursing homes.
- h. Congregate elderly housing for persons age fifty-five (55) and older.
- i. Housing for the elderly (age 55 and older).
- j. Uses accessory to those permitted in sections g, h and i above.
- k. Notwithstanding any other provision of this Bylaw, the height limitation for uses permitted in sections g, h and i above shall be 45' without limitation as to the number of stories.";

and to direct the Town Clerk to reletter the last item in the permitted use section to "l"; or act on anything relative thereto.

Submitted by the Board of Selectmen.

**BOARD OF SELECTMEN REPORT:** This zoning amendment just affects Sudbury's only Research District, the former Unisys site which is limited to a 25-acre area. It is being submitted to allow private, multiple housing for persons age 55 and older on this site. The Selectmen's Office has received numerous inquiries and a petition from residents to help initiate such local housing. This is a perfect site for it. Also, it will generate income to the Town with limited demand for services.



**NOTE: WARRANT REPORTS ARE BRIEF DUE TO PRINTING AND MAILING DEADLINES. THE FINANCE COMMITTEE AND TOWN COUNSEL WILL REPORT AT TOWN MEETING.**

**And you are required to serve this Warrant by posting an attested copy thereof at the Town Hall at least fourteen days before the time appointed for such meeting.**

**Hereof fail not and make due return of the Warrant by your doing thereon to the Town Clerk, at or before the time of meeting aforesaid.**

**Given under our hands this second day of September, one thousand nine hundred and ninety-three.**

**SELECTMEN OF SUDBURY:**

**Judith A. Cope, Chairman  
Lawrence L. Blacker  
John C. Drobinski**

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**Board of Selectmen  
Sudbury  
Massachusetts 01776**

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