

INDEX

ANNUAL TOWN ELECTION, MARCH 30, 1987

ANNUAL TOWN MEETING, APRIL 6, 1987

SPECIAL TOWN MEETING, APRIL 6, 1987

ADJOURNED ANNUAL TOWN MEETINGS

APRIL 7, 8, 27, 28, 29 AND MAY 4, 1987

	<u>Article</u>	<u>Page</u>
Accounting, budget	5 (521)	36
Acts of 1986, acceptance of	3	18
Enterprise Funds		
Ambulance and Equipment	12	27
Ancient Documents Committee, budget	5 (513)	35
Annual Town Election		1
Appeals, Board of, budget	5 (370)	32
Assessors, budget	5 (504)	33
Bills, unpaid	6	23
Borrowing, Temporary	2	18
Budget, FY87		
All Budgets	5	29
Health Insurance	STM 2	14
Salary Adjustment	STM 3	15 IP
Terms, definitions		5
Town Insurance	STM 1	14
Building Dept., budget	5 (340)	31
Building/Space Needs Study	14	63
Bylaws, Amend		
Enforcement of Town Bylaws by Non-Criminal Method	STM 7	17
Personnel Bylaw, Article XI	4	19
Celebration, 350th, budget	5 (715)	38
Classification & Salary Plan	4	19
Consent Calendar		18
Conservation Commission, budget	5 (360)	31
Conservation Fund Addition	17	66 IP
Council on Aging	5 (518)	36
Debt Service, budget	5 (200)	30
Dickson Land off Route 27 and Water Row, Purchase	20	68 & 119 IP
Dog Officer, budget	5 (350)	31
Drains, surface	11	26
Hudson Road		
Concord Road		
Easy Street		
Horse Pond Road		
Haynes Road		
Willard Grant Road		
Education, budget	5 (100)	29 & 42
Engineering Dept., budget	5 (502)	33
Enterprise Funds, Accept Chapter 306 of the Acts of 1986	3	18

	<u>Article</u>	<u>Page</u>	
Federal Revenue Sharing Funds		9	
Finance Committee, budget	5 (508)	35	
Finance Committee, Budget Reports	5	48	
Finance Committee, 1987 Reports		2	
Fire Department, budget	5 (310)	30	
Free Cash, Use of	42	119	IP
Golf Driving Range	48	121	PO
Golf Driving Range Feasibility Study	33	96	
Goodnow Library, budget	5 (600)	37	
Health, Board of, budget	5 (800)	39	
Hear Reports	1	12	
Historic District Commission, budget	5 (514)	35	
Historical Commission, budget	5 (515)	35	
Highway Department, budget	5 (410)	32	
Hotel/Motel Excise Tax, Accept M.G.L., C64G, S3A	27	80	DEF
Land Bank/Special Acts	18	67	DEF
<u>Land Sales</u>			
Sell land off Fairbank Rd. & off Horse Pond Rd. to the Housing Authority	29	85	PO
Sell Park & Rec. land, Longfellow Road	46	121	PO
Sell Park & Rec. land, Middle Rd./Firecut Lane	47	121	PO
Willis Lake Drive, Longfellow Rd., Middle Rd./Firecut Lane	32	94	DEF
<u>Land Transfers</u>			
Fairbank & Horse Pond Road (Reconsideration of Article 28 vote)	28	82 & 98	85 DEF DEF
Fairbank Road - Parcel F06-001	44	101	DEF
Horse Pond Road	43	87 & 99	DEF
Land off Longfellow Rd. and off Middle Rd./Firecut Lane	31	92	
Willis Lake Drive	30	90	
Willis Lake Drive, transfer ownership of 0.11 acres	45	120	PO
Landfill Upgrading	10	26	
Law, budget	5 (503)	33	
Library Automation	13	28	IP
LSRDSC, Petition Legislature to authorize LSRDSC to incur debt for outside facilities	STM 5	16	
LSRHS, indebtedness	STM 4	15	
Building Renovations/Equipment			
Improving Outside Facilities	STM 6	16	
Lincoln-Sudbury Regional School District, budget	5 (130)	44	
Metrowest and M.A.G.I.C. Planning Funds	23	78	
Minuteman Regional Vocational Technical High School, budget	5 (140)	46	
Moderator, budget	5 (509)	35	
Mt. Pleasant Cemetery Association Gift	9	26	
Noyes School Roof	16	65	
Park & Recreation, budget	5 (700)	37	
Permanent Building Committee, budget	5 (510)	35	
Personnel Board, budget	5 (511)	35	
Planning Board, budget	5 (512)	35	
Police Department, budget	5 (320)	30	
Police Force, Special Act - Civil Service	21	69	DEF
Pool, Town, budget	5 (701)	38	

	<u>Article</u>	<u>Page</u>
Real Estate Exemptions for Elderly Persons	26	79
Accept M.G.L. C59, S.5, Clause 41stC		
Real Estate Tax Exemptions	25	79
Accept M.G.L. Ch. 59, S.5, Clause 17thD		
Reconsideration of Article 22A vote		84
Reconsideration of Article 22B vote		99   DEF
Reconsideration of Article 28 vote		98
Reserve Fund Transfers		41
Resolutions		
Hop Brook Protection Association		122
Sudbury River Diversion		123
Package Sewage Treatment Plants		124
Resolutions, In Memorium		
Forrest D. Bradshaw		7
George A. Brown		8
Roland R. Cutler		8
Walter A. Dermon, Jr.		8
Ronald P. Espinola		8
Victor Harmon		8
W. Gordon Hunter		8
John Meader		8
James V. Merloni		8
Robert E. Stocking		8
Armando S. Troisi		8
Revenue and Expenditure Analysis		6
School, budget	5 (110)	42
Selectmen, budget	5 (501)	33
Senior Center Plans	15	64 & 72
Stabilization Fund	7	62
State of the Town		9
Street Acceptances	8	24
Crescent Lane		
Douglas Drive		
Fox Run		
Hawes Road		
Mark Lane		
Saddle Ridge		
Tantamouse Trail		
Wildwood Lane		
Sudbury Public Schools, budget	5 (110)	43
Tax Collector, budget	5 (505)	34
Topographic and Wetlands Survey, Update Town	19	68
Town Clerk & Registrars, budget	5 (506)	34
Treasurer, budget	5 (507)	34
Unclassified, budget	5 (950)	39
Veterans, budget	5 (900)	39
Walkways	41	116
Maynard Road		
Fairbank Road		
Goodman's Hill Road		
Youth Commission, budget	5 (710)	38
Zoning Bylaw Amendments		
Art.IX,IV-Intensity Regulations Research Districts	22A	70&73
(Reconsideration of Article 22A vote)		84
Research Districts, Amend Art. IX, 11, C - Delete	22B	78   IP
Research District #1		
(Reconsideration of Article 22B vote)		99   DEF
Art. IX, IV, D - Cluster Development	36	102
Art. IX, III, B - Kiosks	38	114



## ANNUAL TOWN ELECTION

1.

March 30, 1987

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 1,683 votes cast, including 49 absentee ballots. Twenty voting machines were used. The results were announced by Deputy Warden, Roberta Cerul at 10:18 P.M.

## MODERATOR: For One Year

Thomas G. Dignan Jr.	1,293
Scattering	0
Blanks	390

## SELECTMEN: For Three Years

Josiah F. Frost	511
John C. Drobinski	1,162
Scattering	0
Blanks	10

## ASSESSOR: For Three Years

Thomas H. Hillery	1,109
Scattering	0
Blanks	574

## CONSTABLE: For Three Years

Vincent E. Seymour	1,061
Scattering	0
Blanks	622

## HIGHWAY SURVEYOR: For One Year

Robert A. Noyes	1,188
Scattering	0
Blanks	495

## TREE WARDEN: For One Year

William M. Waldsmith	1,143
Scattering	0
Blanks	540

## GOODNOW LIBRARY TRUSTEE: For One Year

Aleta F. Cane	1,141
Scattering	0
Blanks	542

GOODNOW LIBRARY TRUSTEE: For Three Years  
(Vote for no more than Two)

Martha C. A. Clough	1,152
George D. Max	1,072
Scattering	0
Blanks	1,142

## BOARD OF HEALTH: For Three Years

Hugh Caspe (write-in)	139
Audrey Levington (write-in)	84
Scattering	4
Blanks	1,456

PARK AND RECREATION COMMISSIONERS:  
For Three Years

Alan J. Williamson (write-in)	114
Scattering	7
Blanks	1,562

## PLANNING BOARD: For Three Years

James P. Watterson	1,048
Scattering	0
Blanks	635

SUDBURY HOUSING AUTHORITY:  
For Five Years

Steven J. Swanger	1,008
Scattering	0
Blanks	675

SUDBURY HOUSING AUTHORITY:  
For One Year

Richard D. Paris (write-in)	33
Scattering	6
Blanks	1,644

SUDBURY SCHOOL COMMITTEE:  
For Three Years (Vote for Two)

Susan F. Abrams	1,109
James W. Flanagan	988
Scattering	0
Blanks	1,269

LINCOLN-SUDBURY REGIONAL SCHOOL  
DISTRICT SCHOOL COMMITTEE:  
For Three Years (Vote for Two)

David S. Pettit	1,174
Phyllis Rappaport	930
Scattering	0
Blanks	1,262

A true record, Attest:

*Jean M. MacKenzie*  
Jean M. MacKenzie, C.M.C.  
Town Clerk

The Finance Committee's recommendations which appear in the Warrant were the product of a lengthy and difficult process. During the budget preparation process, we advised Town Boards and departments that despite a sizable "free cash" position, their budgets should reflect: (1) no additional positions, or additional hours for existing positions, without extremely strong justification; (2) no new spending in non-salary items, with increases limited to expected price hikes; (3) capital spending only as justified to the Long Range Planning Committee. We warned that many financial threats existed, especially in the areas of health and liability insurance, the unfunded county retirement system, and uncertainties surrounding the landfill, state aid, and the new tax law. Our best estimates of the allowable increase in Town spending set against the expansive budget requests and articles submitted for this Annual Town Meeting, implied spending of \$1.88 million over and above the FY88 levy limit. Thus, very deep cuts had to be made in the budget and article requests in order to bring a budget to the Town Meeting which meets the restrictions of Proposition 2-1/2.

Proposition 2-1/2 determines by how much the tax levy may increase from year to year. This limit is imposed by state law, not the Town Meeting nor the Finance Committee. Under Proposition 2-1/2, the allowable levy is 102.5% of the prior year's levy limit, plus growth due to new construction. These two factors increased Sudbury's levy limit from \$15.8 million in FY87 to \$16.8 million in FY88. This latter amount is the maximum which can be raised unless the voters choose to override the limit via the ballot box at a general election (but not at Town Meeting).

Our recommendations to Town Meeting are the product of roughly forty hours of committee meetings, hearings with the various departments, commissions and boards, and contacts between those groups and liaison members of the FinCom. We could not recommend that all requested sums be appropriated by the Town even if the voters chose to override "2-1/2": an override has a ceiling, too (the so-called "second cap") and the requests were in excess of that limit as well. Our job, as we see it, is to bring a set of recommendations to the Town Meeting which would enable the voters to appropriate funds to run the Town without an override. Voters may then make a decision about whether that level of funding is insufficient, in their opinion, and if so may choose to vote an "override budget" -- a combination of budget and monied articles which cannot be funded within the levy limit. The Finance Committee does not believe that an override is necessary in FY88, a year of ten per cent revenue increase.

In making the almost \$1.8 million in cuts necessary to construct a balanced budget, the FinCom heard all departments, commissions, and boards, and then arrived at a list of priorities to be applied in ranking budget (and article) requests. Those priorities are very similar to those applied in previous years in placing police, fire, and the three school systems in first place. We recommended very minor reductions in police and fire budgets, concurring that those budgets had been built with very little leeway. It was considerably more difficult to determine the appropriate level of funding for schools. The requested sums from the three schools -- K-8, L-S, and Minuteman -- would have exhausted \$1.3 million of the \$2 million available to satisfy all Town needs. To try to establish an equitable position vis-a-vis the K-8 and L-S systems, we calculated a "fair share" growth rate of 10.5 percent -- roughly, the percentage by which the Town's spending power grew -- and suggested that school expenditures should not exceed that year-to-year growth. (Since many of the Town's "uncontrollable" expenditures, such as health insurance, are growing twice as fast, this would require spending in the other Town departments and commissions to grow much more slowly or, indeed, decline). We applied this standard on a "full cost" basis, in which we added to the K-8 system's budget their share of the "950-Unclassified" budget, in which employee benefits and insurance for the K-8 schools are included. This allowed us to compare K-8 and L-S systems on the same basis, since L-S includes those items in their budget. This "fair share" standard translated into a sizable reduction in the K-8 budget, offset to some degree by our support of a \$191,000 school roof repair article. For L-S a reduction of \$140,000 was requested. Although we were unable to overturn the Minuteman assessment, our liaison member spoke out against the very high increase in Sudbury's assessment at the Minuteman School Committee's budget session. Although these requested cuts are sizable, we feel that they are in line with our stated high priority for education.

In the Town budget, we were plagued by the very large year-to-year increases in personnel costs created by collective bargaining settlements and the new salary plan. Although we consider the plan a useful instrument, we question the magnitude of the yearly step increase, and have asked the Personnel Board to consider a redesign of this factor for FY89. The combination of a five percent cost-of-living increase and a four percent step increase caused many workers' salaries to rise by 9.2 percent. Since personnel costs make up over 70 percent of Town spending, this translated into a sharp rise in departments' requests to maintain their current staffing. Despite our budget guidelines, we received many requests for new positions, or additional hours for current positions. We recommended against nearly all of those increases--except in cases where the additional full cost of a new employee (including the benefit component) was fully justified by economies at other levels (such as the civilian dispatchers used by fire and police, which free up highly trained and higher paid officers for duty). It is our contention that the Town will arrive at an impasse during the next few years, when either an override or layoffs will be necessary, unless personnel costs (including benefits) are held in check.

Our attempts to bring budget requests into line also involved the scaling back of many program items. Our recommendations generally reflect the maintenance of existing assets, and the continuation of existing services, over the acquisition of new assets and the extension of services. We tried to classify programs as essential vs. non-essential, in terms of meeting the Town's basic needs and expressed preferences. We do not question that many voters, if unconstrained by the hard choices forced by 2-1/2, might indeed be willing to pay for all current services and expand several dimensions of service--better recreational facilities, more conservation land, expanded youth services, and so on. But the voters at this Town Meeting do face severe constraints if they want to work within the confines of 2-1/2. The Town can afford new tennis courts, or new dump trucks and fire engines; more conservation land, or the services of the library; new audio-visual equipment in K-8, or badly needed renovations of the High School's physical plant; a youth outreach worker, or mandated changes at the Landfill. We do not suggest that each choice is a specific either/or choice; we only would like to emphasize that we cannot change all the "or's" to "and's" without spending considerably in excess of the levy limit. The choices are yours; you need not agree with our recommendations, or the priorities which underlie them, but on the limits placed by Proposition 2-1/2 we all must agree.

The Finance Committee is a group of nine citizens of Sudbury, appointed by the Moderator, and charged with the responsibility of preparing the Budget Warrant Article as well as positions on all other Warrant Articles. Our recommendations are only advisory; we all, as the legislative body of the Town Meeting, make the final decisions. Those decisions for FY88 must be based on the following (all figures based on early February estimates):

- \* From the FY88 Request column, the total amount that we can spend for all budgets and articles, given our current estimates of assessments and offsets, is \$22,434,979. (Up to \$55,000 of this sum may be committed by the Special Town Meeting to be held within the Annual Town Meeting, to wrap up FY87 appropriations). This sum includes the Proposition 2-1/2 Levy Limit of \$16,803,774, and the amount of "free cash" certified on 7/1/86 of \$1,421,945. It also includes estimated receipts and revenue of \$5,247,000, and offsets of \$153,800, set against estimated charges of \$1,191,540.
- \* From the FY88 Request column, the sum total of net budget requests for FY88 (labeled "Total Operations") is \$21,439,021. This reflects the proposed application of \$153,800 in offsets (revenue sharing, dog licenses, cemetery income, etc.) and \$967,401 in free cash to the total gross requests of \$22,560,222. The articles submitted for this Town Meeting total \$1,427,025, plus an additional \$54,544 now estimated to be required for a Special Town Meeting to wrap up FY87 appropriations. The grand total of spending requests is thus \$24,041,791.
- \* Spending requests exceed allowable spending under Proposition 2-1/2 by \$1,606,812. This is the amount by which the Finance Committee had to reduce requests to construct a set of recommendations (shown in the FY88 FinCom column) which would allow the Town Meeting to vote budget and articles within the 2-1/2 limit.

- \* There are no unrestricted funds being held in reserve which would allow us to avert these cuts. The Stabilization Fund is restricted by law for capital spending. Although we are not recommending its use this year, and are indeed requesting a contribution to the Fund, the Long Range Planning Committee (LRPC) has already compiled lists of capital requests for the next five years which dwarf the current balance (or the augmented balance) of the Stabilization Fund.
- \* Bonding is an option, and one which will be proposed this year by the L-S School Committee as a solution to their renovation needs. We have not proposed bonding for any projects this year, for we expect that the LRPC's Building and Space Needs Study, if funded, will result in a prioritization of Town capital spending needs, to be funded by a major bond issue in FY89 or FY90. Bonding, of course, will impact on future years' allowable spending, unless the voters choose to exempt the debt service from 2-1/2 limits.

We are extremely grateful to all those who have assisted us in our work this year, with special mention for the guidance we have received from the Long Range Planning Committee. They have spent many hours at our hearings reminding us to focus on the long view, and are playing a very important role in our process. We also must thank Terri Ackerman, the Town's Budget Analyst, for her invaluable contributions in verifying the budgets and providing us with technical support. We especially appreciate the cooperation of Town departments, boards, committees, and commissions, whose members always approach their budget hearing with a bit of apprehension, but manage nevertheless to give us an honest and open appraisal of their work and its importance.

Explanations of several terms which are used in our presentations are appended to this report.

Respectfully submitted,

Christopher F. Baum, Chairman  
David P. Wilson, Vice Chairman  
Helen Marie Casey  
Stephen D. Ellis  
Carmine L. Gentile  
John B. Hepting  
James L. Kates  
Carolyn S. Stowell  
Daniel A. Wren

TERMS

FREE CASH: The unreserved fund balance (amount of money remaining) after deducting from surplus revenue all uncollected taxes from prior years. Free Cash is certified on July 1 by the Director of Accounts; any or all of the certified amount may be used to defray Town expenses by a vote of the Town Meeting. Last July 1, a sum of \$1,421,945 was certified, all of which remains available for use in April 1987. In the analysis on the next page, Free Cash is being applied to offset items of the budget, and the addition to the Stabilization Fund.

OFFSETS: Reserved or unexpended balances from various sources. Proposed for FY88 use include: (1) the last installment of Federal Revenue Sharing (\$25,000 total), to be applied to Police and Fire Salaries. (2) \$84,500 from the Sale of Town Land Account, the proceeds of selling two parcels of land no longer used by the Town. May only be applied for a purpose for which the Town could borrow for five years or more (i.e. could not be used to pay salaries). To be applied to Highway Equipment purchases. (3) Cemetery Perpetual Care Accounts: \$16,000 to be applied to the Highway department budget to defray the costs of operating the cemeteries. (4) Dog Licenses: \$2,000 from the sale of dog licenses, used by statute to purchase library books. (5) State Aid: \$10,800 to be used for the Library. (6) Estimated Receipts of the Town Pool, to be used to offset expenses of its operation. For FY88, estimated at \$185,800.

ABATEMENT SURPLUS: Accumulation of the amounts of Abatements and Exemptions set aside by the Assessors each year to cover abatements of (and exemptions from) real estate and personal property tax assessments. The accumulated amount for previous years no longer committed for abatements may be used by vote of the Town Meeting for extraordinary or unforeseen purposes, or voted into the Reserve Fund. For FY88, \$100,000 of the Abatement Surplus is proposed to defray the funding of the Reserve Fund in the 950 Budget.

RESERVE FUND: An amount appropriated by the Annual Town Meeting for emergency or unforeseen purposes. The Finance Committee is the sole custodian of the Reserve Fund, and approves transfers from the Fund into the operating budgets throughout the year if: (1) the need for funds is of an emergency and/or unforeseen nature, and (2) if, in the judgment of the Finance Committee, the Town Meeting would approve such an expenditure if such a meeting was held. The Reserve Fund is therefore a mechanism for avoiding the necessity of frequent Special Town Meetings.

LEVY LIMIT: The maximum amount, given by the restrictions of Proposition 2-1/2, which the Town may raise by taxation in a given year. Generally equal to 102.5 percent of the prior year's levy limit plus an amount related to estimated new construction. (From FY87 to FY88, the levy limit increased \$975,000, of which \$580,000 was due to estimated new construction). May be overridden by vote of the Town at a general election (not at a Town Meeting); but in no event may the levy exceed 2-1/2 percent of full and fair cash value of the Town's property (the so-called "second cap", which may not be altered by the voters of the Town). If an override vote is unsuccessful, the Town Meeting must reconvene and vote a budget which satisfies the levy limit.

## REVENUE AND EXPENDITURE ANALYSIS

	FY87 Appropriation	FY88 Request	FY88 FinCom
Sudbury Pub.Schls. (gross)	6,952,557	7,684,421	7,573,113
Sudbury Pub.Schls: offsets	-145,468	-166,506	-166,506
SUDBURY PUB.SCHLS. (net)	6,807,089	7,517,915	7,406,607
L S R H S (assessment)	4,904,995	5,412,354	5,412,354
M R V T H S (assessment)	367,533	457,070	457,070
<b>1:Education</b>	<b>12,079,617</b>	<b>13,387,339</b>	<b>13,276,031</b>
<b>2:Debt Service</b>	<b>385,040</b>	<b>250,293</b>	<b>250,293</b>
3:Protection (gross)	2,753,623	2,968,437	2,815,372
3:Offsets	-200,000	-25,000	-25,000
<b>3:Protection (net)</b>	<b>2,553,623</b>	<b>2,943,437</b>	<b>2,790,372</b>
4:Highway (gross)	1,210,938	1,384,641	1,313,538
4:Offsets	-60,291	-16,000	-100,500
<b>4:Highway (net)</b>	<b>1,150,647</b>	<b>1,368,641</b>	<b>1,213,038</b>
5:Gen.Govt. (gross)	1,008,043	1,140,519	1,086,782
5:Offsets	-30,193	0	0
<b>5:Gen.Govt. (net)</b>	<b>977,850</b>	<b>1,140,519</b>	<b>1,086,782</b>
6:Library (gross)	293,886	330,663	327,359
6:Offsets	-9,163	-12,800	-12,800
<b>6:Library (net)</b>	<b>284,723</b>	<b>317,863</b>	<b>314,559</b>
7:Recreation (gross)	182,066	586,507	417,598
7:Offsets	0	0	-185,800
<b>7:Recreation</b>	<b>182,066</b>	<b>586,507</b>	<b>231,798</b>
<b>8:Health</b>	<b>227,192</b>	<b>267,122</b>	<b>266,910</b>
<b>9:Veterans</b>	<b>7,609</b>	<b>7,751</b>	<b>7,751</b>
9:Unclassified (gross)	1,757,988	2,236,950	2,229,450
9:Offsets	-60,000	-100,000	-100,000
Free Cash Applied (-)	0	-967,401	-1,182,401
<b>9:Unclassified (net)</b>	<b>1,697,988</b>	<b>1,169,549</b>	<b>947,049</b>
<b>TOTAL TOWN</b>	<b>7,466,738</b>	<b>8,061,882</b>	<b>7,108,552</b>
<b>TOTAL OPERATIONS</b>	<b>19,548,355</b>	<b>21,439,021</b>	<b>20,384,583</b>
STM Articles:	562,500	54,544	54,544
ATM Articles	386,280	1,427,025	658,905
<b>TOT. ARTICLES</b>	<b>948,780</b>	<b>1,481,569</b>	<b>713,449</b>
Free Cash Applied (-)	0	-454,544	-239,544
<b>BUDGET &amp; ARTICLES</b>	<b>20,495,135</b>	<b>22,466,046</b>	<b>20,858,488</b>
Cherry Sheet Charges	482,240	482,000	482,000
Cherry Sheet Offsets	341,333	341,000	341,000
Recap chg. (incl Snow/Ice)	0	118,540	118,540
Abatements & Exemptions	247,448	250,000	250,000
<b>TOT. CHARGES</b>	<b>1,071,021</b>	<b>1,191,540</b>	<b>1,191,540</b>
<b>TOTAL TO BE RAISED</b>	<b>21,566,156</b>	<b>23,657,586</b>	<b>22,050,028</b>
Cherry Sheet Receipts	3,396,722	3,496,000	3,496,000
Local Receipts	796,200	871,000	871,000
Motor Veh. Excise	880,000	880,000	880,000
Free Cash appl. to Tax Rate	413,000	0	0
Borrowing	239,200	0	0
<b>TOT.RECTS/REVENUE</b>	<b>5,725,122</b>	<b>5,247,000</b>	<b>5,247,000</b>
<b>REQUIRED LEVY (gross)</b>	<b>15,841,034</b>	<b>18,410,586</b>	<b>16,803,028</b>
Prev.Limit +2.5%	15,051,422	16,223,774	16,223,774
New Construction	776,650	580,000	580,000
<b>LEVY LIMIT</b>	<b>15,828,072</b>	<b>16,803,774</b>	<b>16,803,774</b>
<b>UNDER LEVY LIMIT</b>	<b>11,582</b>		<b>746</b>
<b>OVER LEVY LIMIT</b>		<b>1,606,812</b>	

PROCEEDINGS

7.

ANNUAL TOWN MEETING

April 6, 1987

A quorum having been declared present, the Annual Town Meeting of the Town of Sudbury was called to order by Thomas G. Dignan, Jr., the Moderator, at 8:10 P.M. at the Lincoln-Sudbury Regional High School Auditorium.

The Reverend John Van Siclen of St. Elizabeth's Church delivered the invocation which was followed by Miss Michele Racicot leading the Pledge of Allegiance to the Flag.

The Moderator announced he had been advised from the Town Accountant that the amount of Certified Free Cash to be \$1,421,945. Having examined the call of the Annual Town Meeting, the officer's return of service and the Town Clerk's return of mailing, he found each of them to be in order and so reported.

Upon a motion made by the Chairman of the Board of Selectmen, it was

*UNANIMOUSLY 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.*

Various town officials and members of town boards were introduced to the voters as well as four students visiting Sudbury on the Foreign Student Exchange Program. The Moderator introduced to the hall two former Sudbury residents, Ret. Vice-Consulate, John A. Scholefield and his wife Joyce, who were accompanying the former Mayor of Sudbury, Suffolk, England, Anthony H. Moore and his wife Valerie, who were present to extend official greetings and good wishes to the townspeople of Sudbury on behalf of the citizens of Sudbury, Suffolk, England.

In memory of the citizens of the Town of Sudbury who have passed away during this past year, the following resolution was read by Selectman Wallace:

*RESOLUTION*

*WHEREAS: THE TOWN OF SUDBURY HAS ENJOYED THE BLESSING OF THOSE IN THE COMMUNITY WHO GAVE OF THEIR TIME AND TALENT TO ENRICH THE QUALITY OF LIFE IN THE TOWN; AND*

*WHEREAS: CONTRIBUTIONS AND CIVIC DUTY AND PUBLIC SERVICE HAVE BEEN RENDERED BY SEVERAL OF ITS CITIZENS AND EMPLOYEES WHO HAVE PASSED FROM AMONG US;*

*NOW, THEREFORE,*  
*BE IT RESOLVED: THAT THE TOWN EXTEND ITS HEARTFELT SYMPATHY TO THE FAMILIES OF THESE PERSONS AND TAKE COGNIZANCE OF THEIR SERVICE AND DEDICATION:*

*FORREST D. BRADSHAW - (1894-1986) MOVED TO SUDBURY IN 1909.*  
*SELECTMAN 1921-1922*  
*SALARY COMMITTEE 1929*  
*SCHOOL COMMITTEE 1936-1937*  
*SPECIAL POLICE 1938-1944*  
*HONOR ROLL COMMITTEE 1943-1945*  
*FINANCE COMMITTEE 1943-1946*  
*SPECIAL POLICE - WATER DISTRICT 1944-1953*  
*BOARD OF REGISTRARS 1946-1954*  
*TOWN CLERK 1946-1954*  
*DEPUTY PRESIDING OFFICER 1948-1949*  
*COMMITTEE TO NAME STREETS 1949-1950*  
*DEPUTY ELECTION CLERK 1952-1954*  
*GOODNOW LIBRARY CENTENNIAL COMMITTEE 1957-1962*  
*ANCIENT DOCUMENTS COMMITTEE 1958-1985*  
*CTA SUBCOMMITTEE ON TOWN MEETING 1963-1964*  
*HISTORICAL COMMISSION 1968-1974*  
*ROUTE 20 STUDY COMMITTEE 1970-1973*  
*TOWN HISTORIAN 1970-1979*  
*ELECTION OFFICER 1975-1984*  
*ARCHEOLOGICAL ADVISORY COMMITTEE 1983-1986*  
*HAYNES GARRISON SITE*

April 6, 1987

8.

GEORGE A. BROWN (1896-1986) MOVED TO SUDBURY IN 1954  
HAYNES HOUSE COMMITTEE 1957-1958  
ELECTION OFFICER 1957-1965

ROLAND R. CUTLER (1910-1986) LIFELONG RESIDENT OF SUDBURY  
BOARD OF PUBLIC WELFARE 1941-1943; 1949-1968  
SITE COMMITTEE (L.S.R.H.S.) 1954-1955  
HAYNES HOUSE COMMITTEE 1957-1958  
ECONOMIC OPPORTUNITY PROGRAM STUDY COM. 1966-1972

WALTER A. DERMON, JR. (1918-1986) MOVED TO SUDBURY IN 1956  
FINANCE COMMITTEE 1968-1969

RONALD P. ESPINOLA (1937-1986) MOVED TO SUDBURY IN 1971  
REGIONAL CONCERNS (SILC DESIGNEE) 1972-1973  
REGIONAL REFUSE DISPOSAL COMMITTEE 1972-1973  
HIGHWAY COMMISSION 1972-1974  
WAYLAND-SUDBURY SEPTAGE DISPOSAL PLANNING  
COMMITTEE 1973-1974

VICTOR HARMON (1903-1986) MOVED TO SUDBURY IN 1965  
ELECTION OFFICER 1972-1979

W. GORDON HUNTER (1907-1986)  
HIGHWAY SURVEYOR 1938-1958

JOHN MEADER (1919-1987) MOVED TO SUDBURY IN 1940  
PLANNING BOARD 1946-1951

JAMES V. MERLONI (1935-1986)  
TOWN ENGINEER 1974-1986  
SEPTAGE FACILITY (OPERATIONAL REVIEW  
COMMITTEE) 1976-1978  
BUILDING INSPECTOR/ZONING ENFORCEMENT  
AGENT (ACTING) 1979  
GENERAL AGENT TO PLANNING BOARD 1983-1986

ROBERT E. STOCKING (1930-1986) MOVED TO SUDBURY IN 1969  
ANCIENT DOCUMENTS COMMITTEE 1972-1977  
GOODNOW LIBRARY TRUSTEE 1973-1976

ARMANDO S. TROISI (1913-1986) MOVED TO SUDBURY IN 1919  
ELECTION OFFICER 1944-1957  
SPECIAL POLICE OFFICER 1947-1954  
AUXILIARY POLICE OFFICER 1954-1955  
POLICE OFFICER 1955-1962

AND BE IT  
FURTHER RESOLVED:

THAT THE TOWN OF SUDBURY, IN TOWN MEETING  
ASSEMBLED, RECORDS FOR POSTERITY IN THE  
MINUTES OF THIS MEETING ITS RECOGNITION AND  
APPRECIATION FOR THEIR SPECIAL GIFTS AND  
SERVICES TO THE TOWN.

1987 ANNUAL TOWN MEETING

Mr. Dignan at this time informed the hall that the Special Town Meeting would take place after Article I of the Annual Town Meeting and he further explained the procedures that would be used before the commencement and after the dissolution of the Special Town Meeting.

As required by the Federal Revenue Sharing regulations, a hearing was conducted to consider the use of Federal Revenue Sharing Funds as an offset to the Town Budget for Fiscal Year 1988.

*UNANIMOUSLY VOTED: THAT THE TOWN USE GENERAL REVENUE SHARING FUNDS RECEIVED FROM THE FEDERAL GOVERNMENT, WHICH ARE AVAILABLE DURING THE FISCAL YEAR 1988, IN CONJUNCTION WITH THE VOTES TAKEN UNDER ARTICLE 5, ENTITLED "BUDGET" TO BE APPLIED TO THE FIRE AND POLICE BUDGETS.*

Board of Selectmen Report: (A. Donald)

The Chairman of the Board of Selectmen before presenting the "State of the Town" message, announced that the newly elected Selectmen, John C. Drobinski, would not be in attendance, due to a business and family trip to Australia that had been scheduled quite sometime before he considered running for the office of Selectman.

State of the Town - As stated in the Town Report, the story is the same as last year...the state of the Town is excellent! What other city or town can boast KidSpace, the Toddler Park and a Town Pool all in one year! Our available funds and other surplus monies will enable us to continue town and school expenditures at current levels. In addition, we should be able to continue to plan and implement our long-range capital expenditure programs, especially the major repair and maintenance of our town buildings and property... L.S.R.H.S., local school and town property. This is all good news!

A strong word of caution, however, is that we must not use all our surplus reserves. As we warned last year, pending and already enacted Federal mandates will increase local expenditures...the Consolidated Omnibus Budget Reconciliation Act of 1985 which is thankfully called COBRA and Fair Labor Standards ACT (FLSA) are now law, and Federal Revenue Sharing is being eliminated. Meanwhile, the Town liability and property insurance rates are increasing at an alarming rate.

The impact of new, more restrictive State and Federal regulations dealing with solid waste disposal has become the Town's number 1 concern and will be the primary problem requiring large financial outlays in the immediate future. This is fact, not a scare tactic by the Selectmen to save some of our surplus money...the problems and new costs are here today. So, 1) we must be frugal in recommending use of our surplus reserves, 2) Town and schools must work together toward joint decisions on priorities concerning future personnel and capital outlay, and 3) we all must strive to maintain a proud, viable and enriching community.

This Town Meeting will be discussing some major issues which are vital to the future of our Town. We especially urge your support of Article 14, the Building Space Needs Study; Sudbury Housing Authority Articles 28 and 29; and Article 36, Cluster Zoning. In the Special Town Meeting scheduled for tonight we particularly urge your support of Article 7. It will give us added local power to enforce sign bylaws and neighborhood zoning violations.

If you have not read the Finance Committee report at the beginning of this Warrant, we urge that you do so.

You are the legislative body of the Town and the Board of Selectmen, as the Chief Executive Officers, carry out your votes. You can accept or reject any article or budget item. However, we urge you to give every consideration to the Finance Committee and Board of Selectmen recommendations, which are for the most part in agreement with one another. Running a Town government is becoming more and more involved and complex, and we have spent long hours

trying to achieve a consensus on many of the articles. Some items may still be confusing to you, or lack sufficient information for you to make a decision. It is our duty to provide that information to you! Please do not be embarrassed or shy, or hesitate to ask the Selectmen or Finance Committee any questions. If we cannot answer your questions, staff and department heads are available who can.

Finance Committee Report: (C. Baum)

The Chairman of the Finance Committee gave a verbal report to the meeting which was substantially the same as the Finance Committee Report as printed in the Warrant. (See page 2.)

Long Range Planning Committee: (J. Mooney)

The following report was provided by the Chairman of the Long Range Planning Committee:

The Long Range Planning Committee has reviewed the various 5 Year - Fiscal 1988 through 1992 - capital expenditure requests submitted by the different Town Boards, Departments, Commissions and Committees. This year, the consolidated total of these requests was just short of \$11 million. The overall increase, when compared to last years expenditure plan, was 113 percent, or an increase of \$5.8 million.

Since the responses to our capital budgets were received after the Special Town Meeting, when free cash was announced at \$1.4 million, due in part to reserve adjustments and cash windfalls, this committee knew it was going to be a difficult job of prioritizing the various capital requests. Also, not known by us, was the effect the large free cash position was going to have on the different operating budgets and the amended capital requests to be submitted to Fin/Com in January. When all budgets were totalled by Fin/Com, spending requests exceeded allowable spending under Prop. 2-1/2 by \$1.6 million. This committee did not expect such a large overage. The increases exceeded our projections by a very significant percentage. We asked ourselves; What happened? The Town's free cash position had swung by \$3 million--in the wrong direction, from a positive \$1.4 million to a negative \$1.6 million.

Last September, the Special Town Meeting voted in favor of expanding this committee's charter to study the fiscal policies and practices of the Town, including the administration of Town government and the financial administration. When we heard about the budget overage, we wanted to amend our report to the Board of Selectmen and the Executive Secretary by one page that would have read TIME OUT!

The proposed Fin/Com budget contained in the warrant indicates free cash to be completely offset against various proposed expenditures. Granted, the Town money is being used to offset the proposed operating budgets, capital expenditures and monied articles which are all subject to Town Meeting approval, but consider if you will: What would we be looking at now if the Town did not have the free cash position of \$1.4 million. What if the free cash position had been announced at \$3-500,000 last September, which according to the Town Accountant has been our normal level. As I mentioned earlier, a large part of the free cash number was due to a one-time accounting adjustment. We will probably never see such a large free cash position again. From a long range planning viewpoint, the complete reduction of free cash does not make sense, the Town must start saving and planning for the future. We thought this would be the year so that all would benefit down the road from this years' free cash. Despite the 113 percent increase in the 5 year capital expenditure requests, what came through loud and clear from the various reports submitted over last years' was the fact that several groups, some not previously heard from before or not solicited on our part, put together large dollar capital requests dealing with general upkeep, repairs, maintenance, and possible expansion to accommodate future projected growth. For example: the Lincoln Sudbury Regional High School shared with us, when we toured the facility, a wish list requesting \$1.1 million of repairs and etc...on top of the normally approved amount of \$200,000. The Sudbury Public Schools submitted a detailed 5 year plan totalling \$2.5 million which would fund various building repairs and improvements to deal with their own projected enrollment increase. The Permanent

Building Committee submitted a 4 year plan costing an approximate \$835,000 to repair the various public school roofs. The Park & Recreation Commission, within their own 5 year plan, have projected spending \$200,000 in Fiscal Years 1991 and 1992 to expand the Town's pool facility.

Of course these projects could all be bonded but what else would be added during the interim period. How much would the final issue be? In researching municipal bonds, I have learned that the Town of Sudbury has a single 'A' rating. Neighboring towns have double 'A' ratings. Sudbury should probably apply to update their own rating. Also, a downtown bond underwriter indicated they usually like to see 8 percent to 10 percent of the total budget expenditures net in free cash. Using the present proposed budget, Sudbury's free cash is approximately 7 percent before expenditures. Investment banks have started to pay attention to how much a Town's free cash is and how much they're saving from that figure. Our net free cash position would meet these standards for one year if the collection of past due taxes was accelerated. The definition of free cash, which you heard earlier, is the amount of money remaining after deducting from surplus account all uncollected taxes from prior years. According to the 1986 Town Reports, Sudbury's total past due real estate, personal property and motor vehicle excise taxes are in excess of \$1.5 million. The majority of which relates to past due real estate taxes. The 1985 past due tax amount was \$1.9 million, which means 19 percent was collected in Fiscal 1986. The collection of these monies will result in a direct increase of free cash. A town accountant from a neighboring town told me our large amount of past due taxes was way over their present figure of \$500,000.

When this committee shares the logic of not spending all free cash and allocating more monies to the stabilization fund as opposed to specific budgets, the response is the Town should vote for an override. Another response is future residential and commercial construction will make up most of the difference, the construction issue first.

From Fiscal 1987 to Fiscal 1988 the levy limit increased \$975,000 of which \$580,000 was due to estimated new construction. The present estimated gross values for new residential construction was \$30 million while commercial and other construction amounted to approximately \$2.5 million. The new construction and additional expansion in town clearly emphasize Sudbury has become a very desirable place to live. This, as we all know, has been written up in the Boston papers as well as in local business journals.

With the addition of new houses comes an expanded tax base. But, what about the corresponding increases in the various operating and capital expenditure budgets. Additional services will be needed for the increasing population level which went up by 153 people between 1985 and 1986. How does the town prioritize the expanded services being requested when there is limited funds available? How do we prioritize maintenance costs over personnel budgets or capital expenditures over personnel budgets. In a growing town that demands additional services, future prioritization processes, as tough as it was this year, will make the Roger Clemens/Lou Gorman negotiations look tame.

The last option to the Town would be to vote for an override. According to a recent Boston Sunday Globe article, many voters within Massachusetts have or will be voting to override Proposition 2-1/2. During an override, one must remember the override approval would still have to be within 2-1/2 percent of the full and fair cash value of the Town's property, with the dollar difference being funded somehow before the Town's fiscal year end. Knowing the process involved in an override is paramount, education must occur before voters go to the polls to decide. In short, it would be a planned override.

As we head into this year's Annual Town Meeting, important decisions are going to be made which will set the precedent for next year's meeting and budgets. From a financial standpoint, the LRPC is not in favor of completely offsetting the Town's free cash position and is in favor of replenishing the stabilization fund to partially accommodate future priority capital needs that seem to be growing. We realize these monies will not be used for operating expenses but closer reviews & should be conducted on current budgets that accommodate decreasing populations. As we have in the past, this committee will be attempting to implement long range plans thereby maximizing the Town's utilization and, hopefully, cash flow.

The next order of business was the voting of the first article of the Annual Town Meeting Warrant.

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 1986 Town Report or as otherwise presented, or act on anything relative thereto.

Submitted by the Board of Selectmen  
Board of Selectmen Position: The Board supports this article.  
Finance Committee Report: Recommend approval.

Former Mayor of Sudbury, Suffolk, England, Anthony H. Moore, made the motion under Article 1, which he followed with a brief address to the hall and a presentation to the Chairman of the Board of Selectmen of a crystal Loving Cup, which had been specially engraved by a Craftsman of Sudbury, England. Chairman Donald then gave two commemorative cup plates to Mr. Moore that depict two of a series of Historical Sudbury Landmarks. Selectmen Wallace in turn gave Sudbury T-Shirts to both Mr. Moore and his wife.

The motion under Article 1 was *UNANIMOUSLY VOTED*.

Russell Kirby, Acting Chairman of the Planning Board, reported on Retirement Community Districts, as was required under the vote of Articles 18 and 19 of the September 29, 1986, Special Town Meeting. Two articles were included in the Warrant of last fall's Special Town Meeting, which, if passed, would have permitted the establishment of Retirement Community Districts in Residential Zone A, and would have designated 20 acres of land at the southeast corner of the Post Road and Landham Road as the first such district. The action taken by the Special Town Meeting was to refer both articles to the Planning Board for further review and a report at this Annual Town Meeting.

Specific language in the Warrant article limits use of the proposed Retirement Community Facilities to persons who are residents of the district. It further states that residency would be restricted to persons who are 55 years of age and older. This restriction can be applied under State Law only to developments on parcels of land containing twenty (20) or more acres.

(At this point, Mr. Kirby placed on the view graph a map indicating various parcels of land within Residential Zone A, that contain 20 or more acres. He also identified smaller contiguous parcels which could be combined to meet the 20-acre requirement.)

Mr. Kirby stated that it is apparent there are many sites scattered all over town that could be designated as Retirement Community Districts under the definitions set forth in this proposal. However, the Landham Road-Post Road site, selected by the proponents, is not one of them. A large scale plan, provided by Mr. Kirby, indicated that this particular site consists of two non-contiguous parcels whose combined areas equal 20 acres. It is clearly not a single parcel of the required size. The dividing strip of land, owned by the MBTA, prevents them from satisfying the requirements as defined.

Under the limits set in the proposed bylaw amendment, it would allow 2-1/2 story complexes with complete private facilities for each of 150 units, plus central dining, recreation, and service facilities that would include retail shops. The building "footprint" could be as large as 132,000 square feet. These numbers would, of course be higher on parcels greater than 20 acres.

The Planning Board has taken the position that it would not be in the best interest of the Town of Sudbury to permit development of facilities of this magnitude. The benefits that they might offer to the Senior Citizens of the town would be limited due to the restrictions imposed, and would not justify setting the precedent for high density land usage that would be permitted.

This Board recognizes the need to provide adequate facilities for persons past retirement age. It recognizes too, that there are many other concerns of equal importance that must be addressed. In order to work out effective solutions to these kinds of problems, it is necessary to give careful consideration to their relationship to one another, the options that are available and the impact that is most likely to result from exercising those options.

The Planning Board believes that this is possible only through a comprehensive program of land use management. This will require identification of needs in all aspects of land use, including municipal, commercial, and residential.

It requires first and foremost planning. This cannot be merely a minor update of the existing Master Plan, but must include a fresh look at conditions as they now are, the factors that are apt to force changes which are under the Town's control and those which may be forced upon us.

The controlling elements are the laws, which temper the rights every owner has to develop his or her property, the rules and regulations by which the process of development is carried out, and effective enforcement of all of the above. These all have price tags that must be recognized. It includes people with the proper skills and experience, time to gather and evaluate the necessary information, and funding to develop and implement the program.

Your Planning Board is committed to such a program. It can succeed only with the active participation and support of the entire town government and the voters. Over the coming months, we expect to do our homework and have some concrete proposals to put before future town meetings, including appropriation requests to begin this process. In the meantime, we urge you to keep these points in mind as this town meeting progresses and listen carefully to all sides of each debate. It is here in this forum that the basic management tools are developed. Let's keep them as effective as we can.

Moderator Dignan announced at this time that there were four non-binding advisory resolutions to be presented at this year's town meeting. The previous week he had ruled that these would be taken up as the last items of business of this Annual Town Meeting. Since that time he has been in agreement with others that this decision should be left to the voters. Therefore, he provided ample time for an appeal from his ruling to be made from the floor. An appeal was made by Mr. Kirby of the Planning Board. The question was put to the hall, where the voters sustained the Moderator's ruling and the appeal failed.

Chairman Donald of the Board of Selectmen moved to recess the Annual Town Meeting and to reconvene it at the dissolution or adjournment of the Special Town Meeting.

This motion was *UNANIMOUSLY VOTED*.

April 6, 1987

The Moderator called the Special Town Meeting to order at 9:20 P.M. He declared a quorum to be present and the certified Free Cash to be \$1,421,945. He noted that he had examined the Call of the Special Town Meeting, the Officers's Return of Service and the Town Clerk's Return of Mailing and found them all to be in order. Upon a motion from Chairman Donald it was

*UNANIMOUSLY 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 ARTICLES.*

STM Article 1. FY87 BUDGET-TOWN INSURANCE

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$26,000, or any other sum, as an addition to line item 950-803, Unclassified Budget - Town Insurance, voted by the 1986 Annual Town Meeting under Article 6 for Fiscal Year 1987, or act on anything relative thereto.

Submitted by the Board of Selectmen

Board of Selectmen: (Anne Donald) The insurance bill came in and it was more than we had planned for, as usual, and we must pay it.

Finance Committee: (C. Baum) Recommend approval.

*VOTED: TO APPROPRIATE THE SUM OF \$22,500, AS AN ADDITION TO LINE ITEM 950-803, UNCLASSIFIED BUDGET - TOWN INSURANCE, VOTED BY THE 1986 ANNUAL TOWN MEETING UNDER ARTICLE 6 FOR FISCAL YEAR 1987, SAID SUM TO BE RAISED BY TRANSFER FROM FREE CASH.*

STM Article 2. FY87 BUDGET - HEALTH INSURANCE

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$20,000, or any other sum, as an addition to line item 950-800, Unclassified Budget - Health Insurance, voted by the 1986 Annual Town Meeting under Article 6 for Fiscal Year 1987, or act on anything relative thereto.

Submitted by the Board of Selectmen

Board of Selectmen: (D. Wallace) (This report was inadvertently presented in place of the one for Article 2.) This sum may be a little more and it may be a little bit less. We feel it is necessary to add it to the budget due to the fact that there have been some personnel salary increases, due to collective bargaining, which has been settled and due to the fact there has been a management/ clerical salary study which recommended that certain classifications be made in a resulting rate therefore.

Finance Committee: (C. Baum) Recommend approval

*VOTED: TO APPROPRIATE THE SUM OF \$22,500, AS AN ADDITION TO LINE ITEM 950-803, UNCLASSIFIED BUDGET - TOWN INSURANCE, VOTED BY THE 1986 ANNUAL TOWN MEETING UNDER ARTICLE 6 FOR FISCAL YEAR 1987, SAID SUM TO BE RAISED BY TRANSFER FROM FREE CASH.*

STM Article 3. FY87 BUDGET - SALARY ADJUSTMENT

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$10,000, or any other sum, as an addition to line item 950-110, Unclassified Budget - Salary Adjustment/Town voted by the 1986 Annual Town Meeting under Article 6 for Fiscal Year 1987, or act on anything relative thereto.

Submitted by the Board of Selectmen.

Chairman Donald *moved Indefinite Postponement*

Board of Selectmen: (A. Donald) The money can be found within the budget, so we didn't want to raise any extra.

Finance Committee: (C. Baum) Recommend approval.

This motion was *UNANIMOUSLY VOTED.*

STM Article 4. LSRHS INDEBTEDNESS BUILDING RENOVATIONS/EQUIPMENT

To see if the Town will vote to approve the amount of indebtedness of \$595,000, or any other sum authorized by the vote of the Lincoln-Sudbury Regional District School Committee, for the purpose of remodeling and making extraordinary repairs to the Regional School building and for purchasing equipment, or act on anything relative thereto.

Submitted by the Lincoln-Sudbury Regional District School Committee

Mrs. Nogelo of the LSRDSC *moved to approve the amount of indebtedness of \$595,000, authorized by the vote of the Lincoln-Sudbury Regional District School Committee for the purpose of remodeling and making the extraordinary repairs to the regional school building and for purchasing equipment.*

Board of Selectmen: (D. Wallace) Recommend approval.

Finance Committee: (J. Kates) Recommends approval.

Long Range Planning Committee: (R. Johnson) The committee recommended disapproval of this article and Mr. Johnson gave a lengthy report to support its position.

The Town Treasurer, Chester Hamilton, commented that he believed the motion under consideration required a 2/3rds vote. Town Counsel opined that it only required a majority vote.

Much discussion centered around the need for corrective action on the maintenance problem at the high school, as well as concern as to the small number of attendees present in the hall who would be voting on this most important issue. Questioned as to how the amount of money was determined, Mrs. Nogelo explained that different groups helped make this determination.

The motion under this article was *VOTED.*

STM Article 5.      PETITION LEGISLATURE TO AUTHORIZE LSRDSC TO INCUR DEBT FOR OUTSIDE FACILITIES.

To see if the Town will join with the Lincoln-Sudbury Regional District School Committee in its petition to the General Court for the passage of a special law to authorize the District to incur debt for a term not exceeding ten years for the purpose of constructing, reconstructing, or making improvements to outdoor playground, athletic, and recreational facilities and for the purpose of constructing, reconstructing or resurfacing roadways and parking lots. Debt incurred hereunder by said District shall, except as provided herein, be subject to the provisions of Chapters 44 and 71 of the General Laws applicable to the incurring of debt and the issuance of bonds or notes by Regional School Districts. This Act shall take effect upon its passage; or act on anything relative thereto.

Submitted by the Lincoln-Sudbury Regional District School Committee

Mrs. Nogelo of the LSRDSC *moved to join in support of the Lincoln-Sudbury Regional District School Committee's petition to the General Court for the passage of a special law to authorize that debt can be incurred by the Lincoln-Sudbury Regional School District for a term not to exceed ten years for the purpose of constructing, reconstructing, and making improvements to outdoor playground, athletic and recreational facilities and for the purpose of constructing, reconstructing or resurfacing roadways and parking lots such debt to be subject to the provisions of Chapters forty-four and seventy-one of the General Laws applicable to the incurring of debt and the issuance of bonds or notes by regional school districts.*

Board of Selectmen: (D. Wallace) Recommend approval.

Finance Committee: (J. Kates) Recommend approval.

The motion was *UNANIMOUSLY VOTED.*

STM Article 6.      LSRHS INDEBTEDNESS FOR IMPROVING OUTSIDE FACILITIES.

To see if the Town will vote to approve the amount of indebtedness of \$155,000, or any other sum, authorized by vote of the Lincoln-Sudbury Regional District School Committee for the purpose of reconstructing and making improvements to outdoor recreational and athletic facilities and of reconstructing and resurfacing the roads and parking lots at the Regional High School, such debt to be issued following enactment of the special legislation described in Article 5, or act on anything relative thereto.

Submitted by the Lincoln-Sudbury Regional District School Committee

Mrs. Nogelo of the LSRDSC *moved to approve the amount of indebtedness of \$155,000 authorized by the vote of the Lincoln-Sudbury Regional District School Committee for the purpose of reconstructing and making improvements to the Regional School's outdoor facilities, such debt to be issued following enactment of special legislation described in Special Town Meeting Article 5.*

Board of Selectmen: (D. Wallace) Recommend approval.

Finance Committee: (J. Kates) Recommend approval.

The motion was *VOTED.*

STM Article 7.      AMEND BYLAWS - ENFORCEMENT OF TOWN BYLAWS BY NON-CRIMINAL METHOD

To see if the Town will vote to amend the Town of Sudbury Bylaws by adding a new Section 3 to Article VI, Enforcement, providing for non-criminal disposition of violations of any Town Bylaws as authorized by General Laws Chapter 40, Section 21D, to read as follows:

"Section 3. Non-criminal Disposition of Bylaw Violations.

- (a) Scope and Authority. This Bylaw provides for a non-criminal disposition of a violation of any Town Bylaw or any rule or regulation of any Town officer, board, or department, the violation of which is subject to a specific penalty. This Bylaw is enacted in accordance with General Laws, Chapter 40, Section 21D (herein called "Section 21D").
- (b) Enforcing Person. "Enforcing person" as used in this Bylaw shall mean any police officer, regular or special, of the Town of Sudbury with respect to any offense; the Building Inspector and any such other official as the Board of Selectmen may from time to time designate, each with respect to violations of Bylaws and rules and regulations within their respective jurisdictions. If more than one official has jurisdiction in a given case, any such official may be an enforcing person with respect thereto.
- (c) Violation. An enforcing person taking cognizance of a violation of any Bylaw, rule or regulation may, as an alternative to instituting criminal proceedings, give the offender a written notice to appear before the Clerk of the Framingham District Court for a non-criminal disposition of the violation, in accordance with Section 21D. The provisions of Section 21D are incorporated by reference herein.
- (d) Proceedings. Proceedings pursuant to this Bylaw and Section 21D shall not be deemed to be criminal proceedings.";

or act on anything relative thereto.

Submitted by the Board of Selectmen.

Chairman Donald *moved* to amend the Town of Sudbury Bylaws by adding a new Section 3 to Article VI, Enforcement, providing for non-criminal disposition of violations of any town bylaws as authorized by General Laws Chapter 40, Section 21D, to read as set forth in Article 7 of the Warrant for this Special Town Meeting.

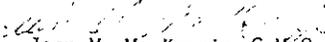
Board of Selectmen: (A Donald) Recommend approval.

Finance Committee: Recommend approval.

The motion was *UNANIMOUSLY VOTED.*

A motion to dissolve the Special Town Meeting was received, seconded and *VOTED*, at 10:13 P.M.

Respectfully submitted,

  
Jean M. MacKenzie, G.M.C.  
Town Clerk

(Continuation)

April 6, 1987

The Annual Town Meeting was reconvened at 10:13 P.M. The next order of business being the Consent Calendar the Moderator explained the procedure to be used and read the number of each article which had been placed on the Calendar. The following articles were held and removed from the Consent Calendar: 3, 6, 8, 13, 23, 25, 26, and 27.

UNANIMOUSLY VOTED: TO TAKE OUT OF ORDER AND TOGETHER AT THIS TIME ARTICLES 2, 9, 12, and 19.

UNANIMOUSLY VOTED: IN THE WORDS OF THE CONSENT CALENDAR MOTIONS AS PRINTED IN THE WARRANT FOR ARTICLES 2, 9, 12, and 19,

(See individual articles for motions voted.)

Article 2. TEMPORARY BORROWING

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, 1987, in accordance with the provisions of General Laws, Chapter 44, Section 4, and Acts in amendment thereof, 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.

Submitted by the Board of Selectmen

UNANIMOUSLY VOTED: IN THE WORDS OF THE ARTICLE (Consent Calendar)

Article 3. ACCEPT CHAPTER 306 OF THE ACTS OF 1986 - ENTERPRISE FUNDS

To see if the Town will vote to accept the provisions of Chapter 306 of the Acts of 1986 and to establish a separate account classified as the Town Swimming Pool Enterprise Fund, to be maintained by the Town Treasurer, and to be used for the Town Swimming Pool and its operation; or act on anything relative thereto.

Submitted by the Board of Selectmen

Mr. Wallace of the Board of Selectmen moved the motion as printed in the Warrant.

Board of Selectmen: (D. Wallace) - Recommend support.

Finance Committee: (D. Wren) Recommend support

The motion in the words of the Article was VOTED.

Article 4. AMEND PERSONNEL BYLAW, ARTICLE XI

To see if the Town will vote to amend Article XI of the Town of Sudbury Bylaws, entitled, "The Personnel Administration Plan", by deleting the Classification and Salary Plan, Schedules A & B, in its entirety, and substituting therefor the following:

"1987 - 1988

Schedule A - Classification Plan  
And  
Schedule B - Salary Plan

GRADE 1 Custodian (40 hrs/week)	GRADE 9 Administrative Assistant to the Board of Selectmen Tax Collector
GRADE 2 Clerk I Groundsperson (40 hrs/week)	GRADE 10 Town Clerk
GRADE 3 Clerk II/Senior Clerk Library Clerk Recording Secretary	GRADE 11 Assistant Assessor Library Director Superintendent, Parks & Grounds Management Town Planner Pool Director
GRADE 4 Dispatcher (40 Hrs/week) Library Technician Secretary I Senior Account/Data Processing Clerk Grounds Foreman (40 hrs/week)	GRADE 12 Director of Public Health Inspector of Buildings/Zoning Enforcement Officer Town Treasurer
GRADE 5 Board of Health Coordinator	GRADE 13
GRADE 6 Assistant Tax Collector Associate Librarian Dog Officer Secretary/Legal Secretary Secretary II/Office Supervisor Supervisor of Town Buildings (40 hrs/week)	GRADE 14 Director of Finance/Town Accountant Highway Surveyor Town Engineer
GRADE 7 Assistant Town Accountant Assistant Town Clerk Assistant Town Treasurer Staff Librarian	GRADE 15 Fire Chief Police Chief
GRADE 8 Budget Analyst Conservation Coordinator Senior Librarian	GRADE 16
	GRADE 17 Executive Secretary (contract)

NOTE: UNION POSITIONS, INDIVIDUALLY CONTRACTED POSITIONS, AND ELECTED POSITIONS WHICH APPEAR ABOVE ARE GRADED FOR ADVISORY PURPOSES ONLY.

GRADE		INTERMEDIATE STEPS						
		1	2	3	4	5	6	7
1	Hourly	6.63	6.88	7.16	7.44	7.74	8.05	8.38
	Weekly							
	Annual							
2	Hourly	7.15	7.44	7.74	8.05	8.37	8.70	9.05
	Weekly	250.41	260.43	270.85	281.67	292.95	304.66	316.85
	Annual	13,071	13,594	14,138	14,703	15,292	15,903	16,540
3	Hourly	7.73	8.04	8.36	8.69	9.04	9.40	9.78
	Weekly	270.45	281.27	292.51	304.22	316.39	329.04	342.20
	Annual	14,117	14,682	15,269	15,880	16,515	17,176	17,863
4	Hourly	8.34	8.68	9.03	9.39	9.76	10.15	10.56
	Weekly	292.07	303.76	315.91	328.54	341.67	355.35	369.55
	Annual	15,246	15,856	16,490	17,150	17,835	18,549	19,291
5	Hourly	9.01	9.37	9.75	10.14	10.54	10.97	11.40
	Weekly	315.46	328.07	341.21	354.85	369.05	383.81	399.16
	Annual	16,467	17,126	17,811	18,523	19,264	20,035	20,836
6	Hourly	9.73	10.12	10.53	10.95	11.39	11.84	12.32
	Weekly	340.69	354.30	368.49	383.23	398.56	414.49	431.08
	Annual	17,784	18,495	19,235	20,005	20,805	21,636	22,503
7	Hourly	10.51	10.93	11.37	11.83	12.30	12.79	13.30
	Weekly	367.94	382.67	397.97	413.89	430.44	447.66	465.56
	Annual	19,207	19,975	20,774	21,605	22,469	23,368	24,302
8	Hourly	11.46	11.92	12.39	12.89	13.40	13.94	14.50
	Weekly	401.03	417.06	433.76	451.10	469.14	487.91	507.44
	Annual	20,934	21,771	22,642	23,547	24,489	25,469	26,488
9	Hourly	12.49	12.99	13.51	14.05	14.61	15.20	15.80
	Weekly	437.14	454.62	472.80	491.73	511.38	531.84	553.12
	Annual	22,819	23,731	24,680	25,668	26,694	27,762	28,873
10	Hourly	13.61	14.16	14.72	15.31	15.93	16.56	17.23
	Weekly	476.48	495.55	515.36	535.98	557.43	579.71	602.91
	Annual	24,872	25,868	26,902	27,978	29,098	30,261	31,472
11	Hourly	14.84	15.43	16.05	16.69	17.36	18.05	18.78
	Weekly	519.37	540.15	561.75	584.22	607.59	631.89	657.18
	Annual	27,111	28,196	29,323	30,496	31,716	32,985	34,305
12	Hourly	16.17	16.82	17.49	18.19	18.92	19.68	20.47
	Weekly	566.11	588.76	612.32	636.80	662.26	688.76	716.31
	Annual	29,551	30,734	31,963	33,241	34,570	35,953	37,392
13	Hourly	17.63	18.34	19.07	19.83	20.63	21.45	22.31
	Weekly	617.07	641.75	667.41	694.11	721.89	750.75	780.78
	Annual	32,211	33,499	34,839	36,232	37,682	39,189	40,757
14	Hourly	19.22	19.99	20.79	21.62	22.48	23.38	24.32
	Weekly	672.60	699.52	727.50	756.58	786.86	818.32	851.06
	Annual	35,110	36,515	37,975	39,494	41,074	42,716	44,426
15	Hourly	20.95	21.79	22.66	23.56	24.51	25.49	26.50
	Weekly	733.15	762.48	792.97	824.69	857.68	892.00	927.66
	Annual	38,270	39,801	41,393	43,049	44,771	46,562	48,424
16	Hourly	22.83	23.75	24.70	25.68	26.71	27.78	28.89
	Weekly	799.13	831.09	864.34	898.92	934.86	972.26	1,011.16
	Annual	41,714	43,383	45,119	46,923	48,800	50,752	52,782
17	Hourly	24.89	25.88	26.92	27.99	29.11	30.28	31.49
	Weekly	871.06	905.90	942.14	979.82	1,019.02	1,059.78	1,102.16
	Annual	45,469	47,288	49,180	51,147	53,193	55,320	57,533

CLASSIFICATION      HRS/WEEK      MINIMUM      STEP 1      STEP 2      STEP 3      MAXIMUM

FIRE DEPARTMENT

ANNUALLY RATED - Effective 7/1/87 - 12/31/87

Fire Captain	42	26,383	26,993	27,619	28,230	28,893
Lieutenant	42	23,912	24,466	25,034	25,588	26,190
Firefighter	42	21,446	21,943	22,452	22,949	23,489
Firefighter/EMT	42	21,446	21,943	22,452	22,949	23,489

SINGLE RATED

Call Firefighter      \$103.37/YR      \$9.94/HR

ANNUALLY RATED - Effective 1/1/88 - 6/30/88

Fire Captain	42	26,911	27,533	28,171	28,795	29,470
Lieutenant	42	24,391	24,956	25,534	26,100	26,714
Firefighter	42	21,875	22,382	22,901	23,408	23,959
Firefighter/EMT	42	21,875	22,382	22,901	23,408	23,959

SINGLE RATED

Call Firefighter      \$105.44/YR      \$10.14/HR

OTHER SINGLE RATED FY88

Fire Prevention Officer	600/YR
Fire Alarm Superintendent	600/YR
Master Mechanic	600/YR
Training Officer	600/YR
EMT Coordinator	600/YR
Fire Alarm Foreman	300/YR

POLICE DEPARTMENT

ANNUALLY RATED - Effective 7/1/87 - 12/31/87

Lieutenant		33,790				
Sergeant	37	26,650	27,267	27,905	28,534	29,102
Patrolman	37	22,207	22,721	23,255	23,779	24,251

ANNUALLY RATED - Effective 1/1/88 - 6/30/88

Lieutenant		33,790				
Sergeant	37	27,183	27,812	28,463	29,104	29,684
Patrolmen	37	22,651	23,175	23,720	24,254	24,736

SINGLE RATED FY88

Crime Prevention Officer	700/YR
Photo/Fingerprint Officer	700/YR
Juvenile Officer	700/YR
Safety Officer	700/YR
Detective	700/YR
Training Officer	700/YR
Parking Clerk	700/YR
Mechanic	700/YR
Matron	9.45/HR

HIGHWAY DEPARTMENT      START      Step 1      Step 2      Step 3      Step 4      Step 5      Step 6

ANNUALLY RATED

Foreman Hwy	21,823	22,287	22,751	23,249	23,713	24,187	24,669
Foreman Tree/Cem	21,823	22,287	22,751	23,249	23,713	24,187	24,669

HOURLY RATED

Master Mechanic	10.20	10.53	10.88	11.21	11.51	11.80	12.10
Asst. Mechanic	9.73	10.06	10.41	10.74	11.04	11.33	11.63
Hvy. Eq. Op.	9.18	9.45	9.72	9.93	10.26	10.59	10.93
Tree Surgeon	9.18	9.45	9.72	9.93	10.26	10.59	10.93
Trk &/or Lt.Eq.Op.	8.65	8.88	9.11	9.36	9.54	9.73	9.93
Tree Climber	8.65	8.88	9.11	9.36	9.54	9.73	9.93
Laborer (Heavy)	8.20	8.37	8.61	8.80	9.03	9.27	9.51
Laborer (Light)	7.47	7.64	7.84	8.02	8.23	8.44	8.66
Temp. Laborer	5.96	6.12	6.31	6.48	6.73	7.00	7.28
Landfill Monitor	6.93						

SINGLE RATED

Lead Foreman      \$1,050 per year

CLASSIFICATION	HRS/WEEK	MINIMUM	STEP 1	STEP 2	STEP 3	MAXIMUM
<u>LIBRARY</u>						
FOURLY RATED						
Library Page		4.61	4.81	4.97		
<u>PARK &amp; RECREATION DEPT</u>						
ANNUALLY RATED						
Recreation Director P/T		9,194	9,563	10,038	10,561	11,090
HOURLY RATED						
Laborer - Heavy		8.20	8.37	8.61	8.80	9.03
Laborer - Light		7.47	7.64	7.84	8.02	8.23
Lifeguard		4.50	4.88	5.25	5.63	6.00
Water Safety Instructor		5.25	5.63	6.00	6.38	6.75
SEASONALLY RATED						
Playground Supervisor		1,962	2,043	2,144	2,253	2,367
Arts & Crafts Supervisor		1,962	2,043	2,144	2,253	2,367
Playground Instructor		5.85 -	6.76			
Temp. Laborer		5.23 -	6.12			
Monitors		5.23 -	6.12			
Teen Center Coordinator		8.86 -	13.29			
<u>TOWN ADMINISTRATION</u>						
SINGLE RATED						
Dir. Sr. Cit. Ctr.		8,885/YR				
Vets. Agent & Dir.		3,000/YR				
Animal Inspector		1,323/YR				
Cust. - Voting Machines		7.30/HR				
Driver/Maint. - Sr. Cit.		6.67/HR				
Census Taker		5.55/HR				
Elect. Warden		5.55/HR				
Elect. Clerk		5.55/HR				
Dep. Elect. Warden		5.55/HR				
Dep. Elect. Clerk		5.55/HR				
Elect. Off. & Teller		5.26/HR				
Plumbing Insp.		FEES				
Outreach Worker		6.23/HR				
<u>SUDBURY SUPER. ASSOC.</u>						
Library Director	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
Director of Health	28,863	29,730	30,621	31,540	32,485	33,459
Town Engineer	33,875	34,889	35,936	37,015	38,126	39,269
Supt Parks/Grds Mgmt*	39,610	40,798	42,022	43,283	44,580	45,919
Asst. Highway Surveyor	26,501	27,296	28,115	28,959	29,827	30,722
Highway Operations Asst	29,907	30,803	31,729	32,680	33,660	34,669
Building Inspector	25,255	26,011	26,792	27,595	28,426	29,277
	32,949	33,937	34,957	36,005	37,084	38,196
* Additional salary paid by Lincoln-Sudbury Regional School Dist.						
<u>ENGINEERING ASSOC.</u>						
E-1 Engineer, Aide I	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
E-2 Engineer, Aide II	14,759	15,201	15,658	16,128	16,613	17,114
E-3 Engineer, Aide III	16,973	17,483	18,006	18,547	19,103	19,678
E-4 Jr. Civil Eng.	19,520	20,104	20,708	21,330	21,969	22,628
E-5 Civil Eng.	22,446	23,122	23,814	24,529	25,263	26,022
E-6 Sr. Civil Eng.	25,255	26,011	26,792	27,595	28,426	29,277
E-7 Asst, Town Eng.	28,411	29,264	30,142	31,046	31,978	32,935
	31,962	32,923	33,909	34,927	35,974	37,055

NOTE: SALARIES ARE FOR 35 HOURS PER WEEK FOR ALL POSITIONS UNLESS NOTED OTHERWISE AND CALCULATED ON THE BASIS OF 52.2 WEEKS PER YEAR. ";

or act on anything relative thereto.

Submitted by the Personnel Board.

Mr. Mandel of the Personnel Board moved to amend the Classification and Salary Plan, Schedules A & B of Article XI of the Sudbury Bylaws, by deleting it in its entirety and substituting therefor the plan set forth in Article 4 of the Warrant for this meeting.

Board of Selectmen: (A. Donald) Recommends support.

Finance Committee: (J. Kates) Recommends support.

It was noted by the Chairman of the Park & Recreation Commission that this new Classification and Salary Plan included new positions for the P & R Commission.

The motion under this article was *VOTED*.

Article 5. BUDGET

Due to the late hour, the moderator asked for a motion to postpone this article until tomorrow evening. Mr. Baum of the Finance Committee moved to postpone until tomorrow night Articles 5 and 7.

This motion was seconded and *VOTED*.

(See page 29 for the action on this article)

Article 6. UNPAID BILLS

To see if the Town will vote to raise and appropriate, or appropriate from available funds, a sum of money for the payment of certain unpaid bills incurred in previous fiscal years or which may be legally unenforceable due to the insufficiency of the appropriation in the years in which such bills were incurred; or act on anything relative thereto.

Submitted by the Town Accountant.

Mr. Wallace of the Board of Selectmen moved to appropriate \$228 for the payment of unpaid bills incurred, which may be legally unenforceable due to the insufficiency of the appropriation in the year in which the bill was incurred or receipt after the close of the fiscal year, as follows:

\$ 16.35 to pay Bentley's Stationers (Personnel Board)  
\$157.99 to pay the Town Crier (Conservation Commission)  
\$ 33.75 to pay Sampson Credit (Conservation Commission)  
\$ 19.00 to pay Union Radiology (Police Department);

said sum to be raised by taxation.

Finance Committee: (H. Casey) Recommend support.

Board of Selectmen: (D. Wallace) Recommend support.

The motion was *UNANIMOUSLY VOTED*.

Article 7. STABILIZATION FUND

(See page 62 for the action on this article)

Article 8. STREET ACCEPTANCES

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

- CRESCENT LANE                    From Maynard Road to a dead end,  
a distance of 1,349 feet, more or less;
- DOUGLAS DRIVE                    From Stone Road to a dead end,  
a distance of 684 feet, more or less;
- FOX RUN                            From Peakham Road to Saddle Ridge,  
a distance of 2,976 feet, more or less;
- HAWES ROAD                        From Dakin Road to a dead end,  
a distance of 1,007 feet, more or less;
- MARK LANE                         From Maynard Road to a dead end,  
a distance of 489 feet, more or less;
- SADDLE RIDGE                     From Fox Run to a dead end,  
a distance of 1,078 feet, more or less;
- TANTAMOUSE TRAIL                From Hawes Road to a dead end,  
a distance of 1,035 feet, more or less;
- WILDWOOD LANE                    From Old Lancaster Road to a dead end,  
a distance of 600 feet, more or less;

as laid out by the Board of Selectmen in accordance with the descriptions and plans on file in the Town Clerk's Office; to authorize the acquisition by purchase, by gift or by a taking by eminent domain, in fee simple, of the property shown on said plans; and to raise and appropriate, or appropriate from available funds, \$525, or any other sum, therefor and all expenses in connection therewith; or act on anything relative thereto.

Submitted by the Board of Selectmen

The Moderator, being a resident on one of the streets proposed for acceptance, offered to step aside and not preside while this article was being discussed. However, there being no objection from the hall, he continued as Moderator for Article 8.

Ann Donald moved to accept the layout of the following ways:

Crescent Lane	from Maynard Road to a dead end, a distance of 1,349 feet, more or less;
Douglas Drive	from Stone Road to a dead end, a distance of 684 feet, more or less;
Fox Run	from Peakham Road to Saddle Ridge, a distance of 2,976 feet, more or less;
Mark Lane	from Maynard Road to a dead end, a distance of 489 feet, more or less;
Saddle Ridge	from Fox Run to a dead end, a distance of 1,078 feet, more or less;
Wildwood Lane	from Old Lancaster Road to a dead end, a distance of 600 feet, more or less;

as laid out by the Board of Selectmen in accordance with the descriptions and plans on file in the Town Clerk's office; to authorize the acquisition by purchase, by gift or by a taking by eminent domain, in fee simple, of the property shown on said plans; and to appropriate the sum of \$525 therefor and all expenses in connection therewith, said sum to be raised by taxation.

Board of Selectmen: (A. Donald) Recommend support.

Finance Committee: (J. Hepting) Recommend support.

Planning Board: (R. Kirby) Recommends support.

Two streets, Hawes Road and Tantamouse Trail were left out of the motion as they had not met the approval of the Town Engineer, the Building Department and the Conservation Commission. Mr. Pettingell of 31 Tantamouse Trail expressed his concern these roads were not going to be accepted for layouts. The Conservation Commission reported that the order of conditions were not completely complied with in that subdivision. After further discussion, Mr. Pettingell asked if a motion to include these two streets could be offered, to which the Moderator replied that it could not be accepted as these 2 roads had not been laid out by the Selectmen, therefore it would be procedurally impossible.

It was UNANIMOUSLY VOTED: TO ACCEPT THE LAYOUT OF THE FOLLOWING WAYS:

Crescent Lane	from Maynard Road to a dead end, a distance of 1,349 feet, more or less;
Douglas Drive	from Stone Road to a dead end, a distance of 684 feet, more or less;
Fox Run	from Peakham Road to Saddle Ridge, a distance of 2,976 feet, more or less;
Mark Lane	from Maynard Road to a dead end, a distance of 489 feet, more or less;
Saddle Ridge	from Fox Run to a dead end, a distance of 1,078 feet, more or less;
Wildwood Lane	from Old Lancaster Road to a dead end, a distance of 600 feet, more or less;

as laid out by the Board of Selectmen in accordance with the descriptions and plans on file in the Town Clerk's Office; to authorize the acquisition by purchase, by gift or by a taking by eminent domain, in fee simple, of the property shown on said plans; and to appropriate the sum of \$525 therefor and all expenses in connection therewith, said sum to be raised by taxation.

Article 9. MT. PLEASANT CEMETERY ASSOCIATION GIFT

To see if the Town will vote to accept as a gift to the Town all the real estate of the Mount Pleasant Cemetery Association situated in Sudbury, Massachusetts, together with all the privileges, appurtenances and rights appertaining and belonging thereto, but subject to all rights heretofore existing in any burial lots, together with all the personal estate of said Mount Pleasant Cemetery Association, including all trust funds and all rights, obligations, and responsibilities, both in law and equity thereto appertaining; or act on anything relative thereto.

Submitted by the Board of Selectmen

UNANIMOUSLY VOTED: IN THE WORDS OF THE ARTICLE (Consent Calendar)

Article 10. LANDFILL UPGRADING

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$70,000, or any other sum, for the purpose of upgrading the Town of Sudbury Sanitary Landfill, including, but not limited to, the purchase, delivery and application of intermediate and final cover material; or act on anything relative thereto.

Submitted by the Board of Selectmen

Anne Donald made the motion under this article as follows:

*Move to appropriate the sum of \$70,000 for the purpose of upgrading the Town of Sudbury Sanitary Landfill, including, but not limited to, the purchase, delivery and application of intermediate and final cover material, said sum to be raised by taxation.*

At this time, Mr. Henry Sorret called for a "Point of Order" in reference to Article 8, that was not allowed by the Moderator. Thereupon Mr. Sorrett made the following motion:

*Move to reconsider Article 8. This motion failed.*

Article 11. SURFACE DRAINS

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$50,000, or any other sum, to be expended under the direction of the Highway Surveyor, for construction and reconstruction of surface drains, as follows:

- HUDSON ROAD, between Old Lancaster Road and Crystal Lake Drive;
- CONCORD ROAD, north of Codjex Lane;
- EASY STREET, south to Boston Post Road;
- HORSE POND ROAD, corner of Jarman Road;
- HAYNES ROAD, north of Josiah Haynes School;
- WILLARD GRANT ROAD, at Route 117;

or act on anything relative thereto.

Submitted by the Highway Surveyor

Mr. Robert Noyes moved to appropriate the sum of \$50,000, to be expended under the direction of the Highway Surveyor, for construction and reconstruction of surface drains, as follows:

HUDSON ROAD, between Old Lancaster Road and Crystal Lake Drive;  
CONCORD ROAD, north of Codjer Lane;  
EASY STREET, south to Boston Post Road;  
HORSE POND ROAD, corner of Jarman Road;  
HAYNES ROAD, north of Josiah Haynes School;  
WILLARD GRANT ROAD, at Route 117;

said sum to be raised by taxation.

Board of Selectmen: The Board did not support this motion.

Finance Committee: (D. Wren) The Finance Committee supports the alleviation of drainage problems which present hazards to the public safety. However, we recommend deferral of half of the requested work because of budgetary constraints. Recommend approval of \$25,000.

Long Range Planning Board: (T. Barten) Recommend support of this article.

The motion under this Article was *VOTED*.

Article 12. AMBULANCE AND EQUIPMENT

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$55,000, or any other sum, to be expended under the direction of the Fire Chief, for the purchase of a new ambulance and the purchase of equipment for the ambulance; or act on anything relative thereto.

Submitted by the Fire Chief.

Board of Selectmen: The Board supports this article.

Finance Committee: Recommend approval.

UNANIMOUSLY VOTED: IN THE WORDS OF THE ARTICLE (Consent Calendar)

April 6, 1987

Article 13. LIBRARY AUTOMATION

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$3,000, or any other sum, to be used to match the Challenge Grant from the National Endowment for the Humanities and to be expended under the conditions of the grant by the Board of Library Trustees for automation; or act on anything relative thereto.

Submitted by the Board of Library Trustees.

Board of Selectmen: Recommend approval

Finance Committee: Recommend approval

Mr. George D. Max of the Goodnow Library Board of Trustees moved Indefinite Postponement on this article.

In support of his motion, Mr. Max explained that this project had received the kind vote of support from the various town boards and also many many dollars from the townspeople. At this time, the Library is about \$2-300 short of the \$15,000 it was obligated to raise this year. Therefore, the Trustees cheerfully thank the Town for its obligation for giving us something, if we had needed it. We may be back next year. To those who haven't had the privilege of contributing to the automation project of the library, we would love any contributions towards the \$10,000 needed for next year.

The motion to Indefinitely Postpone was *UNANIMOUSLY VOTED.*

The time being almost 11:00 P.M., the Moderator said he would accept a motion to adjourn. Chairman Anne Donald of the Board of Selectmen made the motion to adjourn that was *VOTED.*

Attendance: 261

April 7, 1987

The Moderator called the meeting to order at 8:08 P.M. at the Lincoln-Sudbury Regional High School Auditorium, after announcing that a quorum was present. General rules regarding the presentation of motions and motions to amend were given. Then Mr. Dignan proceeded to the first order of business, Article 5, the Budget, and explained the procedure for amending the main motion under this article.

Article 5. BUDGET

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 and out-of-state travel, to fix the salaries of all elected officials and to provide for a Reserve Fund, all for the Fiscal Year July 1, 1987 through June 30, 1988, inclusive, in accordance with the following schedule, which is incorporated herein by reference; or act on anything relative thereto.

Submitted by the Finance Committee.

FEDERAL REVENUE SHARING HEARING: Prior to deliberation on the Budget, a hearing will be conducted to receive public comment on the use of Revenue Sharing Funds as offsets to the total Fiscal Year 1988 Budget.

	Expend. FY 85 *	Expend. FY 86 *	Approp. FY 87 **	Request FY 88	Recommend FY 88
100 EDUCATION					
-----					
SUDBURY PUBLIC SCHOOLS					
Salaries	4,729,088	5,124,106	5,604,589	6,014,172	
General Expense	1,143,172	1,265,173	1,280,410	1,518,464	
Equipment	87,131	36,735	55,558	139,785	
Community Use	11,965	12,000	12,000	12,000	
Offsets, including METCO	103,187	114,810	145,468	166,506	166,506
110 Net Sudbury Public ScIs	5,868,169	6,323,204	6,807,089	7,517,915	7,406,607
L-S REGIONAL H.S.					
130 Sudbury Assessment	4,373,089	4,373,089	4,904,995	5,412,355	5,412,355
MINUTEMAN VOC. H.S.					
140 Sudbury Assessment	296,839	308,493	367,533	457,070	457,070
TOTAL 100 BUDGET	10,538,097	11,004,786	12,079,617	13,387,340	13,276,032

(See detailed school budgets starting on Page 42.)

	Expend. FY 85 *	Expend. FY 86 *	Approp. FY 87 **	Request FY 88	Recommend FY 88
<b>200 DEBT SERVICE</b>					
-201 Temp. Loan Int.	74,891	26,380	60,000	50,000	50,000
-203 Other Bond Int.	57,487	50,336	38,540	21,293	21,293
-205 Principal, Others	212,500	272,067	286,500	179,000	179,000
<b>200 TOTAL DEBT SERVICE</b>	<b>344,878</b>	<b>348,783</b>	<b>385,040</b>	<b>250,293</b>	<b>250,293</b>
(Police Sta: P & I)	129,937	119,963	109,988	0	0
(Roof Repairs: P & I)	111,775	104,125	96,475	88,825	88,825
(Stone Tavern: P & I)	0	71,390	68,440	66,080	66,080
(Septage: P & I)	28,275	26,925	50,137	45,388	45,388
<b>300 PROTECTION</b>					
<b>310 FIRE DEPT</b>					
-100 Chief's Salary	37,171	40,145	45,215	49,294	49,294
-110 Salaries	704,179	756,279	811,191	856,392	856,392
-120 Overtime	86,346	94,175	104,052	110,295	103,795
-130 Clerical	13,424	14,380	16,109	18,239	18,239
-140 Dispatchers	27,475	27,071	45,851	57,577	57,577
-151 Sick Buyback	0	13,029	10,160	4,815	4,815
<b>Total Personal Services</b>	<b>868,595</b>	<b>945,079</b>	<b>1,032,578</b>	<b>1,096,612</b>	<b>1,090,112</b>
-210 General Expense	10,474	9,324	10,630	13,510	13,510
-310 Maintenance	28,458	30,546	45,150	48,415	33,415
-420 Travel, Out of State	522	353	600	600	600
-620 Alarm Maint.	2,979	2,461	2,500	2,500	2,500
-710 Uniforms	9,101	10,416	10,475	15,200	15,200
-810 Tuition	1,595	2,465	2,500	2,500	2,500
<b>Total Expenses</b>	<b>53,129</b>	<b>55,565</b>	<b>71,855</b>	<b>82,725</b>	<b>67,725</b>
-510 Equipment	132,239	22,215	135,450	22,098	22,098
<b>Total Equipment</b>	<b>132,239</b>	<b>22,215</b>	<b>135,450</b>	<b>22,098</b>	<b>22,098</b>
<b>310 Total</b>	<b>1,053,963</b>	<b>1,022,859</b>	<b>1,239,883</b>	<b>1,201,435</b>	<b>1,179,935</b>
Offset:Revenue Sharing	70,000	65,000	37,500	12,500	12,500
Offset:Stabiliz. Fund	115,000	0	125,000	0	0
<b>Net Budget</b>	<b>868,963</b>	<b>957,859</b>	<b>1,077,383</b>	<b>1,188,935</b>	<b>1,167,435</b>
<b>320 POLICE DEPT</b>					
-100 Chief's Salary	22,342	41,184	50,554	55,203	55,203
-110 Salaries	655,636	713,619	796,749	885,144	885,144
-120 Overtime	116,556	140,430	180,623	179,773	170,773
-130 Clerical	15,925	16,881	32,512	35,775	35,775
-151 Sick Buyback	0	422	474	1,481	1,481
<b>Total Personal Services</b>	<b>810,459</b>	<b>912,536</b>	<b>1,060,912</b>	<b>1,157,376</b>	<b>1,148,376</b>
-210 General Expense	21,182	23,489	33,928	34,085	34,085
-310 Maintenance	14,130	14,746	15,315	17,615	17,615
-410 Travel	2,172	3,114	3,100	3,100	3,100
-420 Travel, Out of State	0	180	700	700	700
-710 Uniforms	10,760	12,853	13,500	18,000	18,000
-810 Tuition	11,930	8,842	10,000	10,000	10,000
<b>Total Expenses</b>	<b>60,174</b>	<b>63,224</b>	<b>76,543</b>	<b>83,500</b>	<b>83,500</b>
-510 Equipment	38,707	63,144	57,860	56,784	47,784
<b>Total Equipment</b>	<b>38,707</b>	<b>63,144</b>	<b>57,860</b>	<b>56,784</b>	<b>47,784</b>
<b>320 Total</b>	<b>909,340</b>	<b>1,038,904</b>	<b>1,195,315</b>	<b>1,297,660</b>	<b>1,279,660</b>
Offset:Revenue Sharing	70,000	65,000	37,500	12,500	12,500
<b>Net Budget</b>	<b>839,340</b>	<b>973,904</b>	<b>1,157,815</b>	<b>1,285,160</b>	<b>1,267,160</b>

	Expend. FY 85 *	Expend. FY 86 *	Approp. FY 87 **	Request FY 88	Recommend FY 88
<b>340 BUILDING DEPT.</b>					
-100 Inspector's Salary	31,883	33,684	37,105	38,960	38,960
-120 Overtime	2,314	1,606	2,000	2,000	2,000
-130 Clerical	15,927	17,496	19,560	21,648	21,648
-140 Deputy Inspector	1,691	1,646	2,640	5,640	5,640
-150 Custodial	51,067	55,499	61,436	67,798	67,798
-160 Plumbing Inspector	11,350	10,179	9,500	9,500	9,500
-170 Retainer: Plumbing	2,000	2,000	2,000	2,000	2,000
-180 Sealer of Weights	1,000	1,500	1,500	1,500	1,500
-190 Wiring Inspector	6,220	6,240	6,240	6,480	6,480
<b>Total Personal Services</b>	<b>123,452</b>	<b>129,850</b>	<b>141,981</b>	<b>155,526</b>	<b>155,526</b>
-210 General Expense	767	782	800	1,000	1,000
-310 Vehicle Maintenance	543	338	500	1,500	1,500
-320 Town Bldg. Maint.	84,243	70,115	76,855	77,080	72,080
-325 Hosmer House	0	0	12,130	10,970	10,970
-327 Haynes Meadow House	0	0	0	5,000	2,000
-330 Excess Bldg.	22,845	9,425	11,700	11,700	11,700
-410 Travel	470	603	580	650	650
-420 Travel, Out of state	0	0	150	200	200
<b>Total Expenses</b>	<b>108,868</b>	<b>81,263</b>	<b>102,715</b>	<b>108,100</b>	<b>100,100</b>
-510 Equipment	6,905	0	0	1,117	1,117
<b>Total Equipment</b>	<b>6,905</b>	<b>0</b>	<b>0</b>	<b>1,117</b>	<b>1,117</b>
<b>340 Total</b>	<b>239,225</b>	<b>211,113</b>	<b>244,696</b>	<b>264,743</b>	<b>256,743</b>
<b>350 DOG OFFICER</b>					
-100 Dog Officer's Salary	15,266	16,182	18,143	19,728	19,728
-120 Overtime	0	510	1,085	1,085	1,085
-140 Extra Hire	966	0	0	0	0
<b>Total Personal Services</b>	<b>16,232</b>	<b>16,692</b>	<b>19,228</b>	<b>20,813</b>	<b>20,813</b>
-210 General Expense	3,320	2,777	3,082	3,082	3,082
-310 Vehicle Maintenance	0	0	200	200	200
<b>Total Expenses</b>	<b>3,320</b>	<b>2,777</b>	<b>3,282</b>	<b>3,282</b>	<b>3,282</b>
-510 Equipment	0	0	0	0	0
<b>Total Equipment</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>350 Total</b>	<b>19,552</b>	<b>19,469</b>	<b>22,510</b>	<b>24,095</b>	<b>24,095</b>
<b>360 CONSERVATION COMMISSION</b>					
-100 Conservation Coordinator	11,598	13,520	17,697	20,072	20,072
-130 Clerical	0	0	0	4,882	4,000
-140 Extra Hire	0	0	0	500	0
<b>Total Personal Services</b>	<b>11,598</b>	<b>13,520</b>	<b>17,697</b>	<b>25,454</b>	<b>24,072</b>
-210 General Expense	2,221	2,975	4,000	5,000	5,000
-310 Maintenance	2,600	1,993	7,500	10,000	10,000
-410 Travel	123	224	150	350	350
<b>Total Expenses</b>	<b>4,944</b>	<b>5,192</b>	<b>11,650</b>	<b>15,350</b>	<b>15,350</b>
-220 Computer	0	0	0	2,250	2,250
-510 Equipment	0	0	0	850	350
-900 Conservation Fund	0	0	15,000	125,000	25,000
<b>Total Equipment</b>	<b>0</b>	<b>0</b>	<b>15,000</b>	<b>128,100</b>	<b>27,600</b>
<b>360 Total</b>	<b>16,542</b>	<b>18,712</b>	<b>44,347</b>	<b>168,904</b>	<b>67,022</b>

	Expend. FY 85 *	Expend. FY 86 *	Approp. FY 87 **	Request FY 88	Recommend FY 88
<b>370 BOARD OF APPEALS</b>					
-130 Personal Services (Cler)	4,546	4,046	5,672	6,667	6,667
-210 Expenses (Gen. Exp.)	1,192	1,234	1,200	1,250	1,250
-510 Total Equipment	0	0	0	0	0
<b>370 Total</b>	<b>5,738</b>	<b>5,280</b>	<b>6,872</b>	<b>7,917</b>	<b>7,917</b>
<b>TOTAL 300 BUDGET</b>	<b>2,244,360</b>	<b>2,316,337</b>	<b>2,753,623</b>	<b>2,964,754</b>	<b>2,815,372</b>
Offsets	255,000	130,000	200,000	25,000	25,000
<b>NET 300 BUDGET</b>	<b>1,989,360</b>	<b>2,186,337</b>	<b>2,553,623</b>	<b>2,939,754</b>	<b>2,790,372</b>
<b>410 HIGHWAY DEPT</b>					
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-100 Surveyor's Salary	36,300	38,478	40,402	46,202	46,202
-110 Salaries	390,096	420,450	484,757	556,703	530,000
-120 Overtime	4,805	8,657	7,094	11,921	11,921
-130 Clerical	10,730	14,314	17,614	19,815	19,815
-140 Tree Warden	690	670	725	800	800
<b>Total Personal Services</b>	<b>442,621</b>	<b>482,569</b>	<b>550,592</b>	<b>635,441</b>	<b>608,738</b>
-210 General Expense	4,497	4,812	4,500	4,500	4,500
-218 Roadwork	159,269	155,484	188,755	212,655	187,655
-310 Bldg. Maintenance	5,997	6,147	6,150	7,770	7,770
-311 Trees	12,964	12,999	13,000	18,000	13,000
-334 Utilities	18,700	18,594	18,700	18,700	18,700
-410 Travel	100	23	75	100	100
-420 Travel, Out of State	500	500	800	800	800
-450 Landfill	2,249	3,495	3,600	19,600	5,600
-451 Cemeteries	4,994	4,987	6,400	11,350	11,350
-511 Vehicle Maintenance	119,067	120,567	121,000	121,000	121,000
-700 Street Lighting	61,661	56,402	63,000	63,000	63,000
-710 Uniforms	7,173	7,135	7,500	9,050	8,650
<b>Total Expenses</b>	<b>397,171</b>	<b>391,145</b>	<b>433,480</b>	<b>486,525</b>	<b>442,125</b>
-510 Equipment	71,000	72,775	125,000	153,000	153,000
<b>Total Equipment</b>	<b>71,000</b>	<b>72,775</b>	<b>125,000</b>	<b>153,000</b>	<b>153,000</b>
-121 Snow & Ice Overtime	30,335	35,363	27,000	33,113	33,113
-301 Snow & Ice Materials	64,777	91,827	74,866	76,562	76,562
<b>Total Snow &amp; Ice</b>	<b>95,112</b>	<b>127,190</b>	<b>101,866</b>	<b>109,675</b>	<b>109,675</b>
<b>TOTAL 400 BUDGET</b>	<b>1,005,904</b>	<b>1,073,679</b>	<b>1,210,938</b>	<b>1,384,641</b>	<b>1,313,538</b>
<b>Cemetery Fund Offsets:</b>					
Sale of Lots	2,550	2,412	3,533	2,800	2,800
Mt. Wadsworth	1,795	2,109	2,503	2,400	2,400
North Sudbury	480	2,057	1,633	2,600	2,600
Mt. Pleasant	2,169	2,515	2,564	2,600	2,600
New Town	3,386	5,801	4,722	1,100	1,100
Old Town	2,048	83	1,336	4,500	4,500
Fish & Wildlife	0	7,909	0	0	0
Offset: Sale of Town Land	0	69,000	0	0	84,500
Offset: Stabiliz. Fund	0	0	44,000	0	0
<b>Total Offsets</b>	<b>12,428</b>	<b>91,886</b>	<b>60,291</b>	<b>16,000</b>	<b>100,500</b>
<b>NET 400 BUDGET</b>	<b>993,476</b>	<b>981,793</b>	<b>1,150,647</b>	<b>1,368,641</b>	<b>1,213,038</b>

	Expend. FY 85 *	Expend. FY 86 *	Approp. FY 87 **	Request FY 88	Recommend FY 88
500 GENERAL GOVERNMENT					
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501 SELECTMEN					
-100 Exec. Sec'y Salary	49,778	53,760	58,419	61,759	61,759
-110 Admin. Salaries	0	0	17,692	51,803	51,803
-120 Overtime	799	1,850	1,850	2,000	500
-130 Clerical	56,741	58,916	68,502	58,067	58,067
-140 Selectmen's Salary	3,200	3,200	3,200	3,200	3,200
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Total Personal Services	110,518	117,726	149,663	176,829	175,329
-210 General Expense	4,995	6,845	5,500	5,700	5,700
-310 Maintenance	1,726	1,928	2,200	2,200	2,200
-410 Travel	1,731	1,646	1,800	2,400	2,100
-420 Travel, Out of State	0	600	1,200	1,200	1,200
-811 Surveys & Studies	10,500	1,193	0	1,000	0
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Total Expenses	18,952	12,212	10,700	12,500	11,200
-510 Equipment	281	0	700	600	600
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Total Equipment	281	0	700	600	600
501 Total	129,751	129,938	161,063	189,929	187,129
502 ENGINEERING DEPT.					
-100 Engineer's Salary	39,305	42,696	45,044	45,919	45,919
-110 Salaries	106,431	108,410	118,630	128,829	128,829
-120 Overtime	0	356	1,000	1,000	0
-130 Clerical	12,571	14,880	16,759	18,304	18,304
-151 Sick Buyback	0	0	0	857	857
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Total Personal Services	158,307	166,342	181,433	194,909	193,909
-210 General Expense	5,772	5,958	6,000	6,500	6,500
-310 Maintenance	914	1,290	1,930	2,245	1,995
-410 Travel	0	27	100	50	50
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Total Expenses	6,686	7,275	8,030	8,795	8,545
-510 Equipment	7,339	6,172	5,800	10,100	10,100
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Total Equipment	7,339	6,172	5,800	10,100	10,100
502 Total	172,332	179,789	195,263	213,804	212,554
503 LAW					
-100 Retainer	19,500	20,670	21,807	22,897	22,897
-110 Asst. Town Counsel	14,615	0			
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Total Personal Services	34,115	20,670	21,807	22,897	22,897
-210 General Expense	16,709	29,875	4,950	5,100	5,100
-255 Contracted Services	0	11,146	0	0	0
-256 Legal Expense	585	7,962	33,068	39,071	39,071
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Total Expenses	17,294	48,983	38,018	44,171	44,171
-510 Equipment	282	0	0	0	0
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Total Equipment	282	0	0	0	0
503 Total	51,691	69,653	59,825	67,068	67,068
504 ASSESSORS					
-100 Asst. Assessor's Salary	25,020	27,603	30,207	32,984	32,984
-120 Overtime	1,770	2,069	2,500	2,500	2,500
-130 Clerical	40,168	42,492	47,344	53,137	53,137
-140 Assessors' Salaries	2,367	2,433	2,500	2,500	0
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Total Personal Services	69,325	74,597	82,551	91,121	88,621

	Expend. FY 85 *	Expend. FY 86 *	Approp. FY 87 **	Request FY 88	Recommend FY 88
-210 General Expense	17,551	18,463	14,290	7,500	7,500
-255 Contracted Services	0	0	0	43,800	38,800
-310 Maintenance	143	175	450	1,950	1,450
-410 Travel	1,436	1,053	1,550	250	250
-810 Tuition	995	550	1,200	1,200	1,200
Total Expenses	20,125	20,241	17,490	54,700	49,200
-510 Equipment	122	277	42,500	9,500	7,000
Total Equipment	122	277	42,500	9,500	7,000
504 Total	89,572	95,115	142,541	155,321	144,821
Offset: Sale of Town Bldg	0	0	30,193	0	0
Net Budget	89,572	95,115	112,348	155,321	144,821
505 TAX COLLECTOR					
-100 Tax Collector's Salary	17,200	18,232	19,144	24,680	24,680
-120 Overtime	900	975	1,000	1,000	500
-130 Clerical	28,896	31,293	34,341	38,848	32,139
-140 Attorney's Salaries	3,240	0	0	0	0
Total Personal Services	50,236	50,500	54,485	64,528	57,319
-210 General Expense	2,164	1,321	1,500	1,545	1,545
-310 Maintenance	48	48	100	110	110
-410 Travel	144	150	300	300	300
-521 Service Bureau	9,135	16,947	34,000	34,000	34,000
Total Expenses	11,491	18,466	35,900	35,955	35,955
-510 Equipment	499	0	0	0	0
Total Equipment	499	0	0	0	0
505 Total	62,226	68,966	90,385	100,483	93,274
506 TOWN CLERK & REGISTRARS					
-100 Town Clerk's Salary	22,000	23,320	24,486	35,000	28,547
-120 Overtime	0	267	1,500	1,500	500
-130 Clerical	43,765	43,381	52,292	57,741	57,741
-140 Registrars	600	600	600	600	600
Total Personal Services	66,365	67,568	78,878	94,841	87,388
-210 General Expense	6,341	7,807	5,719	10,719	9,719
-220 Computer	0	0	0	1,889	1,889
-310 Maintenance	995	995	1,440	3,450	3,450
-410 Travel	450	629	600	800	800
-420 Travel, Out of State	348	410	0	0	0
-615 Elections	8,940	3,547	12,909	8,945	8,945
-810 Tuition	0	0	0	600	0
Total Expenses	17,074	13,388	20,668	26,403	24,803
-510 Equipment	750	0	10,380	2,336	2,336
Total Equipment	750	0	10,380	2,336	2,336
506 Total	84,189	80,956	109,926	123,580	114,527
507 TREASURER					
-100 Treasurer's Salary	11,200	11,872	12,466	15,673	15,673
-130 Clerical	15,325	16,246	18,159	20,525	20,525
Total Personal Services	26,525	28,118	30,625	36,198	36,198

	Expend. FY 85 *	Expend. FY 86 *	Approp. FY 87 **	Request FY 88	Recommend FY 88
-210 General Expense	1,167	1,249	9,300	9,000	9,000
-310 Maintenance	0	0	100	100	100
-410 Travel	812	935	1,000	1,200	1,200
-610 Tax Title Expense	1,395	225	3,000	3,000	3,000
-711 Bond and Note Issue	2,245	365	1,000	1,000	1,000
-810 Tuition	0	0	250	250	250
<b>Total Expenses</b>	<b>5,619</b>	<b>2,774</b>	<b>14,650</b>	<b>14,550</b>	<b>14,550</b>
<b>507 Total</b>	<b>32,144</b>	<b>30,892</b>	<b>45,275</b>	<b>50,748</b>	<b>50,748</b>
508 FINANCE COMMITTEE					
-130 Personal Services (Cler)	3,480	3,320	3,571	4,083	4,083
-210 Expenses (Gen. Exp.)	175	163	160	180	180
<b>508 Total</b>	<b>3,655</b>	<b>3,483</b>	<b>3,731</b>	<b>4,263</b>	<b>4,263</b>
509 MODERATOR					
-100 Personal Services (Sal.)	58	0	0	0	0
-210 Expenses (Gen. Exp.)	0	0	150	150	150
<b>509 Total</b>	<b>58</b>	<b>0</b>	<b>150</b>	<b>150</b>	<b>150</b>
510 PERMANENT BLDG. COM.					
-130 Personal Services (Cler)	0	90	110	604	604
-210 Expenses (Gen. Exp.)	0	0	0	0	0
<b>510 Total</b>	<b>0</b>	<b>90</b>	<b>110</b>	<b>604</b>	<b>604</b>
511 PERSONNEL BOARD					
-130 Personal Services (Cler)	1,812	1,741	2,421	2,641	2,641
-210 Expenses (Gen. Exp.)	159	54	200	200	200
-510 Total Equipment	0	0	0	200	200
<b>511 Total</b>	<b>1,971</b>	<b>1,795</b>	<b>2,621</b>	<b>3,041</b>	<b>3,041</b>
512 PLANNING BOARD					
-100 Town Planner	20,192	26,500	31,414	34,304	34,304
-130 Clerical	7,749	11,144	14,637	19,675	16,384
-140 Extra Hire	0	0	0	434	0
<b>Total Personal Services</b>	<b>27,941</b>	<b>37,644</b>	<b>46,051</b>	<b>54,413</b>	<b>50,688</b>
-210 General Expense	923	1,624	3,300	3,300	3,300
-310 Maintenance	74	0	90	90	90
-410 Travel	4	0	650	650	650
-810 Tuition	0	0	800	800	800
<b>Total Expenses</b>	<b>1,001</b>	<b>1,624</b>	<b>4,840</b>	<b>4,840</b>	<b>4,840</b>
-510 Equipment	4,944	356	0	1,000	1,000
<b>Total Equipment</b>	<b>4,944</b>	<b>356</b>	<b>0</b>	<b>1,000</b>	<b>1,000</b>
<b>512 Total</b>	<b>33,886</b>	<b>39,624</b>	<b>50,891</b>	<b>60,253</b>	<b>56,528</b>
513 ANCIENT DOCUMENTS COM.					
-210 Expenses (Gen. Exp.)	1,599	531	1,600	1,600	1,600
<b>513 Total</b>	<b>1,599</b>	<b>531</b>	<b>1,600</b>	<b>1,600</b>	<b>1,600</b>
514 HISTORIC DIST. COM.					
-130 Personal Services (Cler)	30	45	75	75	75
-210 Expenses (Gen. Exp.)	36	74	60	80	80
<b>514 Total</b>	<b>66</b>	<b>119</b>	<b>135</b>	<b>155</b>	<b>155</b>
515 HISTORICAL COMMISSION					
-130 Personal Services (Cler)	0	0	176	0	0
-210 Expenses (Gen. Exp.)	814	827	841	1,250	1,000
-510 Total Equipment	0	0	0	4,365	4,365
<b>515 Total</b>	<b>814</b>	<b>827</b>	<b>1,017</b>	<b>5,615</b>	<b>5,365</b>

April 7, 1987

	Expend. FY 85 *	Expend. FY 86 *	Approp. FY 87 **	Request FY 88	Recommend FY 88
518 COUNCIL ON AGING					
-100 Director: Sr. Center	7,567	8,021	8,462	10,101	10,101
-110 Van Driver	5,293	5,713	9,249	9,712	9,712
-120 Outreach Worker	2,120	2,248	2,372	4,535	4,535
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Total Personal Services	14,980	15,982	20,083	24,348	24,348
-210 General Expense	3,531	3,873	4,096	4,420	4,420
-310 Maintenance	3,555	2,967	3,760	3,760	3,260
-611 Programs	250	0	250	250	250
-622 Transportation	1,063	1,247	1,450	2,100	1,550
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Total Expenses	8,399	8,087	9,556	10,530	9,480
-510 Equipment	0	343	350	250	250
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Total Equipment	0	343	350	250	250
518 Total	23,379	24,412	29,989	35,128	34,078
519 TALENT SEARCH					
-120 General Expense	0	89	0	0	0
519 Total	0	89	0	0	0
521 ACCOUNTING					
-100 Town Accountant's Salary	34,026	36,748	40,682	44,425	44,425
-120 Overtime	362	143	579	700	700
-130 Clerical	31,127	34,088	38,575	41,358	41,358
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Total Personal Services	65,515	70,979	79,836	86,483	86,483
-210 General Expense	1,014	19,129	21,960	21,692	3,192
-220 Computer	41,524	6,201	10,150	19,123	19,123
-310 Maintenance	621	69	350	359	359
-410 Travel	556	235	575	590	590
-616 Outstanding Receivables	0	3,931	0	0	0
-810 Tuition	0	75	250	250	250
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Total Expenses	43,715	29,640	33,285	42,014	23,514
-510 Equipment	90	129	400	280	280
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Total Equipment	90	129	400	280	280
521 Total	109,320	100,748	113,521	128,777	110,277
TOTAL 500 BUDGET	796,653	827,027	1,008,043	1,140,520	1,086,182
Offsets			30,193		
NET 500 BUDGET	796,653	827,027	977,850	1,140,520	1,086,182

	Expend. FY 85 *	Expend. FY 86 *	Approp. FY 87 **	Request FY 88	Recommend FY 88
<b>600 GOODNOW LIBRARY</b>					
-----					
-100 Director's Salary	27,929	30,205	32,271	34,129	34,129
-110 Salaries	143,718	157,790	179,960	200,355	200,355
-120 Overtime	1,730	1,779	2,000	2,200	2,200
-150 Custodial	7,604	8,064	9,571	10,629	10,385
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<b>Total Personal Services</b>	<b>180,981</b>	<b>197,838</b>	<b>223,802</b>	<b>247,313</b>	<b>247,069</b>
-210 General Expense	5,799	5,410	5,740	5,050	5,050
-310 Maintenance	16,069	16,126	16,870	17,625	17,625
-410 Travel	75	75	85	175	175
-420 Travel, Out of State	0	0	400	0	0
-520 Books	41,950	44,704	46,990	57,500	54,440
-616 Automation	4,067	0	0	0	0
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<b>Total Expenses</b>	<b>67,960</b>	<b>66,315</b>	<b>70,085</b>	<b>80,350</b>	<b>77,290</b>
-510 Equipment	0	605	0	3,000	3,000
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<b>Total Equipment</b>	<b>0</b>	<b>605</b>	<b>0</b>	<b>3,000</b>	<b>3,000</b>
<b>600 Total</b>	<b>248,941</b>	<b>264,758</b>	<b>293,887</b>	<b>330,663</b>	<b>327,359</b>
<b>OFFSETS</b>					
State Aid	11,080	11,081	7,014	10,800	10,800
Dog Licenses	2,408	2,345	2,149	2,000	2,000
<b>NET 600 BUDGET</b>	<b>235,453</b>	<b>251,332</b>	<b>284,724</b>	<b>317,863</b>	<b>314,559</b>
<b>700 PARK AND RECREATION</b>					
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-100 Supervisor's Salary	25,395	27,734	30,136	31,644	31,644
-110 Salaries	67,901	68,913	86,299	113,575	93,242
-120 Overtime	513	699	750	1,500	1,500
-130 Clerical	3,150	4,234	4,746	7,465	4,977
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<b>Total Personal Services</b>	<b>96,959</b>	<b>101,580</b>	<b>121,931</b>	<b>154,184</b>	<b>131,363</b>
-210 General Expense	1,698	1,625	1,850	4,700	4,700
-310 Maintenance	23,189	24,117	23,625	126,325	29,425
-410 Travel	659	647	660	660	660
-610 Special Programs	9,665	9,135	11,250	15,400	14,400
-623 Teen Center	4,975	5,899	5,000	8,500	8,500
-710 Uniforms	654	843	850	1,200	850
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<b>Total Expenses</b>	<b>40,840</b>	<b>42,266</b>	<b>43,235</b>	<b>156,785</b>	<b>58,535</b>
-510 Equipment	12,400	0	16,000	10,400	10,400
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<b>Total Equipment</b>	<b>12,400</b>	<b>0</b>	<b>16,000</b>	<b>10,400</b>	<b>10,400</b>
<b>700 Total</b>	<b>150,199</b>	<b>143,846</b>	<b>181,166</b>	<b>321,369</b>	<b>200,298</b>

	Expend. FY 85 *	Expend. FY 86 *	Approp. FY 87 **	Request FY 88	Recommend FY 88
701 TOWN POOL #					
-100 Director's Salary	0	0	0	30,000	30,000
-110 Salaries	0	0	0	82,000	82,000
-130 Clerical	0	0	0	18,000	18,000
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Total Personal Services	0	0	0	130,000	130,000
-210 General Expense	0	0	0	17,500	17,500
-310 Maintenance	0	0	0	50,000	50,000
-610 Programs	0	0	0	3,000	3,000
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Total Expenses	0	0	0	70,500	70,500
-510 Equipment	0	0	0	5,300	5,300
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Total Equipment	0	0	0	5,300	5,300
701 Total	0	0	0	205,800	205,800
Offset:Ent.Fund Receipts					185,800
Net 701 Budget	0	0	0	205,800	20,000
710 YOUTH COMMISSION					
-110 Salaries	0	0	0	27,000	0
-130 Clerical	0	0	0	3,888	0
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Total Personal Services	0	0	0	30,888	0
-210 General Expense	0	0	900	200	0
-255 Consulting Services	0	0	0	3,750	0
-256 Hot Line	0	0	0	12,500	0
-611 Community Programming	0	0	0	2,000	1,500
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Total Expenses	0	0	900	18,450	1,500
710 Total	0	0	900	49,338	1,500
715 350th CELEBRATION					
-210 Expenses (Gen. Exp.)	0	0	0	10,000	10,000
715 Total	0	0	0	10,000	10,000
TOTAL 700 BUDGET	150,199	143,846	182,066	586,507	417,598
Offsets	0	0	0	0	185,800
NET 700 BUDGET	150,199	143,846	182,066	586,507	231,798

# 701 TOWN POOL ENTERPRISE: If Article 3 of this Town Meeting is passed, it is the Board of Selectmen's responsibility to recommend to Town Meeting the budget for the Town Swimming Pool Enterprise Fund. The recommendation of the Board of Selectmen, in accordance with Ch. 306 of the Acts of 1986, is as follows:  
 Total Budget: \$205,800; Income Estimate: \$185,800; Amount to be raised: \$20,000.

	Expend. FY 85 *	Expend. FY 86 *	Approp. FY 87 **	Request FY 88	Recommend FY 88
<b>800 BOARD OF HEALTH</b>					
-----					
-100 Director's Salary	30,897	33,414	36,310	39,269	39,269
-120 Overtime	0	660	2,000	0	0
-130 Clerical	15,378	16,746	18,898	20,510	20,510
-140 Animal Inspector	1,126	1,193	1,260	1,323	1,323
-141 Extra Hire	0	0	0	2,000	2,000
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<b>Total Personal Services</b>	<b>47,401</b>	<b>52,013</b>	<b>58,468</b>	<b>63,102</b>	<b>63,102</b>
-210 General Expense	1,159	1,120	1,600	1,600	1,600
-310 Maintenance	350	396	600	600	600
-321 Lab Expense	3,797	2,771	4,300	4,300	4,300
-612 SVNA	30,962	31,438	32,224	33,520	33,520
-712 Mosquito Control	15,000	15,000	15,000	18,000	18,000
-750 Septage: Capital Exp.	5,489	0	10,000	15,000	15,000
-751 Septage: Operation. Exp.	33,800	33,379	95,000	65,000	65,000
-811 Studies & Surveys	0	0	0	37,000	37,000
-910 Mental Health	6,000	6,000	6,000	9,000	8,788
-920 Hazardous Waste	1,784	4,200	4,000	20,000	20,000
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<b>Total Expenses</b>	<b>98,341</b>	<b>94,304</b>	<b>168,724</b>	<b>204,020</b>	<b>203,808</b>
-510 Equipment	11,550	267	0	0	0
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<b>Total Equipment</b>	<b>11,550</b>	<b>267</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>800 TOTAL</b>	<b>157,292</b>	<b>146,584</b>	<b>227,192</b>	<b>267,122</b>	<b>266,910</b>
<b>900 Veterans</b>					
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-100 Agent's Salary	2,556	2,709	2,859	3,001	3,001
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<b>Total Personal Services</b>	<b>2,556</b>	<b>2,709</b>	<b>2,859</b>	<b>3,001</b>	<b>3,001</b>
-210 General Expense	935	584	750	750	750
-613 Veteran's Benefits	0	2,172	4,000	4,000	4,000
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<b>Total Expenses</b>	<b>935</b>	<b>2,756</b>	<b>4,750</b>	<b>4,750</b>	<b>4,750</b>
<b>900 TOTAL</b>	<b>3,491</b>	<b>5,465</b>	<b>7,609</b>	<b>7,751</b>	<b>7,751</b>
<b>950 UNCLASSIFIED</b>					
-----					
<b>EMPLOYEE BENEFITS</b>					
-800 Health Insurance	593,842	665,592	700,000	900,000	900,000
(Town: 45%)	266,813	299,050	314,510	404,370	404,370
(Sci: 55%)	327,029	366,542	385,490	495,630	495,630
-801 Life Insurance	3,659	3,800	3,800	4,000	4,000
(Town: 45%)	1,644	1,707	1,707	1,797	1,797
(Sci: 55%)	2,015	2,093	2,093	2,203	2,203

	Expend. FY 85 *	Expend. FY 86 *	Approp. FY 87 **	Request FY 88	Recommend FY 88
-806 Fire Pension	1,500	1,500	1,500	1,500	1,500
-810 FICA/Medicare	0	0	0	8,000	8,000
(Town: 45%)	0	0	0	3,594	3,594
(Scl: 55%)	0	0	0	4,406	4,406
-811 Workmen's Compensation	61,455	55,565	69,470	115,000	115,000
(Town: 45%)	27,612	24,965	31,213	51,670	51,670
(Scl: 55%)	33,843	30,600	38,257	63,330	63,330
-813 Retirement Fund	432,442	451,661	495,343	625,000	625,000
(Town: 70%)	301,845	315,259	345,749	436,250	436,250
(Scl: 30%)	130,597	136,402	149,594	188,750	188,750
-820 Non-Contr. Retirement	1,438	2,500	3,000	4,000	4,000
(Town: 70%)	1,004	1,745	2,094	2,792	2,792
(Scl: 30%)	434	755	906	1,208	1,208
-952 Pension Liab. Fund	0	20,000	20,000	20,000	20,000
(Town: 70%)	0	13,960	13,960	13,960	13,960
(Scl: 30%)	0	6,040	6,040	6,040	6,040
Total Employee Benefits	1,094,336	1,200,618	1,293,113	1,677,500	1,677,500
OPERATING EXPENSES					
-802 Fidelity Bonds	976	1,035	1,200	1,200	1,200
-803 Property/Liab. Insurance	71,855	128,778	228,730	310,000	310,000
(Town: 28%)	20,112	36,045	64,022	86,769	86,769
(Scl: 72%)	51,743	92,733	164,708	223,231	223,231
-804 Print Town Report	6,334	6,649	7,000	8,500	5,000
-805 Memorial Day	998	1,025	1,085	1,115	1,115
-807 Reserve Fund	0	0	100,000	100,000	100,000
-808 School Tuition	7,149	0	4,000	4,000	4,000
-809 Communications	3,459	4,194	3,500	3,700	4,000
-812 Hydrant Rental	23,205	23,485	24,360	24,885	24,885
-814 Town Meetings	7,910	9,372	11,200	11,800	11,800
-815 Postage	12,400	13,700	14,300	15,700	15,700
-816 Telephone	21,870	15,581	15,000	19,000	19,000
-818 Gasoline	41,407	40,573	44,500	44,000	40,000
-951 Copying	7,248	7,991	10,000	10,000	10,000
-953 Copiers: Equipment	0	0	0	5,550	5,550
Total Operating Expenses	204,811	252,383	464,875	559,450	551,950
950 TOTAL UNCLASSIFIED	1,299,147	1,453,001	1,757,988	2,236,950	2,229,450
(Total Town Related)	725,874	778,912	965,727	1,180,973	1,173,473
(Total School Related)	511,818	598,524	702,791	915,427	915,427
Abatement Surplus	100,000	80,000	60,000	100,000	100,000
NET 950 BUDGET	1,199,147	1,373,001	1,697,988	2,136,950	2,129,450

April 7, 1987

41.

	Expend. FY 85 *	Expend. FY 86 *	Approp. FY 87 **	Request FY 88	Recommend FY 88
TOTAL OPERATING BUDGET	16,788,962	17,584,266	19,906,003	22,556,541	21,990,485
Total Offsets	380,916	315,312	359,647	153,800	424,100
NET OPERATING BUDGET	16,408,046	17,268,954	19,546,356	22,402,741	21,566,385

\* Includes Reserve Fund and Line Item transfers, as well as transfers from the Salary Adjustment Account.

\*\* Includes Salary Adjustment transfers, to date and earmarked, as voted by Annual Town Meeting and modified by Special Town Meeting. Reserve Fund and Line Item transfers, for FY87 to date, are not included here, but are listed below.

Submitted by the Finance Committee

#### 1986-1987 RESERVE FUND TRANSFERS

Reserve Fund Appropriation		\$100,000.00	
<u>ACCOUNT NUMBER / DESCRIPTION</u>	<u>TRANSFER</u>	<u>AMOUNT</u>	
700-510 Park and Recreation: Equipment	1	157.00	
501-811 Selectmen: Surveys and Studies	2	3,000.00	
410-150 Highway: Sick Buy-Back	14	792.42	
410-218 Highway: Roadwork (walkways)	15	8,500.00	
506-510 Town Clerk: Equipment	16	389.00	
320-710 Police: Uniforms	17	4,500.00	
310-710 Fire: Uniforms	24	4,800.00	
510-130 Permanent Building Committee: Clerical	33	420.00	
950-810 Unclassified: FICA/Medicare	37	5000.00	
600-520 Library: Books	42	2,963.00	
600-510 Library: Equipment	44	500.00	
<b>BALANCE as of 2/1/87:</b>		<b>\$68,978.58</b>	

In addition, as of 2/1/87, the Finance Committee and Selectmen have jointly approved spending in excess of appropriation (under the provisions of M.G.L. Ch. 44, §31D) for accounts 401-121, Snow and Ice Overtime (\$56,900.00 approved) and 401-301, Snow and Ice Materials/Contractors (\$57,393.00 approved). The sums actually expended will be raised through Free Cash.

#### 1986-1987 INTER-ACCOUNT TRANSFERS

<u>ACCOUNT NUMBER / DESCRIPTION</u>	<u>TRANSFER</u>	<u>AMOUNT</u>
502-110 to 502-151, Engineering: Sick Buy Back	3	\$779.52
501-110 to 501-130, Selectmen: Clerical	23	5,949.00
320-120 to 320-110, Police: Salaries	34	7,500.00
501-110 to 501-130, Selectmen: Clerical	36	1,359.00
340-320 to 340-310, Building: Vehicle Maintenance	40	350.00

100 EDUCATION: 110 SUDBURY PUBLIC SCHOOLS

<u>BUDGET SUMMARY 110</u>	<u>BUDGET 1985-86</u>	<u>BUDGET 1986-87</u>	<u>BUDGET 1987-88</u>
A Account-Salaries	\$ 5,124,106	\$ 5,629,289	\$ 6,014,172
B Account-Supplies/Services	713,577	746,680	982,585
B <sup>1</sup> Account-Energy Related	551,596	533,260	535,879
C Account-Equipment	36,735	31,328	139,785
D Acct-Community Use of Schools	12,000	12,000	12,000
	\$ 6,438,014	\$ 6,952,557	\$ 7,684,421
<u>OFFSETS:</u>			
METCO	36,575	40,235	40,235
METCO	20,000	40,000	65,000
PL 94-142	55,610	62,608	59,171
PL 89-313	2,625	2,625	2,100
	(114,810)	(145,468)	(166,506)
NET BUDGET	\$ 6,323,204	\$ 6,807,089	\$ 7,517,915
		+7.7%	+10.4%

<u>A ACCOUNT - SALARIES</u>	<u>1985-86 Staffing</u>		<u>1986-87 Staffing</u>	
	<u>1986-87 NO. OF PERSONNEL</u>	<u>1986-87 SALARIES</u>	<u>1987-88 NO. OF PERSONNEL</u>	<u>PROJECTED 1987-88 SALARIES</u>
00 - Contract & Adm.	1.20	*233,230	1.2	*294,095
18 - Middle/Gr.6	8.00	274,107	8.0	288,199
35 - Elem./Gr. 1-5	39.00	1,364,715	40.5	1,477,677
56 - Kindergarten	10.00	220,845	9.0	192,418
57 - Art	2.80	91,516	2.7	94,459
58 - Music	4.40	135,975	4.7	153,200
59 - Physical Ed.	6.00	201,805	6.0	213,671
60 - Core/Gr. 7-8	21.00	706,669	19.0	656,758
61 - Reading	6.00	184,859	6.0	181,033
66 - Keybd/Comp.	2.00	67,248	3.0	79,699
67 - Foreign Language	2.00	63,765	2.0	68,597
68 - Home Economics	1.70	52,389	1.8	58,817
69 - Industrial Arts	2.00	73,073	2.0	76,288
71 - Curriculum/Media	9.00	148,809	10.5	221,073
72 - Guidance	5.00	164,902	6.0	210,632
76 - Special Ed.	22.00	596,916	20.7	623,414
85 - School Mgmt.	12.82	325,020	13.5	331,496
86 - Central Mgmt.	8.20	303,322	8.7	324,116
87 - Catalyst	4.00	130,247	4.5	155,843
(82) 10-Custodial	11.00	207,888	11.0	229,816
(83) 20-Maintenance	3.10	81,989	3.1	82,871
TOTALS	181.22	5,629,289	183.9	6,014,172

\* Includes allowance for staff bank

<u>110 SUDBURY PUBLIC SCHOOLS</u>	<u>Budget 1985-86</u>	<u>Budget 1986-87</u>	<u>Request 1987-88</u>
<u>E ACCOUNTS - SUPPLIES, CONTRACTED SERVICES, TEXTS, ENERGY</u>			
00 Non-Program	\$ 71,000	\$ 74,250	\$ 77,940
56 Kindergarten	3,000	3,500	3,650
57 Art	9,066	9,516	9,880
58 Music	12,751	12,506	13,857
59 Physical Education	3,990	4,190	4,031
60 English	17,199	17,825	20,638
61 Reading	27,055	28,071	29,996
62 Science	15,959	15,466	15,609
63 Health Education	3,500	3,588	3,588
64 Mathematics	14,258	20,515	19,675
65 Social Studies	19,016	20,305	20,637
66 Keyboard	755	800	2,000
67 Foreign Language	2,625	2,630	2,750
68 Home Economics	4,680	4,900	5,150
69 Industrial Arts	7,200	7,500	7,550
71 Lib/Media/Curric.	62,010	75,209	79,425
72 Guidance	100	100	400
73 Health Services	58,620	61,452	71,525
76 Special Education	64,900	71,200	110,326
77 Tuition	110,000	133,250	250,750
78 Pupil Personnel Serv.	13,000	15,800	23,775
80 Transportation	277,096	291,840	301,589
85 School Management	12,813	14,547	16,230
86 Central Management	3,000	15,060	16,200
10 Custodial	26,000	27,700	28,362
20 Maintenance of Bldgs.	59,400	75,000	110,841
21 Heating Fuel	129,500	95,800	93,340
30 Maintenance of Equip.	23,800	31,800	37,800
31 Gas	5,000	5,000	4,150
32 Water	2,000	2,620	2,600
33 Telephone	38,000	30,000	25,000
34 Electricity	100,000	108,000	109,200
TOTALS	\$1,197,293	\$1,279,940	\$1,518,464
<u>C ACCOUNT - EQUIPMENT</u> (New & Replacement Equipment)	\$ 36,735	\$31,328	\$139,785
<u>D ACCOUNT - COM. USE OF SCHOOLS</u>	\$ 12,000	\$12,000	\$12,000

STAFF PUPIL SUMMARY

	<u>1985-86</u>	<u>1986-87</u>	<u>1987-88</u>
Number of Pupils	1,710	1,697	1,669
Teaching Staff	124.9	123.9	126.0
Other Staff	57.21	57.3	57.9
Cost Per Pupil (Gross)	\$3,764	\$4,097	\$4,604

100 EDUCATION: 130 LINCOLN-SUDBURY REGIONAL SCHOOL DISTRICT

	<u>1985-86 Actual</u>	<u>1986-87</u>	<u>1987-88 Proposed</u>
	<u>Expenditures</u>	<u>Budget</u>	<u>&amp; Recommended</u>
(Pupils)	(1334)	(1297)	(1240)
<b>I. INSTRUCTION</b>			
American Crafts	712	1,287.37	
Art	4,547	8,150	7,950
Business	22,311	28,960	35,035
Computer	54,468	98,583	137,986
English	12,615	16,300	16,900
Foreign Language	10,571	12,530	10,700
History	8,969	9,650	20,300
Home Economics	5,906	6,120	9,970
LS West	4,792	6,050	6,550
Mathematics	7,840	8,225	8,225
Music	9,554	8,028	9,500
Physical Education	11,107	10,400	14,058
Science	13,136	16,300	21,030
Technology	22,025	18,725	31,775
Work Experience	332	5,795	2,800
Heys Seminar		1,000	1,000
Human Relations	1,945	3,400	4,000
General Supplies	33,086	35,000	35,000
	<u>223,916</u>	<u>294,503.37</u>	<u>372,779</u>
<b>II. EDUCATIONAL SUPPORT</b>			
House Services	13,703	11,600	14,000
Student Services	40,452	41,198	44,080
Special Needs	568,944	612,400	525,900
Audio-Visual	21,012	21,700	25,000
Library	14,365	14,000	21,350
Student Activities	7,486	5,000	10,000
Athletics	80,249	85,270	90,000
Transportation	246,140	247,000	255,000
Development	7,078	5,000	7,500
	<u>999,429</u>	<u>1,043,168</u>	<u>992,830</u>
<b>III. OPERATIONS</b>			
Custodial	33,908	37,300	45,800
Grounds	17,794	23,443	25,000
Maintenance	111,344	118,768	167,968
Utilities	242,206	293,100	300,000
Insurance	42,192	54,150	60,175
	<u>447,444</u>	<u>526,761</u>	<u>598,943</u>

<u>130 LSRHS</u>	<u>1985-86 Actual Expenditures</u>	<u>1986-87 Budget</u>	<u>1987-88 Proposed &amp; Recommended</u>
<u>IV. DISTRICT SERVICES</u>			
School Committee	19,284	24,501	37,201
Administration	21,354	27,200	54,700
Business Office	5,586	8,600	11,650
Central Office	15,177	13,910	14,200
Benefits	457,416	511,000	637,000
Contingency	0	25,000	25,000
	<u>518,817</u>	<u>610,211</u>	<u>779,751</u>
<u>V. SALARIES</u>			
Administration	453,217	482,287	
Professional Staff	3,259,386	3,374,542	collective bargaining in process
Educational Support	168,368	196,867	
Athletics & Extra-curricular	112,972	138,500	
Clerical	248,809	247,318	
Maintenance	368,088	378,271	
	<u>4,610,840</u>	<u>4,817,785</u>	<u>5,193,890</u>
<u>VI. DEBT AND CAPITAL</u>			
Building Debt	21,200	20,400	0
Roof Debt	76,275	71,625	66,975
Capital Projects	192,500	200,000	50,000
	<u>289,975</u>	<u>292,025</u>	<u>116,975</u>
TOTAL EXPENDED	7,090,421		
TOTAL BUDGET	7,104,897	7,584,453.37	8,055,168
<u>OFFSETS:</u>			
Chapter 70	636,997	636,997	707,774
Chapter 71	489,217	435,964	470,440
Transportation	230,000	245,000	220,000
Residential Tuition	115,000	100,000	100,000
Supplemental Aid		53,253	
Construction Aid		52,310.15	52,309
STATE AID sub-total	<u>1,471,214</u>	<u>1,523,524.15</u>	<u>1,550,523</u>
Adjustment for prior years	436,992.04	264,378.46	169,688.95
TOTAL OFF-SETS	<u>1,908,206.04</u>	<u>1,787,902.61</u>	<u>1,720,211.95</u>
TOTAL ASSESSMENT	5,196,690.96	5,796,550.76	6,334,956.05
SUBBURY ASSESSMENT	4,373,089.49	4,904,994.46	5,412,354.09
FINANCE COMMITTEE RECOMMENDED ASSESSMENT			5,412,355

100 EDUCATION: 140 MINUTEMAN REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL

	Program Amount FY87	Requested & Recommended FY88	Diff.	%
<u>VOCATIONAL</u>				
Building Trades w/Hort. in '88	\$ 69,625	\$ 74,100	\$ 4,475	
Commercial Services w/D.E.	16,028	18,618	2,590	
Electronics	30,469	34,362	3,893	
Graphics	83,755	84,840	1,085	
Drafting	8,855	9,175	320	
Health Instruction w/Child Care	27,495	26,602	- 893	
Metal Fabrication	45,260	45,015	- 245	
Power Mechanics	28,945	29,615	670	
Technology	17,050	16,805	- 245	
Afternoon Program/Summer Prog.	13,801	13,801	0	
Regional Occupational Program	11,285	11,285	0	
<u>ACADEMIC</u>				
Reserve Officer (LDRSHP)	2,900	2,800	- 100	
Communications	16,978	16,900	- 78	
Human Relations	6,336	6,500	164	
Foreign Language	1,540	2,700	1,160	
Art	11,065	11,765	700	
Music	750	750	0	
Mathematics	9,500	10,000	500	
Science	20,525	21,200	675	
Physical Education	10,225	9,790	- 435	
Athletics w/o Coach Salaries	70,480	78,329	7,849	
Business Instruction	3,350	13,450	10,100	
Driver Education	500	500	0	
<u>SUPPORT</u>				
Instructional Resources	54,700	55,375	675	
Pupil Support	38,041	37,907	- 134	
Principal	63,005	64,275	1,270	
Transportation	725,630	804,742	79,112	
Vocational Coordinator	8,750	8,750	0	
Computer Services	68,350	68,800	450	
Dean	2,400	2,400	0	
Superintendent	7,050	7,350	300	
Planning & Academics	9,460	43,260	33,800	
Cafeteria	7,850	11,250	3,400	
<u>OTHER</u>				
District Programs	4,740	4,740	0	
Legal Fees	25,000	30,000	5,000	
Audit Fees	11,000	9,000	- 2,000	
Business Office	22,400	22,950	550	
Risk Insurance	137,000	160,000	23,000	
Retirement/Employ. Benefits	491,831	525,540	33,709	
Debt Management	208,805	192,330	-16,475	
Equipment	140,000	267,602	127,602	
Operations/Maintenance	723,950	754,350	30,400	
Salaries	5,102,910	5,453,771	350,861	
Medicare (new)	0	8,947	8,947	
Final Total	\$8,359,589	\$9,072,241	\$712,652	+8.5%

MMRVTHS  
DISTRICT APPORTIONMENT

1987 - 1988

I. OPERATING BUDGET:

Total Operating Budget	\$ 8,836,575
Aid/Revenue	<u>-3,814,321</u>
Operating Budget Apportionment	\$ 5,022,254

II. SPECIAL OPERATING:

Special Operating Costs	\$ 43,336
Credits	<u>- 27,311</u>
Special Costs Apportionment	\$ 16,025

III. CAPITAL BUDGET:

Capital Payments - New Town's Surcharges	\$ 55,600
Original Town's Credits	- 55,600
Debt Service	<u>192,330</u>
	\$ 192,330

Credit Ch. 645	<u>- 107,817</u>
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Capital Apportionment, net	\$ 84,513
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TOTAL APPORTIONMENT	5,122,792
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Apportionment Formula:

% of Students	Operating	+ Spec. Oper.	+ Capital	= Apportionment
SUDBURY: 9.046	454,336	+ 1,167	+ 1,568	= 457,070

**FINANCE COMMITTEE BUDGET REPORTS:** where a report is not given on a particular budget or category of spending, the Finance Committee recommends approval of the amount given in the Recommended column.

**110 SUDBURY PUBLIC SCHOOLS:** The School Committee has requested an increase of 11.9 per cent. The Finance Committee is recommending an increase of 10.5 per cent. The Finance Committee's recommendation is a 10.5% increase in the total cost to the Town of the Sudbury Public Schools. The total cost is: (1) their budget plus (2) the insurance and pension costs which are in the Town's Unclassified budget that are attributable to the schools and school personnel.

Adequately funding the schools is a top priority for the FinCom. In this age of Proposition 2-1/2, we have had a windfall year for revenues. Revenues have increase 9.9 per cent for the Town. Sudbury continues to add new houses and businesses to its tax base. The FinCom recommends giving the schools a little more than their "fair share" 9.9% revenue increase. While a 10.5% increase is a very large increase, we think that this amount is necessary to maintain Sudbury's excellent school system. The well deserved reputation which Sudbury enjoys for an excellent school system helps us maintain our property values.

In accordance with state law, we leave it to the discretion of the Sudbury School Committee as to where and how the necessary cuts could be made. We recommend approval of the net budget of \$7,406,607.

**130 LINCOLN-SUDBURY REGIONAL SCHOOL DISTRICT:** The School Committee's requested budget increase was 8.18 per cent which resulted in a proposed assessment increase to the Town of Sudbury of 13.4 per cent. The disparity between budget increase and assessment increase is due to the use of average enrollment over the total school year to adjust the prior two years' assessment to actual amount spent and received from the State, and the use of October 1 enrollment of this year to set the budget year's assessment.

The Finance Committee met with the Regional School Committee and Lincoln's Finance Committee and reviewed the condition of the Towns' financial position. Based on this review we requested that the assessment to the Town of Sudbury be held at a 10.5 per cent increase over the prior year. In addition, the FinCom stated that it would support the School Committee's article for borrowing money to fund major maintenance programs at the school which have been deferred in the past.

Throughout the budget process the Finance Committee has reviewed the School's budget as a global amount, and has stressed that it is up to the School Committee and its administrators to determine the way in which the funds are spent. Recommend approval of \$5,412,355.

**140 MINUTEMAN REGIONAL VOCATIONAL TECHNICAL SCHOOL:** Sudbury has six more students enrolled at Minuteman than it had last year. The assessment is directly related to the number of students each member town sends to the school. Our 74 students represent nine per cent of the student body. Our assessment is \$457,070, an increase of 24 per cent. The budget has risen by 8.5 per cent; the largest proportion of the cost incurred in equipment expenses that can no longer be delayed. Recommend approval of \$457,070.

**310 FIRE DEPARTMENT:** Fire protection is among the highest priorities in the Town budget. The increase in personal services has been more than offset by the non-recurrence of FY1987 roof repair and capital expense items. The Finance Committee supports the request for an additional half-time dispatcher to help reduce the need for additional overtime coverage. We are not supporting the departmental request for \$15,000 in architectural fees, pending the study by the Long Range Planning Committee of town space needs and building utilization. Recommend approval of \$1,179,935.

**320 POLICE DEPARTMENT:** Departmental requests for FY88 represent a 9.5 per cent increase over FY87 appropriations, much of which can be traced to increased personnel costs. The Finance

Committee supports the request for two civilian dispatchers in addition to the two instituted during FY87. The utilization of these dispatchers frees uniformed personnel for shift coverage, and thereby reduces the need for additional overtime hours at significantly higher hourly rates. We recommend a reduction in capital equipment acquisition, which would cause some additional items' purchase to be delayed to FY89. Recommend approval of \$1,279,660.

**340 BUILDING DEPARTMENT:** The recommended budget of \$256,743 represents an increase of \$12,047 from last year. Personal services is up by \$13,545 mainly because of increased hours required to complete building inspections and improve enforcement of building regulations. \$2,000 is included for maintenance and repairs of the "Haynes Meadow" house. \$10,970 is also included for maintenance and utilities of the Hosmer House. \$4,800 was requested for an office computer. After discussion, the Finance Committee recommended \$1,117 for an electronic typewriter instead. This machine would be compatible with a computer if it is purchased in the future. Recommend approval of \$256,743.

**360 CONSERVATION:** The Finance Committee recommends approval of the increase in maintenance to ensure that proper attention is given to the land presently owned. We recommend \$2,250 for an IBM computer to provide office automation in a way fully compatible with other Town equipment. This will reduce the need for additional hours and personnel. We disapprove of the request for vacation coverage, in accordance with our guidelines. We are convinced of the need for additional clerical assistance, but we believe that the Recording Secretary to be funded under our recommendations could provide vacation cover within the amount budgeted for that position. The requested contribution of \$125,000 to the conservation fund should be viewed in perspective with the \$66,080 expense in this year's Debt Service (200) budget related to the Stone Tavern Farm project. We recommend funding the Conservation Fund at a \$25,000 level that will permit the Commission to continue the search for appropriate parcels, fund appraisals, etc. We specifically reject the concept that the Town Meeting is bound to place the proceeds of particular land sales into the Fund; the Fund must compete with all other Town priorities, including education and protection, for the scarce dollars available from whatever source. Recommend approval of \$67,022.

**370 BOARD OF APPEALS:** The increase in the budget is caused by a modest increase in the expense budget to pay for increased advertising related to a higher caseload. The remainder of the increase has been caused by adjustments necessitated by the new Classification Plan. Any decrease in the budget would very likely impair the functioning of the Board. The Finance Committee recommends approval of \$7,917.

**410 HIGHWAY DEPARTMENT:** Recommendations for the Highway budget reflect the removal of a new Heavy Laborer position, and the funding of temporary summer help at last year's level, in accordance with our guidelines on personnel staffing levels. We also recommend a decrease in Roadwork, as the Surveyor has indicated that the Surface Drains article is of higher priority due to safety considerations than this year's Intersection Improvements needs. We recommend deferral of funding of walkway reconstruction, given the large volume and backlog of ongoing and planned new walkway construction. A fence for the landfill was judged to be of lower priority than other needs, as were additional funds for tree-trimming services. Although the Highway Department's basic needs are a high priority, there are these areas of flexibility where funds may be reduced. Recommend approval of \$1,313,538.

**501 SELECTMEN:** Increases in the Selectmen's personal services budget reflect the salaries due continuing employees as well as a request for a half-day switchboard operator. The latter position would be funded at the lowest (Grade 1) rate of pay, and would release an existing, more highly-paid clerk from afternoon switchboard coverage. Additional clerical assistance is needed for support of the Budget Analyst, and for the Law Department, whose clerical assistance is currently funded from the Selectmen's budget. The services rendered to many Town departments as well as Sudbury Public Schools by the telephone switchboard operator are crucial, but should not be provided at a higher per-

hour cost than is necessary. The addition of this part-time position is thus warranted, and will reduce overtime requirements of the Selectmen's staff. Other elements of the budget are generally in accordance with FinCom guidelines, with reductions recommended for in-state Travel and Surveys and Studies. Recommend approval of \$187,129.

**502 ENGINEERING:** The Finance Committee recommends decrease in the overtime budget, to be funded from excess salaries given the current open positions in the department, some of which are likely to continue into FY88. Recommend approval of \$212,554.

**503 LAW:** The recommended budget for the Law Department is up by \$7,243 to cover expected legal and litigation costs, legal counsel for collective bargaining, and salary increases. Recommend approval of \$67,068.

**504 BOARD OF ASSESSORS:** The request for a vehicle for the Assistant Assessor was not included in the Long Range Capital Expenditure Plan. However, the Board has made a creditable case for the need for a Town vehicle for their employee. The Finance Committee recommends that the \$9,500 request for a vehicle be reduced to \$7,000, since it is believed that a satisfactory vehicle can be purchased for such a price. The \$500 vehicle maintenance for the first year has been eliminated from the budget request, since a new vehicle will be under warranty.

- Board members have also indicated that \$5,000 of the consulting services for the Town's revaluation may be deferred until later years of the project. The Finance Committee does not recommend continuation of the Board of Assessors' stipends, which are an anachronism from days prior to their establishment of a full-time, professional position within their office. Recommend approval of \$144,821.

**505 TAX COLLECTOR:** The Tax Collector's budget contained a request to combine two part-time clerical positions (which totalled 78% of a full-time position) into one full-time position. The additional clerical assistance in the Tax Collector's office is not deemed necessary to maintain required services. Indeed, a reduction in staffing is warranted, since the Town has supported a "full service" contract, with a vendor who both collects the tax payments and maintains tax records, all obviating a great deal of the manual entry and recordkeeping of the function. The \$34,000 service contract cost should be offset with a modest reduction in clerical staffing, by 50 per cent of the requested full-time position (saving \$6,710). In addition, a reduction in the overtime budget is warranted. Recommend approval of \$93,274.

**506 TOWN CLERK/BOARD OF REGISTRARS:** The Town Clerk's budget contained a request for a 43 per cent increase in the Town Clerk's salary. Although it is the responsibility of the Finance Committee to recommend a salary for the several elected officials (including the Town Clerk) to the Town Meeting, we solicit assistance from the Personnel Board. Their recommendation, after "re-rating" the job with the Municipal Rating Manual provided by their recent personnel study, was to upgrade the Town Clerk's position to the equivalent of Grade 10 on the Salary and Classification Plan. On that basis, we recommend that the Town fund the Town Clerk's salary for FY88 at \$28,997. That action is consistent with the salary recommendations we have made to the Town Meeting for the other three elected officials. After reviewing the use of overtime in prior years, a reduction to \$500 is recommended. It is also maintained that General Expense can reasonably be reduced by \$1,000, \$475.00 of that sum being associated with 350th Anniversary Pins, which we believe is the responsibility of the 350th Anniversary Celebration Committee. Recommend approval of \$114,527.

**510 PERMANENT BUILDING COMMITTEE:** The Permanent Building Committee has requested \$604 in personal services, an increase from \$100 in FY87. This is due to the anticipated increased time need of the Recording Secretary due to the roofing and pool projects. Recommend approval of \$604.

- 511 PERSONNEL BOARD:** The Personnel Board has requested a \$420 increase in its budget. Of this amount, \$200 is to be used to purchase a tape recorder to record personnel hearings and the remainder is to fund a step raise for their Recording Secretary in conformance with the Town salary plan. Recommend approval of \$3,041.
- 512 PLANNING BOARD:** The Finance Committee recognizes the increased levels of responsibility and activity associated with this Board and its full time staff. As a result we support the capital expenditure for a new typewriter. Given financial constraints, we cannot support the increase in clerical hours from 18 to 25. In accordance with our guidelines, we also oppose providing vacation cover -- especially in an office with two clerical employees, who should be able to cover for each other's absences. Recommend approval of \$56,528.
- 515 HISTORICAL COMMISSION:** The recommended budget for the Historical Commission of \$5,365 represents an increase of \$4,598 from last year. This budget includes monies to cover start-up capital expenses to be in compliance with the state requirement to have the Hosmer House open twelve days per year. The Finance Committee also recommends these funds since they are needed to put the Hosmer House in rentable condition. Recommend approval of \$5,365.
- 518 COUNCIL ON AGING:** The COA has requested \$35,128 for FY88 to run its drop-in center and outreach program. The major increase over the past year is that the Town has been asked to fund the total of the outreach worker's hours: 728, of which 328 were paid by a state grant in prior years. Recommend approval of \$34,078.
- 521 ACCOUNTING:** The Accounting Department expenses request included \$18,500 for an external audit. An audit was budgeted for and performed in FY1987, and an annual audit is not required by the Commonwealth. Recommend approval of \$110,277.
- 600 GOODNOW LIBRARY:** Increases in the library budget are due primarily to salary increases related to the classification plan, to expenses such as utilities, and to a FinCom-recommended capital investment in a telephone system to reduce telephone operating costs. Increases in the book budget are determined by a state reimbursement formula to which the Town adheres. Recommend approval of \$327,359.
- 700 PARK AND RECREATION:** The Finance Committee supports the funding of part-time personnel at a level equivalent to FY87. We do not support the addition of a full time grounds person to the Park and Rec staff. We also oppose additional clerical hours for FY88, in line with our opposition to increased personnel costs throughout the budget. Although the request included \$96,900 for reconstruction of tennis courts and ball field improvements at Feeley Field, we consider those improvements of lower priority than many other items in the budget, and suggest their deferral. Recommend approval of \$200,298.
- 701 TOWN POOL:** The Finance Committee recommends immediate establishment of an Enterprise Fund to place the Pool into operation as an ongoing "business venture." This will foster fiscal accountability outside the Town's budget, and will enable the managers to take advantage of depreciation to fund ongoing repairs and expansion projects. Recommend approval of \$205,800.
- 710 YOUTH COMMISSION:** At this time of extreme fiscal constraints, the Finance Committee strongly disapproves of the establishment of two new positions under the direction of the recently established Youth Commission. We believe that many of the proposed services, although certainly worthwhile, are duplicated by available services from Family Counseling, Trinity, and other Board of Health programs. The CODE Hotline proposal is essentially duplicative with many other hotline services available to Town residents. The Finance Committee believes that the funding proposals are not warranted, and that the Youth Commission should be funded to continue their community programming only at this time. Recommend approval of \$1,500.

**715 350th ANNIVERSARY CELEBRATION:** The allocation of \$10,000 this year toward financing a major Town celebration is a necessary anticipation of a debt that will be incurred for an event the Town will want to acknowledge in a large and joyful way. Postponing this allocation would not be in our best interest. Recommend approval of \$10,000.

**800 BOARD OF HEALTH:** The Finance Committee supports the \$37,000 study item in the Board of Health budget, despite its sizable cost, in the interest of preventing the worsening of the condition of the Grist Mill Pond and associated waterways. Recommend approval of \$266,910.

**950 UNCLASSIFIED:** The recommended budget of \$2,229,450 is up by \$471,462 from last year. Health insurance is up about thirty per cent (a \$200,000 increase). The Retirement Fund is up by nearly \$130,000 because of a mandated change in accounting practices in the County system. Property and liability insurance is also up by \$81,270. The Finance Committee strongly recommends that the Selectmen evaluate alternative insurers for the Town's health coverage. Recommend approval of \$2,229,450.

The main motion under this article was made by C. Baum, Chairman of the Finance Committee as follows:

Move that the Town appropriate the sums of money set forth in the recommended column of warrant under Article 5, Budget, for Fiscal Year 1988, except:

100-110 (Net Sudbury Schools) for which the sum recommended shall be \$7,461,607;  
 410-218 (Highway Roadwork) for which the sum recommended shall be \$212,655;  
 512-130 (Planning Board Clerical) for which the sum recommended shall be \$19,675;  
 512-210 (Planning Board General Expenses) for which the sum recommended shall be \$3,600;  
 600-310 (Library Maintenance) for which the sum recommended shall be \$10,325;  
 950-800 (Health Insurance) for which the sum recommended shall be \$790,890;  
 950-810 (FICA/Medicare) for which the sum recommended shall be \$12,000;

Plus \$34,838 for a new line item under the Board of Health budget, 800-614, entitled Community Outreach Program;

All of said sums to be raised by taxation except:

\$ 13,848 of line item 310-110, Fire Salaries, which is to be raised by transfer from Public Law 92-512, Federal Revenue Sharing Account;  
 \$ 13,847 of line item 320-110, Police Salaries, which is to be raised by transfer from Public Law 92-512, Federal Revenue Sharing Account;  
 \$ 2,800 of line item 410-110, Highway Operating Salaries, which is to be raised by transfer from the sale of cemetery lots;  
 \$ 2,400 of line item 410-110, Highway Operating Salaries, which is to be raised by transfer from Mt. Wadsworth Cemetery Perpetual Care Account;  
 \$ 2,600 of line item 410-110, Highway Operating Salaries, which is to be raised by transfer from North Sudbury Cemetery Perpetual Care Account;  
 \$ 2,600 of line item 410-110, Highway Operating Salaries, which is to be raised by transfer from Mt. Pleasant Cemetery Perpetual Care Account;  
 \$ 1,100 of line item 410-110, Highway Operating Salaries, which is to be raised by transfer from New Town Cemetery Perpetual Care Account;  
 \$ 4,500 of line item 410-110, Highway Operating Salaries, which is to be raised by transfer from Old Town Cemetery Perpetual Care Account;  
 \$ 82,535 of line item 410-510, Highway Equipment, which is to be raised by transfer from the Sale of Town Real Estate Account;  
 \$ 32,245 of line item 410-301, Highway Snow & Ice Materials, which is to be raised by transfer from additional FY87 Cherry Sheet Lottery revenues;  
 \$ 2,000 of line item 600-520, Library Books, which is to be raised by transfer from the County Dog License Refund Account;  
 \$ 10,000 of line item 701-130, Town Pool Clerical, which is to be raised by transfer from Free Cash;  
 \$ 10,000 of line item 701-210, Town Pool General Expense, which is to be raised by transfer from Free Cash;  
 \$500,000 of line item 950-800, Health Insurance, which is to be raised by transfer from Free Cash;  
 \$225,945 of line item 950-803, Property/Liability Insurance, which is to be raised by transfer from Free Cash;  
 \$100,000 of line item 950-807, Reserve Fund, which is to be raised by transfer from the Overlay Surplus Account;  
 \$400,000 of line item 950-813, Retirement Fund, which is to be raised by transfer from Free Cash;

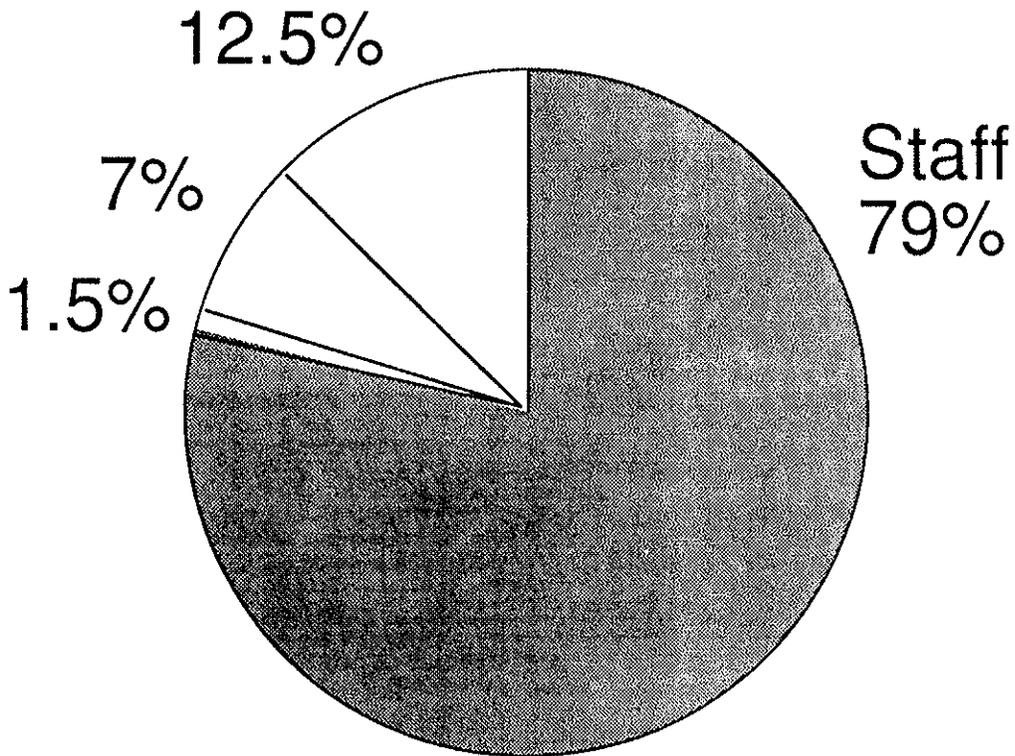
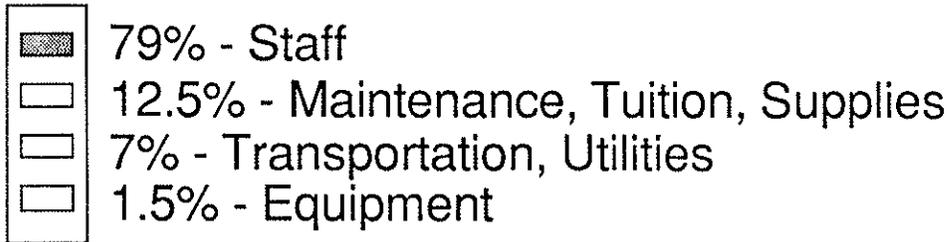
AND FURTHER:

- A. That appropriations within departmental budgets are funded hereunder as integrated line items, provided, however, that the departmental appropriations set forth within the following categories: Personal Services, Expenses, Total Equipment, Total Snow and Ice, Net Sudbury Public Schools, Sudbury Assessment (Schools), Total Debt Service, Total Unclassified, and Out-of-State Travel must be expended within those categories unless, in each instance, the Finance Committee grants prior approval;
- B. That all automobile mileage shall be paid at the rate of 20.5 cents per mile upon submission of a proper voucher;
- C. That any State or Federal funds received by the Town which must be obligated or expended prior to the next Annual Town Meeting may be used to offset the cost of an appropriate line item in the budget upon the acceptance of the Finance Committee and certification of the Town Accountant.

FINANCE COMMITTEE REPORT: (C. Baum) Finance Committee supports this motion.

SUDBURY SCHOOL COMMITTEE: (J. Moore)

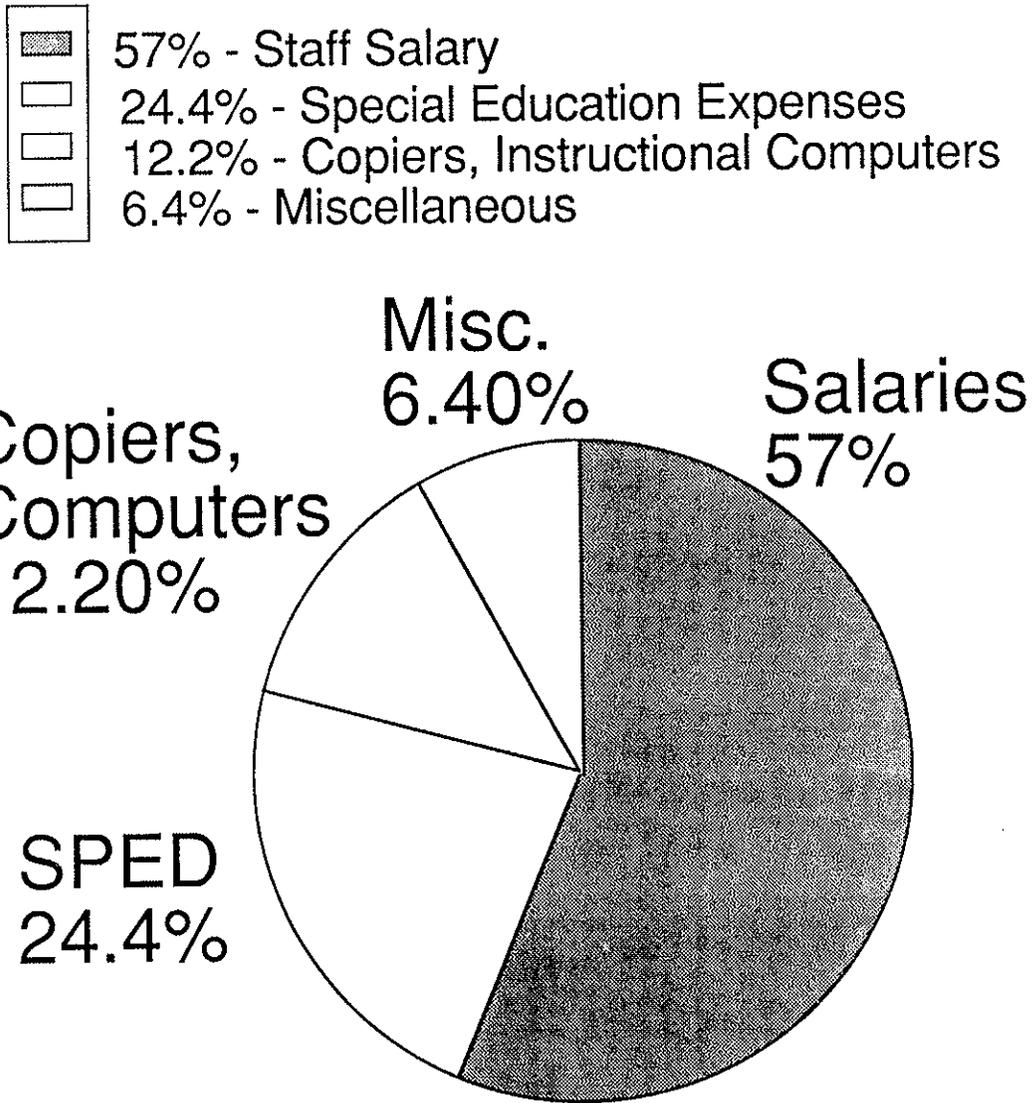
We are presenting a budget to you tonight that is both educationally and fiscally responsible. The school committee, the school administration, and the finance committee have all worked together in an effort to provide quality education while keeping costs under tight control. We believe that the budget before you achieves those goals.



1987-88 Total Budget

This chart represents our total budget and how it is allocated. Nearly 80 percent of the school budget is required for staff salaries. Equipment totals 1.5 percent. Transportation, heat, gas, electricity and telephone represent 7 percent of our budget, with the remaining 12.5 percent being allocated to maintenance, special education tuition, supplies and texts.

As you can see, the schools are very much a labor intensive business.



## 1987-88 Budget Increases

Our total budget increased from last year by \$675,556.

More than half of the increase is going for staff salaries. The bulk of this increase is consumed by raises for the teaching staff - AND - even though the enrollment decline at the Curtis Middle School required the reduction of two grade 7 teachers, enrollment increases at Noyes and Haynes required one and a half additional teachers. In addition, staffing increases to facilitate program improvements are being recommended in guidance, writing, literature, computer, and special education.

Almost one fourth of the increase in the budget is for State mandated special education programs. There are three reasons for this increase.

- (1) This item has been under budgeted in the past.
- (2) There has been an increase in the number of special education students requiring out-of-district placements in highly specialized educational programs.
- (3) There has been a sharp increase in the tuition for out-of-district programs.

In past years the increased costs were paid from surpluses in the fuel account resulting from the drop in oil prices. It is unreasonable to expect or count on such a reoccurrence in the future.

A little over 12 percent of the increase in this year's budget will be used to upgrade the copiers in our schools, and to increase the number of computers available to students at the Curtis Middle School.

Miscellaneous items represent a little over 6.4 percent of the budget increase.

One item that was the victim once again of our budget cuts was the maintenance account. This account has suffered over the past few years, and it has been cut substantially again this year. Nevertheless, we feel that the schools will be able to be kept in reasonably good repair next year. One of our major problems (that of a new roof for the Noyes school) will come up later at this town meeting by the Permanent Building Committee as a separate article. We urge you to support that article.

In order to address the long term maintenance issues in a responsible manner, we have developed a 5 year capital improvement program this year. However, budget pressures impact our ability to fund this program at this time. We will be coming back to you this fall or next spring with separate articles to fund (through a bonding mechanism) many of the capital maintenance items that have been cut from the budget over the last several years.

All of our recent enrollment projections show that our student population at the K-5 level will increase substantially over the next 2 to 3 years. We have started planning for that growth and plan to incorporate any necessary building expansion, renovation, or re-opening into our long term capital improvement plan.

We urge you to support our budget and to keep in mind the substantial challenges that we all have ahead of us as we prepare for a new era of growth in our schools.

LONG RANGE PLANNING COMMITTEE: (J. Mooney)

1. LRPC agrees that the high school needs extensive surgery mostly cosmetic.
2. In this year's request for capital expenditures, the high school submitted a wish list for \$1,121,000 plus their annual maintenance of \$200,000 which was part of a five year \$1,000,000 agreement with FinCom.
3. After meeting with various groups, including FinCom and LRPC, this request was revised to the current \$594,158. If you look at the "work schedule" for these monies, you will find that it is almost all for painting, floor work, window treatments, lighting, and cleaning.

4. When we visited the school we found three areas that were well below the standards that our committee would set for the town.
  - A. General maintenance - the school was disastrous--coffee cups in the corners of corridors, dust and dirt clearly visible, floors that looked seldom washed or waxed, restrooms that were of questionable use.
  - B. Building maintenance - holes in ceilings, ceiling panels falling down, uncompleted brick work. Repairs that were totally unprofessional.
  - C. Lack of attention to previous contract work performed. Leak in library that had been going on for months. New steel storm doors that did not meet.
5. Questions:
  - A. What happened to the \$800,000 that was appropriated during the last four years that was to have been spent to maintain the school. This bond request lists 63 rooms that need work, plus floors, corridors, lockers, outside doors, bathrooms, the cafeteria, the gym, and L-S West.
  - B. What architectural standards have been set as a part of this proposal? When we toured the facility there was discussion concerning different approaches to some of the interior problems. One was whether all drop-in ceilings could be removed and just painted as was done in some parts of the building or whether they should be replaced with plaster ceilings. A major difference in expense. Concerns were over moisture, sound and insulation. Another question was whether the lockers could be painted by autobody repairmen or electrostatically. The recent paint work was unacceptable to our standards. According to the school, the estimates and requirements of the proposal were compiled by school officials and volunteers. We question whether this proposal will allow work to be done correctly with quality products. For example, the report listed that it needed 3,939 square yards of carpet at a cost of \$86,658; that is \$22.00 per square yard and I assume that includes installation. Commercial quality carpet sells from \$18.00 to \$36.00 per square yard and installation, without the cost of removing existing carpet, is \$3.00 to \$3.50 for non-union work. This would mean that the carpet we would be putting in the school would be of the lowest quality commercial grade. I checked with two companies that supply contract quality carpet and both suggested we should be in the \$25.00 per yard carpet and up with installation costs. If that quality carpet is supplied, it would raise the cost of this proposal by about \$24,000. Is this what we want? With this kind of estimates we question the quality of work that can be performed for the requested monies.
  - C. There was considerable discussion both at the school and at the meeting with FinCom concerning standards and levels of acceptable maintenance and repair. It is obvious that there have been little or none over the past few years and we have not seen a statement of standards from the school. I am involved with my college fraternity at UMass Amherst. A few years ago we invested over \$40,000 in repairing the house. We did not issue any standards or levels of our expectation. The house was trashed after this investment. If the condition at LSRPS is accepted throughout the state, I can understand the students' lack of respect for property. Last year we reinvested that money again, but with the understanding that the students pay for all damage. The students suddenly got respect for their facility.
  - D. We also question what is the difference between the original wish list for \$1,311,121 and the requested \$594,158. Should any of the items on that wish list be included in the bond? I cannot believe they all have been dropped from consideration.
  - E. Because of the poor quality control in past work performed, we recommended the school use a design build contract so that one firm could be responsible for all the work. Although it would cost a little more monies up front, we felt the quality control would override that expense. As this warrant is for the same amount as submitted before we discussed the design build concept, we would like to know why that concept was dismissed.

6. The LRPC would rather see \$1,000,000 or over whatever it takes spent at the schools if it was confident that the monies spent would:
  1. Have the work to be performed done to the same current architectural standards that the people of Sudbury and Lincoln would expect in their homes as opposed to the quality level of work currently performed in the recent installation of doors, repair of the roof, and plastering of the ceilings.
  2. That prior to the work being completed written standards are established to maintain the facility to its new condition and those standards, to include disciplinary action if not maintained, are understood and agreed upon by the administration, the school board, teachers, the students, the maintenance staff, and others who use the school so that when this work is done it is not trashed by the students and is properly maintained by the staff.
  3. That a fully qualified maintenance staff, either employees of the school or subcontracted, is in place to keep up those standards before the work begins.

If the townspeople took the time to visit our Sudbury Schools and LSRHS, they would not even know that they were in the same town. The culture shock, just in building conditions, for our eighth graders entering the high school must be dramatic. The level of maintenance done by the Sudbury Schools with less staff and a smaller budget than that of the high school is to be commended. It is the recommendation of the LRPC that this article be defeated until such time as when the school committee can present a complete plan for not only a quality refurbishing, but a way to insure that refurbishing is going to be maintained.

Motions to amend Article 5 were as follows:

Mr. H. Tober of Ames Road -

*Move to delete all monies under line item #360, Conservation.*

This motion was defeated.

Mr. John Hannan of Ward Road -

*Moved to appropriate the sum of \$2,500 for line item 504-140, Assessor's Salaries, said amount to be raised by taxation.*

This motion did not receive the support of the Finance Committee or that of Patrick Delaney, a member of the Board of Assessors. A request was made to amend the motion by striking out the words "by taxation" and substituting the phrase "from Free Cash". This change was accepted by the consent of the hall.

The motion, as changed, was defeated.

Mr. Peter Berkel, Chairman of the Park & Recreation Commission -

*Move to increase line item 700-110, Salaries, to the sum of \$11,575 and line item 700-310, Maintenance, to \$44,545, said sums to be raised by taxation.*

The Moderator was requested to ask Mr. Berkel if he had any objection to modifying his motions by having the source for the additional funds be Free Cash rather than taxation. Mr. Berkel had no objections.

*It was moved to increase line item 700-110, Salaries, to the sum of \$11,575, \$18,333 transferred from Free Cash, and the balance to be raised by taxation.*

The motion did not receive the support of the Finance Committee.

The motion was VOTED.

Mr. Berkel *moved* to increase line 700-310, Maintenance, to the sum of \$44,425, \$15,125 transferred from Free Cash, balance to be raised from taxation.

The Finance Committee did not support this motion to amend and the Chairman, C. Baum, requested the voters to go with its recommendation in the Warrant.

Mr. E. Sokoloff of Washington Drive asked how much it would cost to provide benches for the Town's three Little League fields. The estimated figure was \$120, whereupon Mr. Sokoloff made the following motion:

*Move to amend the amendment on the floor by increasing the amount by \$120 to \$44,545.*

The motion to amend the amendment was VOTED.

The motion to amend the main motion as amended was VOTED.

Jane Neuhauser of Ward Road -

*Moved to increase line item 710-256, Clerical, to \$7,465, \$2,488 transferred from Free Cash, and the balance from taxation.*

This motion *failed*.

Neil Shifman of Nashoba Road -

*Moved to amend line item 710-256, Youth Commission Hot Line, from "0" to \$12,500, said sum by transfer from Free Cash.*

Board of Selectmen (A. Donald) The Board supports this motion to amend this article.

Finance Committee (D. Wren) The Finance Committee does not approve this amendment.

A lengthy discussion ensued as to the merits of a hot line and to the particular one under consideration, CODE System. Carola Endicott of Stonebrook Road, commented that before she voted to spend any more Free Cash, she wished to know how much was still available and where does it come from. Mr. Chris Baum, Chairman of the Finance Committee, responded for the Town Accountant stating there was \$215,047. Mr. Johnson of the Long Range Planning Board then inquired if it was his correct understanding that the Free Cash remaining was going to be used as had been recommended by the Finance Committee, to go into the Stabilization Fund, to which the Moderator replied "Yes".

The motion to increase line item 710-256, Hot Line failed.

There being no further motions to amend Article 5, Budget, the following motion was placed before the voters:

Move that the Town appropriate the sums of money set forth in the recommended column of the Warrant under Article 5, Budget, for Fiscal Year 1988, except.

100-110 (Net Sudbury Schools) for which the sum recommended shall be \$7,461,607;  
 410-218 (Highway Roadwork) for which the sum recommended shall be \$212,655;  
 512-130 (Planning Board Clerical) for which the sum recommended shall be \$19,675;  
 512-210 (Planning Board General Expenses) for which the sum recommended shall be \$3,600;  
 600-310 (Library Maintenance) for which the sum recommended shall be \$10,325;  
 950-800 (Health Insurance) for which the sum recommended shall be \$790,890;  
 950-810 (FICA/Medicare) for which the sum recommended shall be \$12,000;

Plus \$34,838 for a new Line item under the Board of Health Budget, 800-614, entitled Community Outreach Program;

All of said sums to be raised by taxation except:

\$ 13,848 of line item 310-110, Fire Salaries, which is to be raised by transfer from Public Law 92-512, Federal Revenue Sharing Account;  
 \$ 13,847 of line item 320-110, Police Salaries, which is to be raised by transfer from Public Law 92-512, Federal Revenue Sharing Account;  
 \$ 2,800 of line item 410-110, Highway Operating Salaries, which is to be raised by transfer from the sale of cemetery lots;  
 \$ 2,400 of line item 410-110, Highway Operating Salaries, which is to be raised by transfer from Mt. Wadsworth Cemetery Perpetual Care Account;  
 \$ 2,600 of line item 410-110, Highway Operating Salaries, which is to be raised by transfer from North Sudbury Cemetery Perpetual Care Account;  
 \$ 2,600 of line item 410-110, Highway Operating Salaries, which is to be raised by transfer from Mt. Pleasant Cemetery Perpetual Care Account;  
 \$ 1,000 of line item 410-110, Highway Operating Salaries, which is to be raised by transfer from New Town Cemetery Perpetual Care Account;  
 \$ 4,500 of line item 410-110, Highway Operating Salaries, which is to be raised by transfer from Old Town Cemetery Perpetual Care Account;  
 \$ 82,535 of line item 410-510, Highway Equipment, which is to be raised by transfer from the Sale of Town Real Estate Account;  
 \$ 32,245 of line item 410-301, Highway Snow & Ice Materials, which is to be raised by transfer from additional FY87 Cherry Sheet Lottery revenues;  
 \$ 2,000 of line item 600-520, Library Books, which is to be raised by transfer from the County Dog License Refund Account;  
 \$ 10,000 of line item 701-130, Town Pool Clerical, which is to be raised by transfer from Free Cash;  
 \$ 10,000 of line item 701-210, Town Pool General Expense, which is to be raised by transfer from Free Cash;  
 \$500,000 of line item 950-800, Health Insurance, which is to be raised by transfer from Free Cash;  
 \$225,945 of line item 950-803, Property/Liability Insurance, which is to be raised by transfer from Free Cash;  
 \$100,000 of line item 950-807, Reserve Fund, which is to be raised by transfer from the Overlay Surplus Account;  
 \$400,000 of line item 950-813, Retirement Fund, which is to be raised by transfer from Free Cash;  
 AND Line Item 700-110 (Salaries) raised to \$111,575, \$18,333 transferred from Free Cash, balance to be raised from taxation.  
 Line Item 700-310 (Maintenance) raised to \$44,545, \$15,120 transferred from Free Cash, balance by taxation.

AND FURTHER:

- A. That appropriations within departmental budgets are funded hereunder as integrated line items, provided, however, that the departmental appropriations set forth within the following categories: Personal Services, Expenses, Total Equipment, Total Snow and Ice, Net Sudbury Public Schools, Sudbury Assessment (Schools), Total Debt Service, Total Unclassified, and Out-Of-State Travel must be expended within those categories unless, in each instance, the Finance Committee Grants Prior Approval;

- B. That all automobile mileage shall be paid at the rate of 20.5 cents per mile upon submission of a proper voucher;
- C. That any State or Federal funds received by the Town which must be obligated or expended prior to the next Annual Town Meeting may be used to offset the cost of an appropriate line item in the budget upon the acceptance of the Finance Committee and certification of the Town Accountant.

The motion was *UNANIMOUSLY VOTED*.

Article 7. STABILIZATION FUND

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$185,000, or any other sum, to be added to the Stabilization Fund established under Article 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 Finance Committee.

Mr. Gordon Henley of the Conservation Commission made the following motion:

*Move to postpone consideration of Article 7 until after consideration of Article 41.*

Speaking in opposition to this motion, Finance Committee Chairman, Mr. Baum, stated that it was vital to set aside some of the remaining funds so they will be available for future capital items. The Treasurer, Chester Hamilton, spoke in defeat of this amendment as did Mr. Mooney of the Long Range Planning Board. Several others spoke in support of this article by pointing out that the town had an Assessor's Overlay Surplus Account for approximately \$500,000 that was available.

The motion to postpone failed.

The Motion under Article 7 was then presented to the voters:

*Move to appropriate the sum of \$215,000, to be added to the Stabilization Fund established under Article 12 of the October 7, 1982 Special Town Meeting, pursuant to Massachusetts General Laws, Chapter 40, Section 5B, said sum to be raised by transfer from Free Cash.*

Board of Selectmen, (D. Wallace) - Recommend approval.

Finance Committee, (C. Baum) - Recommend approval.

The motion was *VOTED*.

Article 14. BUILDING/SPACE NEEDS STUDY

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$75,000, or any other sum, to be expended under the direction of the Long Range Planning Committee, to engage a consultant or consultants to perform a study to evaluate Town buildings, including those under the control of the Sudbury School Committee and the Lincoln-Sudbury Regional High School District Committee, and including those buildings or areas of buildings leased or rented, for efficiency and space utilization; to evaluate the space needs and service requirements of all Town agencies, and in addition thereto, of the Lincoln-Sudbury Federal Town Employees Credit Union and the Sudbury Visiting Nurse Association; and to make recommendations for the use of existing buildings and any further space needs; or act on anything relative thereto.

Submitted by the Long Range Planning Committee.

Mr. Mooney of the Long Range Planning Committee made the following motion under this article:

*Move to appropriate the sum of \$75,000, to be expended under the direction of the Long Range Planning Committee, to engage a consultant or consultants to perform a study to evaluate Town buildings, including those under the control of the Sudbury School Committee and the Lincoln-Sudbury Regional High School District Committee, and including those buildings or areas of buildings leased or rented, for efficiency and space utilization; to evaluate the space needs and service requirements of all Town agencies, and in addition thereto, of the Lincoln-Sudbury Federal Town Employees Credit Union and the Sudbury Visiting Nurse Association; and to make recommendations for the use of existing buildings and any further space needs; said sum to be raised by taxation.*

This motion received the full support of the Finance Committee which reported that there was a definite need for an inventory of the Town's space to avoid overlaps and conflicts.

Selectman Wallace agreed that this was an excellent expenditure. At the request of Bruce Langmuir a breakdown of the \$75,000 requested was provided by Mr. Johnson, who along with Mr. Mooney, gave the presentation under this Article.

The motion under Article 14 was *VOTED*.

A motion to adjourn until the following evening at 8:00 P.M. was received, seconded, and *VOTED*.

The meeting adjourned at 11:06 P.M.

Attendance: 302

April 8, 1987

The Moderator called the meeting to order at 8:14 P.M. at the Lincoln-Sudbury Regional High School Auditorium, after announcing that a quorum was present. Following a few announcements and a review of Town Meeting procedures, the Moderator announced the names of the new appointees to the Finance Committee. They were Robert K. Coe, Cary J. Corkin, and Richard H. Pettingell who will take their place on the Finance Committee at the conclusion of the Annual Town Meeting.

The next order of business was Article #15.

Article 15. SENIOR CENTER PLANS

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$10,000, or any other sum, to be expended under the direction of the Council on Aging, for planning and design studies for a senior center; or act on anything relative thereto.

Submitted by the Council on Aging.

Retired Col. Paul Leahy moved to appropriate the sum of \$10,000 to be expended under the direction of the Council on Aging, for planning and design studies for a senior center; said sum to be raised by taxation.

Dr. Donald Oasis gave the presentation which provided information as to the number of senior citizens in Sudbury and the need for the senior center. The Council on Aging completed a survey and found within one or two years there will be more senior citizens in Sudbury than there are children in kindergarten through grade twelve. The survey showed that the typical senior citizen is a woman in her late 60's who lives alone. Ten percent of Sudbury's senior citizens are of low to moderate income, most of whom are on the low side. Other documentation from the study indicated a full report as to what the facility requirements would be and the thorough search that was taken to find a suitable site. It was stated that the Committee had a strong and unanimous dislike for schools. None of the sites studied had sufficient space for the future plans of the Council on Aging, except the site behind the Goodnow Library, which is town owned land. This could meet all the site needs for a Senior Center. In closing, Dr. Oasis commented that Sudbury is close to the end of the scale when comparing the amount of money it spends on its senior citizens with that of other communities.

Finance Committee Report, (J. Kates) - The Finance Committee strongly supported this request of the Council on Aging. It recognized that the senior citizens do need a new program facility and the money requested would allow them to develop the detail planning and design study necessary.

Board of Selectmen Report, (A. Donald) - The Board supported this motion and also recognizes the need for a new senior center.

Robert Johnson of the Long Range Planning Board moved for Indefinite Postponement.

To support his motion, Mr. Johnson stated that the Town already had voted to appropriate \$75,000 for a space study for all town departments, which would include the Council on Aging. The effort of this study would be to fit everyone into existing space. By supporting Article #15, this would presume that the study would not include the Council on Aging.

This motion failed.

Mr. George Max, Library Trustee, spoke to the "Unfortunate omission" of the Council on Aging, in that it had not contacted the Goodnow Library Trustees, the occupants of the property to whom, through the Town, the library was given in 1862. He advised that the will of John Goodnow not be circumvented and so proscribe the requirements of the library for expansion as the Town grows. He asked if it was the intent of the Council on Aging to use the \$10,000 for plans on the Goodnow land, even though it was not specifically mentioned in the presentation. To this, Dr. Oasis answered in the affirmative. Town Counsel was asked if it would be a legal use of the land, as John Goodnow did give it to the Town indicating its purpose. Paul Kenney, Town Counsel, stated that not having a copy of the trust with him, he was unable to respond to the question.

Mr. Henry Sorrett then moved to defer further consideration of this article until the next session of Town Meeting with the request of the hall to Town Counsel to obtain and examine the instrument and give us an opinion as to whether or not the land is properly available for the intended use.

This motion was VOTED.

Following this vote it was suggested that the water situation at the library site be addressed, as when the addition to the library was completed, a serious water problem developed.

(See page 72 for further consideration and vote of Article 15.)

Article 16. NOYES SCHOOL ROOF

To see if the Town will vote to raise and appropriate \$191,000, or any other sum, to be expended under the direction of the Permanent Building Committee, for the purpose of maintaining, repairing and/or replacing the Noyes School Roof, or portions thereof, and all expenses connected therewith, including professional, engineering, and architectural services including plans, specifications, bidding documents, and supervision of work; and to determine whether said sum shall be raised by borrowing or otherwise; or act on anything relative thereto.

Submitted by the Permanent Building Committee

Michael E. Melnick moved to appropriate the sum of \$191,000 to be expended under the direction of the Permanent Building Committee, for the purpose of maintaining, repairing and/or replacing the Noyes School roof, or portions thereof, and all expenses connected therewith, including professional, engineering, and architectural services including plans, specifications, bidding documents, and supervision of work; said sum to be raised by taxation.

Mr. Melnick noted that despite numerous attempts to rectify the Noyes School roof leaking problem, and after the expenditure of several thousand dollars, it has been found that the roof no longer can be maintained. In 1986 the firm of Linenthal, Eisenberg and Anderson did a preliminary survey for this roof. On the basis of their study, as well as observation of the number of splits and blisters, it is the recommendation of the Permanent Building Committee that the roof be replaced. The budget for the project is:

Re-roofing and additional insulation		
30,600 sf @ \$5		\$153,000
Structural work (code request)		17,000
Inspection and monitoring		12,000
Contingency @ 5%		9,000
		<u>\$191,000</u>

In the event that Town Meeting approves this Article, it is the intent of the Permanent Building Committee to award a roof contract in July and complete the work prior to the beginning of the school year.

Board of Selectmen Report: (D. Wallace) - The Board strongly supports this Article.

Finance Committee Report: (D. Wilson) - Recommend approval.

The motion was *VOTED*.

Article 17. CONSERVATION FUND ADDITION

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$84,500, or any other sum, being an amount equal to that received from the sale of Town lands: 1) located off Pratt's Mill Road shown as Tract 006 on Assessor's Map H06; and 2) located off Crystal Lake Drive shown as Lot 809 on Assessor's Map F04 and known as Tax Possession Parcel #189; to be added to the Conservation Fund, to be expended for future land acquisition under the direction of the Conservation Commission; or act on anything relative thereto.

Submitted by the Conservation Commission.

A motion was made and seconded to Indefinitely Postpone Article 17.

This motion received the support of both the Finance Committee and the Board of Selectmen.

The motion was *VOTED*.

Article 18. SPECIAL ACT - LAND BANK

To see if the Town will vote to authorize the Selectmen to petition the General Court of Massachusetts under Article LXXXIX, The Home Rule Amendment to the Constitution of the Commonwealth of Massachusetts, authorizing the Town of Sudbury to enact by Town Meeting a Bylaw to establish a Land Bank, and a Land Bank Commission to administer said law.

If approved by the Legislature and adopted by Town Meeting following such Legislature approval, the Bylaw would:

- a) authorize the collection by the Town of a land transfer fee not to exceed 2% of the purchase price upon the transfer of real property interests located in the Town, and the establishment of exemptions from the fee, as may be provided by vote at Town Meeting;
- b) establish a Land Bank Fund in the Town treasury;
- c) establish a Land Bank Commission to administer funds generated by the Land Bank transfer fee;
- d) authorize the Land Bank Commission to incur debt (bond purchases) with a 2/3 Town Meeting vote; and
- e) authorize the Land Bank Commission to use said funds for the purpose of acquiring, administering, and maintaining land and interests in land in order to protect natural resources and preserve the natural beauty of the Town.

Debt incurred for the purposes of this Act, whether incurred before or after acceptance of the Act, may be retired or refinanced by expenditures from the fund established hereunder.

Notwithstanding any law to the contrary, the authority granted herein shall not reduce state tax revenues pursuant to M.G.L. Chapter 62F Section 4.

Or act on anything relative thereto.

Submitted by the Conservation Commission.

Frances Clark of the Conservation Commission moved to authorize and direct the Selectmen to petition the General Court of the Commonwealth of Massachusetts under Article LXXXIX, the Home Rule Amendment to the Constitution of the Commonwealth of Massachusetts, to enact legislation authorizing the Town of Sudbury to enact by Town Meeting a bylaw to establish a Land Bank, and a Land Bank Commission to administer said law.

A considerable amount of discussion took place on this article, when Mrs. Marilyn MacLean moved the question. This motion was VOTED.

The main motion under this article failed.

Article 19. UPDATE TOWN TOPOGRAPHIC AND WETLANDS SURVEY

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$20,000, or any other sum, to be expended under the direction of the Conservation Commission, for an update to the existing I.E.P., Inc. Wetlands Survey, to include new Town-wide aerial photographs, text up-date, re-mapping of wetland boundaries, and ground surveys as necessary; or act on anything relative thereto.

Submitted by the Conservation Commission.

Finance Committee Report: Recommend approval.

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

Article 20. PURCHASE DICKSON LAND OFF ROUTE 27 AND WATER ROW

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$400,000, or any other sum, to be expended under the direction of the Conservation Commission, for the purchase of 98 acres, more or less, located at the intersection of Route 27 (Old Sudbury Road) and Water Row, shown as parcels 300 and 301 on Assessor's Map H11 and parcels 100, 101 and 102 on Assessor's Map H12, owned by Ruth Dickson, et al; and to determine whether the same shall be raised by borrowing or otherwise; or act on anything relative thereto.

Submitted by the Conservation Commission.

Debbie Montemerlo for the Conservation Commission *moved consideration of this article until the end of the Warrant, after consideration of Article 44.*

This motion was *VOTED.*

Article 21. SPECIAL ACT - CIVIL SERVICE, POLICE FORCE

To see if the Town will vote to approve the petition set forth herein exempting the Police force from Civil Service laws and rules, and authorize and request the Board of Selectmen to petition the General Court of the Commonwealth of Massachusetts to enact the special law set forth in said petition and without further submissions to a Town Meeting:

## "COMMONWEALTH OF MASSACHUSETTS

In the year one thousand nine hundred and eight-seven. An Act exempting the police force of the Town of Sudbury from Civil Service laws and rules.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:

Section 1. The police force of the Town of Sudbury shall be exempt from the provisions of Chapter thirty-one of the General Laws.

Section 2. The provisions of Section One shall not impair the Civil Service status of any person on said force on the effective date of this Act.

Section 3. This Act shall take effect upon its passage.";

or act on anything relative thereto.

Submitted by the Board of Selectmen.

David Wallace of the Board of Selectmen made the motion under this article as follows:

Move in the words of the article as printed in the Warrant.

Board of Selectmen Report: This article, submitted in conjunction with the Police Chief, will permit Sudbury to seek and hire the best police officers available. We believe that to be the desire of the Town, as it is your homes and Town they will be protecting. The Police Department is the only Civil Service department remaining in Sudbury. At present, top candidates who may live here are all but impossible to appoint because of Civil Service restrictions. A procedure similar to that used in hiring Fire Department personnel will be used to choose Police appointees. The Civil Service protections of the present officers will continue for their current ranks. We urge your approval.

Finance Committee Report: (Steve Ellis) - The Finance Committee recommends approval.

Police Chief, Peter Lembo, gave a lengthy presentation supporting the removal of the members of the Sudbury Police Force from Civil Service.

A great deal of opposition was expressed by the hall. John Longo, spokesman for the Police Force, addressed the voters and requested they defeat this article. After considerable discussion and many questions directed to the Police Chief, a motion was received and seconded to move the question. This motion was VOTED.

The main motion under Article 21 was defeated.

Article 22A. AMEND ZONING BYLAWS, ART. IX, IV - INTENSITY REGULATIONS  
RESEARCH DISTRICTS

To see if the Town will vote to amend the Sudbury Zoning Bylaw, Article IX, IV, Intensity Regulations, as follows:

- 1) In Section A, General Requirements, by adding at the end thereof a new subsection 6 to read as follows:

"6. Maximum Floor Area, Floor Area Ratio

The maximum gross floor area on a lot shall not exceed the maximum gross floor area per acre set forth in the table under Section B, Schedule of Intensity Regulations, for the district in which the lot is located.";

and

- 2) In Section B, Schedule of Intensity Regulations, by adding a new column entitled, "Maximum Floor Area Ratio (in square feet gross floor area per acre)", after the words, "Maximum Building Height", and by inserting therein for Research RD - the following: "967";

or act on anything relative thereto.

Submitted by Petition.

A motion under this article made by Lael Meixsell of the Planning Board.

*Move that the Town will vote to amend the Sudbury Zoning Bylaw, Article IX, IV, Intensity Regulations, as follows:*

- 1) *In Section A, General Requirements, by adding at the end thereof a new subsection 6 to read as follows:*

"6. Maximum Floor Area, Floor Area Ratio

*The maximum gross floor area on a lot shall not exceed the maximum gross floor area per acre set forth in the table under Section B, Schedule of Intensity Regulations, for the district in which the lot is located.";*

*and*

- 2) *In Section B, Schedule of Intensity Regulations, by adding a new column entitled, "Maximum Floor Area Ration (in square feet gross floor area per acre)", after the words, "Maximum Building Height", and by inserting therein for Research RD- the following: "1450";*

*or act on anything relative thereto.*

Planning Board Report: (Lael Meixsell)

Mr. Meixsell explained that this article would permit the reduction of the presently allowed density in research districts. Current bylaws do not provide the town sufficient control over specific uses on this particular site. He cited several possible problems that could arise with the development of this property: 1) traffic impact on Route 117; 2) water and ground pollution; 3) question of access rights to White Pond; 4) financial and other impacts on Sudbury, both direct and indirect, which have yet to be evaluated. Sudbury's options were noted as 1) rezone the property to 'Residential', which would alleviate some concerns, but possibly introduce other problems; 2) rezone to provide for some combination of possibilities, which would require further study; 3) down zone the Sperry site by reducing its gross square footage for floor development; or 4) enact town bylaws to provide greater control over the protection of the Town's aquifer. The Planning Board recommended #3, down zoning, as it is a holding action which will provide time to study and evaluate the potential uses for this site and their resulting impacts, including that on traffic.

Finance Committee Report: (J. Hepting)

Mr. Hepting commented that the town needs a zoning mix. Looking at the situation as it is today and what it could be with the 'down zoning' article, he expressed belief this article provides a compromise, allowing 3.3% of the entire parcel for development. The owner has flexibility to three times of the existing floor area. Everyone gains, the Town and Sperry. The Town is not threatened by one million square feet of development by Sperry. The traffic problem on Route 117 is not overloaded. This continues a research zone in the town and a mix zoning is very desirable. All one zoning is not good. 133.5 acres are left for Open Space. This seems a reasonable solution.

Board of Selectmen Report: (D. Wallace) - Recommends approval.

Mr. Richard Belin, Counsel for Sperry Rand, expressed the company's opposition to the proposed motion under Article 22A as the zoning restrictions in Research Districts are presently already extremely restrictive and secondly, this would down zone the Sperry property by a factor of eight, and hurt any possibility of selling the land. He noted that Sperry has been trying to sell the property for a few years and it hasn't been easy, as there are few serious would-be buyers. At this time, Sperry is close to closing a deal with Waltham Precision Instruments, which would be good for both Sudbury and Sperry. If the article passes, this deal could not possibly be negotiated. He indicated that Waltham Precision Instruments would be a source of good jobs, clean industry, provide a tax base and other resources for the town whereas the other alternative would be "pot luck". The other offer Sperry received is one that is close to its asking price and this would be for low-income housing. Certainly this would not be in Sudbury's interest, but Mr. Belin stated that Sperry needs options. If this article were to pass with the gross floor area incredibly low, Sperry could not get a real offer. Mr. Belin asked if the meeting could be persuaded to postpone action for a week or so on this article until he could come back with fuller knowledge and certainty of the deal. The delay would provide more information to Sperry and would then provide more to the voters upon which to base their decision.

Mr. Richard Brooks moved to put this matter off to the second order of business, after Article 15, at the next session of Town Meeting.

This motion to delay provoked quite a bit of discussion until the question was moved.

This motion to terminate debate was VOTED.

The motion to postpone action under this Article was VOTED. As it appeared to be a close vote, the Moderator asked for a counted vote. It was YES: 131 NO: 95  
TOTAL: 226.

A motion was made by Dr. Oasis to adjourn to April 27th at 8:00 P.M. This received a second and was VOTED. The meeting adjourned at 11:15 P.M.

Attendance: 416

April 27, 1987

At 8:12 P.M. a quorum was announced present by the Moderator, Thomas Dignan, and the 4th session of the Annual Town Meeting was called to order at the Lincoln-Sudbury Regional High School. Following some preliminary announcements, the Chairman of the Finance Committee informed the voters that the amount of Free Cash remaining was \$47, after the considerations of the previous three sessions of Town Meeting. He also indicated that an additional \$89,972 could be appropriated on the tax levy without surpassing the Proposition 2½ levy limit.

The first order of business of this session of Town Meeting was the taking up of the motion made at the last session under Article 15, Senior Center Plans.

#### Article 15. SENIOR CENTER PLANS

Retired Col. Paul Leahy previously moved to appropriate the sum of \$10,000 to be expended under the direction of the Council on Aging, for planning and design studies for a Senior Center; said sum to be raised by taxation.

Dr. Oasis in support of this motion reiterated that this article was the direct result of a petition by approximately 125 senior citizens to the Council on Aging, claiming the present location of the Council was inadequate. As a result, the Council undertook two studies with two different committees each lasting about six months. The first committee worked with the demographics and phoned 300 senior citizens in Sudbury to find that 10% of them do not go to the Center as they consider it too small, while an additional 3% didn't go as they were too handicapped. The statistics show that by 1995 there will be over 3,000 senior citizens, that is people age 60 and over. This figure is expected to double every ten years. There are now 923 people in the age group of 60-70 years and this number will be 1,851 in 1995. Next year, there will be more senior citizens living in Sudbury than there will be school children in grades kindergarten through twelve. Dr. Oasis further stated that it appears the numbers will never be as close as they are now. It was stated that it appears there is not as much concern for those senior citizens who work, of which there are many, and those that live with a spouse, sibling or a friend. There is more concern for the typical senior citizen living in Sudbury who would be in her late sixties, living alone in low or moderate income housing, or in her own home which would represent most of her wealth. He pointed out that meals are available at the Center for socialization rather than nutritional purposes. Van services are offered all year long, even for those who have cars but fear driving in the slippery winter weather.

The second committee focused on the site location, facility requirements and monies expended as compared with neighboring towns. It was mentioned that the facility requirements are not elaborate. The luncheons served are mostly catered. The Council now has an Out-reach Worker and this person needs an office. The Visiting Nurses need a private area where they can examine people, take blood pressure checks, give flu shots, and so forth. There is need for a recreation and crafts area, a director's office, hopefully a ceramics room and a fairly complete kitchen facility. An absolute requirement is that the entire facility be accessible to the handicapped. The Committee surveyed every available town-owned site. Most all of the senior citizens indicated opposition to having the Center located in the schools as they do not provide sufficient space. Additionally, schools having been built on a neighborhood concept, are not centrally located in town. The one most desirable site that meets all the qualifications is the location adjacent to the library. It is close to shops and professional services as well as the library. As to how Sudbury compares with other communities, it does not spend as much. There have been two vans for which there has been no money expended. The Council has received monies for meals and generous contributions from the Friends of the Sudbury Senior Citizens, an active, private non-profit organization in town. The programs we have now for the 1980s are adequate, but for the future, we need other programs and the future is here now.

He stated that if this request is approved, the Council will work with the many town boards to find a mutually agreeable site on presently town owned land. They would work with the Permanent Building Committee, as required by the town, and would hope to erect a structure, after a subsequent town meeting, that will make Sudbury a great town for its senior citizens.

Goodnow Library Board of Trustees: Mrs. Martha Clough, representing the Library Trustees, expressed the board's support of this article for the \$10,000 planning money.

The motion under Article 15 was *VOTED*.

Article 22A. AMEND ZONING BYLAWS, ART. IX, IV - INTENSITY REGULATIONS  
RESEARCH DISTRICTS

To see if the Town will vote to amend the Sudbury Zoning Bylaw, Article IX, IV, Intensity Regulations, as follows:

- 1) In Section A, General Requirements, by adding at the end thereof a new subsection 6 to read as follows:

"6. Maximum Floor Area, Floor Area Ratio

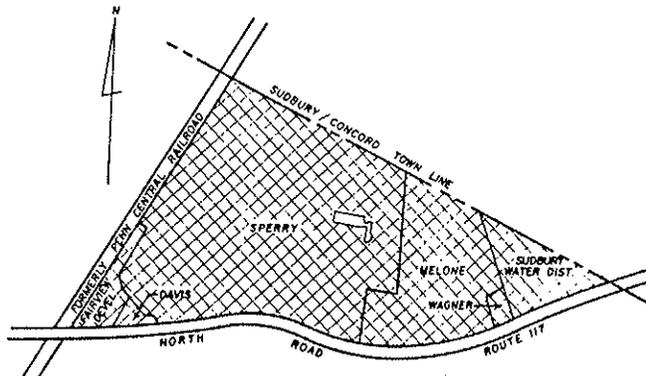
The maximum gross floor area on a lot shall not exceed the maximum gross floor area per acre set forth in the table under Section B, Schedule of Intensity Regulations, for the district in which the lot is located."

and

- 2) In Section B, Schedule of Intensity Regulations, by adding a new column entitled, "Maximum Floor Area Ratio (in square feet gross floor area per acre)", after the words, "Maximum Building Height", and by inserting therein for Research RD- the following: "967";

or act on anything relative thereto.

Submitted by Petition.



(See page 70 for the first presentation on this article.)

April 27, 1987

The vote on this article had been postponed until this evening from the April 8th session, when a 'vote to postpone' was taken at the suggestion of the attorney for Sperry, in order that the owners of the land could have the opportunity to return and inform the voters of a possible sale of this land and what it might entail.

The motion remaining under consideration for Article 22A was as follows:

*Move to amend the Sudbury Zoning Bylaw, Article IX, IV, Intensity Regulations as follows:*

- 1) *In Section A, General Requirements, by adding at the end thereof a new subsection 6 to read as follows:*

"6. Maximum Floor Area, Floor Area Ratio

*The maximum gross floor area on a lot shall not exceed the maximum gross floor area per acre set forth in the table under Section B, Schedule of Intensity Regulations, for the district in which the lot is located."*

*and*

- 2) *In Section B, Schedule of Intensity Regulations, by adding a new column entitled, "Maximum Floor Area Ratio (in square feet gross floor area per acre)", after the words, "Maximum Building Height", and by inserting therein for Research RD- the following: "1450";*

A joint presentation was given by Atty. Richard Belin of the firm of Foley, Hoag and Eliot, who was representing Sperry, now called Unisys, and Gordon Jamieson, an Environmental Engineer. Mr. Belin reiterated the reasons for Sperry's opposition to the motion: 1) The radical down zoning would cut by a factor of 6 or 7 the amount of development that would be allowed on the site. In Sudbury, the Research District is by far the most restrictive district, and the current proposal would make it even more restrictive. This in effect would make a major down value of the property, which in terms of dollars, could represent something between 1½ and 1-¾ million dollars. Mr. Belin expressed his personal concern as to the legality of this motion, as he stated there was no hearing before the Planning Board on Article 22A. He also questioned whether the proposal would be a reasonable exercise of the town's zoning power, or would it be a discriminatory provision. He emphasized that the main objection for this motion is not based on a legal argument but on a very practical one. If the zoning ordinance should pass, Sperry could lose the deal with Waltham Precision Instruments, which would mean Sperry would have to start all over again trying to sell the property as they have been attempting to do for the past four years. It could also place a major handicap on Sperry. He commented that if the appraiser is even close to being right, the property couldn't be sold to a commercial user for anything even remotely close to its current fair market value. The loss of over a million dollars or more less than its current fair market value, or less than the price Waltham Precision is prepared to pay.

Mr. Belin stated it would be difficult, if not impossible, to find a buyer who would pay anything close to fair market value. As to Sperry's options, he noted that the zoning in place at this time limits what can be done, therefore there is only one option--low to moderate income housing. This is not a permitted use under the current zoning ordinance. However, Chapter 40B, s 20-23 of Mass. General Law, the so-called "Snob Zoning Act" has provisions for low to moderate housing developers to come in and build this housing in towns like Sudbury that don't have 10% of their existing housing for low to moderate income people. According to Mr. Belin, such an offer was received by Sperry who offered fair market value for the property. However, Sperry said "No", as it was in the process of trying to sell the site for a commercial price or similar price to Waltham Precision.

April 27, 1987

As to whether the land will be developed, he stated that it definitely would be, one way or another. The questions are "Who is going to develop the land?" and "How are they going to develop it?"

Speaking about Waltham Precision, Mr. Belin noted that at its present location in Waltham it is currently comparable in size to the Sperry facility, possibly a little smaller. They have no current plans for expansion. It has been around for a long time with only 125 employees. Comparisons were made as to the kind of growth that could be expected from Waltham Precision and the alternative of a much faster, less planned low to moderate income housing development which would come in and go up overnight. With housing, the community loses all control and has no say as to what happens. The state will be running the show. The alternative to this is a responsible company with a good track record willing to work with the town, who will have a great deal of control over how the company grows in the future.

Before introducing Mr. Jamieson, the environmental engineer and hydrogeologist, Mr. Belin pointed out that the deal between Sperry and Waltham Precision does not affect in any way the responsibility for the cleanup of chemicals on the site. This responsibility rests with Sperry and will rest with Sperry whether the property is sold to Waltham Precision or anyone else. The arrangement with Waltham Precision provides for access to the site until the cleanup is complete and meets the satisfaction of everyone. Cleanup is not an issue to the sale of the property.

Mr. Jamieson's involvement with the contamination on the Sperry site was from the very beginning--early in 1984. With State coordination, the towns of Concord and Sudbury and the Federal DPA found the contamination, characterized it, measured its extensiveness, came up with a design for the cleanup, did the constructions and the actual cleanup operation. The machines are presently operating on the site, and have been doing so successfully for the last 6 months. The Town of Sudbury has been involved and informed right from the start, as far back as early 1984, with everything that has been going on, through the Board of Health and its Director, Mike Sullivan, who has been copied in all correspondence between Sperry and the State. Mr. Sullivan was quoted as saying he is "Extremely pleased with the way the characterization and the cleanup has taken place on the site, in a very professional and expeditious manner."

On behalf of Waltham Precision, Robert and Ken Howatt, owners of the company, and Rex Trailer of Sudbury presented a short slide show of the company so there could be a better understanding of Waltham Precision. It was noted that employees have remained with Waltham Precision for a long time and that the company itself has been around for many years. The workday begins early with employees arriving at 7:30 AM and leaving at 4 PM, therefore the traffic pattern would be favorable and nothing like Route 20. The longevity of their employees is an indication of great service and dedication. Sixty (60%) percent of the work is Research and Development in aircraft instrumentation and medical equipment research. The work is small and of the assembly line type. Waltham Precision has a need to expand in the future, but not immediately.

April 27, 1987

Planning Board Presentation:(R. Kirby)

This article represents a continuing effort by the Planning Board to give you, the voters of Sudbury, an opportunity to exercise more reasonable control over future land development.

The Research District is bounded northerly and easterly by the Sudbury - Concord town line, westerly by the old Penn Central Railroad right of way, and southerly by Route 117. It is divided into several parcels, one of which is owned by the Sudbury Water District and is a potential future well site. Just over the Town line, to the north, is White's Pond and an active well field in the Town of Concord's water supply. The land to the west, along Route 117 is largely developed for residential use.

The only building in the district presently is a facility built by Sperry Corporation that was closed a few years ago.

UNISYS Corporation (formerly Sperry) has recently entered into negotiations with several prospective buyers of their land and buildings.

This renewed interest in active use of the Research District has prompted the Planning Board to review the present zoning bylaw and recommend that reasonable restrictions be established to avoid overdevelopment of the only commercial property in North Sudbury.

The practical limit on building size in the Research District is approximately 800,000 square feet. That figure is determined not by the language in the bylaw, but by the topography of the land itself. Two more restrictive alternatives have been proposed: To set a maximum of 400,000 square feet, and the article under consideration which would allow no more than 207,000 square feet.

The Research District is unique in most respects, but it does share some of the common problems or potential problems with the Post Road business district. Both Routes 20 and 117 are two lane State roads which run roughly parallel to one another from Waltham Center to Interstate 495. These roadways provide commuter access for two of the largest employers in the State, Raytheon and Digital Equipment. These roads are crossed by Routes 126, 27, 85 and several unnumbered roads carrying high volumes of north-south traffic during peak periods.

This Town has experienced the consequences of poor planning and uncontrolled development in the Route 20 Business District that should not be repeated in North Sudbury, or anywhere else. Changes were allowed to take place over time without regard to the impact on traffic, particularly during peak volume periods. After the damage was done, the State was requested to step in and solve the resulting traffic problems. The DPW responded with its infamous proposal to construct a section of Interstate Highway connecting the police station to the fire station. This proposal was developed without any recent traffic circulation data and without serious consideration being given to less drastic alternatives.

The message in all this is that we can solve the traffic problems of today and avoid repeating the mistake of the past only if we understand what traffic circulation patterns are present and how they would be effected by additional land development and by changes in land use.

Toward this end, a contract has been let to HMM Consultants to conduct a town-wide independent traffic study, which is a follow-up to the one HMM did of the Post Road area for the Route 20 Study Committee.

The town-wide traffic study will not be completed for several more months. HMM, however, has traffic count and circulation data for the roads and the intersections in the vicinity of the Research District. At the request of the Planning Board, HMM reviewed the data and prepared preliminary findings regarding the impact which development within the research district would be expected to have on traffic.

April 27, 1987

On the basis of these projections, facilities of 400,000 square feet and greater would reach or exceed the capacity of Route 117 to accommodate the volume.

In addition to traffic volume, consideration must be given to circulation at the nearby intersections, at the corners of a triangle formed by Pantry Road, Concord Road and Route 117. The two intersections on Pantry Road already have significant problems.

The building limit of 200,000 square feet would result in some slow down at 9 Acre Corner plus further deterioration at the two intersections.

The 400,000 square foot option would cause similar, but much more significant congestion and delays.

The article before you would allow a reasonable amount of additional development to take place within the Research District, to the benefit of the property owners. On the other hand, it would prevent the serious traffic problems that would likely result from development of 400,000 or more square feet.

The Planning Board urges your support for this article.

Mr. Henry Sorett of Longfellow Road: *Moved to amend Article 22A by striking the number "1450" at the bottom and inserting in its place the number "696.72".*

This motion would reduce the footage to the original "as built" square footage and would preclude additional development at the site.

This motion to amend received strong support from many. After much discussion of this amendment, a motion was received to move the question. This was *VOTED*.

The motion to amend was *VOTED*.

Discussion on the main motion as amended continued receiving strong support.

Mr. Bangser, one of the petitioners for Article 22B explained its purpose at this time and noted he would request it be Indefinitely Postponed if 22A passed.

After a while, Ivan Lubash made a motion to move the question. This was *VOTED*.

The main motion as amended was *UNANIMOUSLY VOTED*.

*(See page 84 for corrected motion and vote taken under Article 22A)*

April 27, 1987

Article 22B. AMEND ZONING BYLAWS, ART. IX, II, C - DELETE RESEARCH DISTRICT #1

To see if the Town will vote to amend Article IX of the Sudbury Zoning Bylaws Section II, C by deleting there from Research District #1 in its entirety with the result that this area will revert to, and be included in, Zoning District Residential A-1; or act on anything relative thereto.

Submitted by Petition.

Mr. Bangser of Moore Road moved to *Indefinitely Postpone consideration of and action on Article 22B.*

This motion received a second and was *VOTED.*

Article 23. METROWEST AND M.A.G.I.C. PLANNING FUNDS

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$10,000, or any other sum, to be expended under the direction of the Board of Selectmen, as follows: \$5,000 for support of the MetroWest Growth Management Committee regional planning activities, and \$5,000 for support of the Minuteman Advisory Group for Interlocal Coordination (M.A.G.I.C.) planning activities; or act on anything relative thereto.

Submitted by the Board of Selectmen

Anne Donald of the Board of Selectmen moved to *appropriate the sum of \$10,000 to be expended under the direction of the Board of Selectmen, as follows: \$5,000 for support of the MetroWest Growth Management Committee Regional Planning Activities, and \$5,000 for support of the Minuteman Advisory Group for Interlocal Coordination (M.A.G.I.C.) Planning Activities; said sum to be raised by taxation.*

Board of Selectmen Report:

Mrs. Donald explained the reasons for this request of funds was to keep aware of proposals of other towns which may affect us and to keep apprised of how Sudbury proposals may affect surrounding communities. Additionally, as a group, towns have a significant "clout".

Finance Committee Report: (Lyn Stowell)

The Finance Committee recommended approval.

The motion was *VOTED.*

Article 24: WITHDRAWN

Article 25. ACCEPT M.G.L. C.59, S.5, CLAUSE 17thD - REAL ESTATE TAX EXEMPTIONS

To see if the Town will vote to accept the provisions of Chapter 73 of the Acts of 1986, Section 1, amending Massachusetts General Laws Chapter 59, Section 5, by adding thereto a new Clause Seventeenth D, which allows increased eligibility for exemptions from real estate tax by increasing the amount an applicant may exclude in calculating his gross estate for surviving spouse, minors with deceased parent or persons over seventy; or act on anything relative thereto.

Submitted by the Board of Assessors.

Mrs. Linda Buxbaum of the Board of Assessors moved in the words of the Article.

Board of Assessors Report:

There are no income requirements for this clause and the value of the total estate remains at \$40,000 (as in 17thC); the difference is that the value of the domicile does not have to be included in the \$40,000. Presently the value of the domicile in excess of \$60,000 must be included in the \$40,000. This exemption is in the amount of \$175.00. If this article passes, we would estimate 15-20 widow/ers would be eligible. The impact could represent an additional annual expenditure of between \$2,600 and \$3,500.

Board of Selectmen Report: The Board supports this article.

Finance Committee Report: Recommend Approval.

The motion under this article was *VOTED*.

Article 26. ACCEPT M.G.L. C59, S.5, Clause 41st C - REAL ESTATE EXEMPTIONS FOR ELDERLY PERSONS

To see if the Town will vote to accept the provisions of Chapter 73 of the Acts of 1986, Section 3, amending Massachusetts General Laws Chapter 59, Section 5, by adding thereto a new Clause Forty-first C, which allows increased eligibility for exemptions from real estate tax by increasing the limits of income and estate of applicants; or act on anything relative thereto.

Submitted by the Board of Assessors.

Mrs. Linda Buxbaum of the Board of Assessors moved in the words of the article.

Board of Assessors Report:

Passage of this article would raise the income limits for eligibility from \$6,000 for a single person and \$7,000 for a married couple to \$10,000 and \$12,000 respectively. The whole estate for a single person would increase from \$17,000 to \$20,000 and for a married couple from \$20,000 to \$23,000 (exclusive of the value of the domicile).

If this article passes, it could mean a \$500.00 exemption for an estimated 10-15 additional persons. The State will reimburse the Town only for a number of exemptions granted for the current year. The impact could represent an additional annual expenditure of between \$5,000 and \$7,500 to the Town.

Board of Selectmen Report: The Board supports this article.

Finance Committee Report: Recommend Approval.

The motion under this article was *VOTED*.

Article 27. Accept M.G.L. C.64G, S3A - HOTEL/MOTEL EXCISE TAX

To see if the Town will vote to accept the provisions of Massachusetts General Laws Chapter 64G, Section 3A, which provides for a Local Option Hotel/Motel Excise Tax and to set a local excise tax rate of 4%; or act on anything relative thereto.

Submitted by the Board of Assessors and the Board of Selectmen.

Mrs. Linda Buxbaum of the Board of Assessors moved in the words of the Article.

Board of Assessors Report:

This article allows Town Meeting to decide if it wishes to impose a local excise tax, which is set at a rate determined by Town Meeting up to 4%, which will be imposed on top of the State excise tax presently imposed and collected by the State on hotels and motel rooms. This is an optional tax, to be imposed, that will come to the Town, collected by the motel/hotel keeper. It will be remitted to the State and then returned to the Town.

Finance Committee Report: (J. Hepting)

The Finance Committee approves this article. Due to the extremely limited sources from which we can derive revenue, this is an in-place mechanism which has been proven and used in other Towns and we feel, in light of the fact that Prop. 2½ so severely restricts us, this is a place to increase our revenue.

Board of Selectmen: (D. Wallace) Recommends approval.

We feel this is not an insignificant amount of money each year, but might be comparable to paying a teacher's salary or that of a fireman or a policeman.

Grace Desjardin of Old Sudbury Road, a hotel/motel keeper in Sudbury, pointed out that this article proposes a 4% hotel/motel tax on top of an existing 5.7% state tax, bringing the total tax to 9.7%. She noted that a typical situation would be a wedding party utilizing 10 rooms for two night's lodgings. The total state tax would be \$74 and the proposed town tax would be \$52 for a total of \$126. Sudbury families comprise a substantial part of the clientel. The Coach House Inn is used for out-of-state guests and family events, while buying or selling a house, for families or relatives at time of funerals, during emergencies, power outages, temporary lodgings at time of fire, etc. Town Meeting may not be aware that the Town has denied me the opportunity to operate as an Inn. The Inn cannot allow people to gather. There can be no functions or meetings, no serving of liquor nor may individuals or groups be permitted to bring in liquor. We are restricted to serving daily breakfast and Sunday brunch. It is unfair on the one hand to deny services normally offered by an Inn and on the other hand be taxed as if these services were available.

For the most part, people of Sudbury will be paying this tax. I suggest this is the time to reconsider imposing another tax on ourselves. I urge you to defeat this article.

Henry Chandonait of Stonebrook Road spoke of this tax as one more case why Massachusetts is called "Taxachusetts".

Mr. Hendrik Tober of Ames Road called this "selective" taxation at its worst. He noted that Sudbury has all of one hotel/motel and he asked "What on earth has she (Grace Desjardin ) done to deserve this?" He commented that the cash flow in this business goes into debt service, maintenance, operational expenses, and maybe a profit margin. Let's say it is 8%, then along comes this tax and takes half of it away, which is your livelihood. Don't say the guests pay for this, for that isn't so. If you can raise your room rates by 4% without loosing occupancy, she would have done it a long time ago. I don't understand how this Article could have even come on the Consent Calendar. I think this tax would be a blot on the Town if it were to be passed. He urged its defeat.

Mr. Robert Coe of Churchill Street commented that this town doesn't need this tax. Generally speaking hotel/motel taxes are popular in our country because they tax the people who don't live in the area. In particular, considering the small amount of money involved here, I don't believe we need to be that greedy. This is a quintessential example of taxation without representation. Maybe we can't reject it on a state level, because the legislature has a reputation for greed, but maybe, and I think we should, reject it at the town level.

Wells Hotchkiss of Nashoba Road commented that he believed it is always a mistake to seek revenues that we don't impose on ourselves to govern this town.

The question was asked if the Wayside Inn was also a hotel. Town Counsel stated he was not sure of the status of the Wayside Inn because of its special charitable status. His concern was that this law would affect any future hotels/motels.

Dan Buttner of Old Garrison Road stated that after 32 years of living in this town, he never before had seen an article that clearly discriminated against one person, Grace Desjardin.. The small amount of money that would be raised would, of course, come from her. She can't raise her rates indiscriminately. It will discourage business, it would tend to get people to go to other towns. The Coach House Inn certainly, as motels go, is an asset to the town. He urged everybody not to discriminate against one person, as this article does, and to vote "No".

A motion was received to move the question. This was seconded and *VOTED*.

The main motion under Article 27 was defeated.

April 27, 1987

Article 28. TRANSFER LAND OFF FAIRBANK & HORSE POND ROADS TO SELECTMEN FOR PURPOSE OF SALE TO SUDBURY HOUSING AUTHORITY

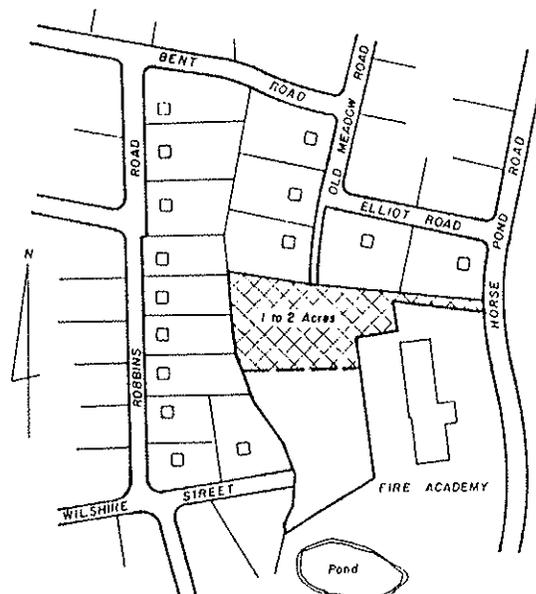
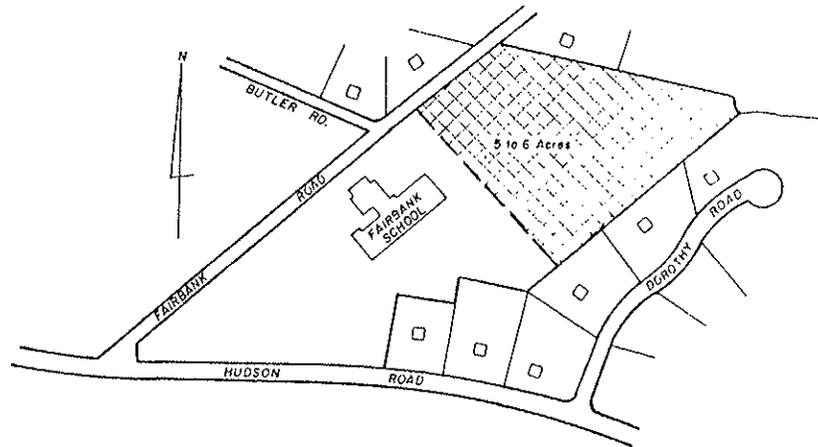
To see if the Town will vote to transfer from the control of the Selectmen to the Selectmen for the purpose of sale to the Sudbury Housing Authority for the construction of family housing, the following described parcels of land:

A portion of the land adjacent to the Fairbank School containing approximately five to six acres, being a portion of the entire site shown as Parcel 001 on Assessor's Map F06, and

A portion of the land adjacent to the Massachusetts Firefighting Academy containing approximately one to two acres exclusive of the playfield area, being a portion of the entire site shown as Parcel 036 on Assessor's Map K06;

or act on anything relative thereto.

Submitted by Petition



Petitioners Report:

In recognition of the need for affordable family housing, the Sudbury Housing Authority has been awarded funds for the development of fourteen units of low and moderate income housing contingent upon site selection. The housing need is evidenced by the estimated time period of ten to fifteen years for a Housing Authority unit to become available for new occupancy. This situation severely limits the number of families who can be helped unless additional units are constructed. There is presently a waiting list of approximately fifty families and many more inquiries.

The extremely limited project budget is not sufficient for either acquisition of existing houses, an approach used previously in Sudbury, or purchase of private land. The site selection process, therefore, concentrated on Town-owned property. With the assistance of a grant from the State, a consulting firm was hired to analyze and recommend potential sites which would be suitable based upon technical and physical characteristics.

Based upon site evaluations of Town-owned land, the Housing Authority presents these parcels to the Town as two site alternatives. The Town can opt to locate all fourteen units on one site, or divide the units between the two sites. The sites, or portions thereof, under consideration are as follows:

1. A portion of the land adjacent to the Fairbank School. The portion, approximately five to six acres, is on the opposite side of the building from the planned municipal pool. This portion of the site is wooded. The design of the housing would ensure that there is a buffer between the road and the structures to minimize visual impact.
2. A portion of the land adjacent to the Massachusetts Firefighting Academy (former Horse Pond Road School). The portion of approximately one to two acres is wooded and would not include the area presently used as a neighborhood playfield. The design would provide a buffer to minimize visual impact.

A Citizen Advisory Committee has been formed to work closely with the Housing Authority in representing community concerns and assisting with the design and siting of the housing units and any other related issues, including the number of units per site.

Other State funds are contingent upon the Town of Sudbury continuing to provide affordable housing. Failure to do so could jeopardize open space and recreation funds, conservation land grants, technical assistance grants, sewer and water system grants and others. Development of these fourteen units is a requirement for further funding for elderly housing.

See maps showing approximate sites.

Before discussion took place on this article, John Taft of Moore Road moved to consider Articles 43 and 44 immediately following consideration of the business of Articles 28 and 29.

This motion to advance articles 43 and 44 received support and was VOTED. The Moderator announced that the vote was a clear 4/5ths.

Steve Swanger of the Sudbury Housing Authority moved to transfer from the control of the Selectmen for the purpose of sale to the Sudbury Housing Authority for the construction of family housing, the following described parcels of land:

*A portion of the land adjacent to the Fairbank School containing approximately five to six acres, being a portion of the entire site shown as parcel 001 on Assessor's map F06, and*

*A portion of the land adjacent to the Massachusetts Firefighting Academy containing approximately one to two acres exclusive of the playfield area, being a portion of the entire site shown as parcel 036 on Assessor's map K06.*

Following this motion, Mr. Swanger gave substantially the same report as above in the Petitioner's report.

Finance Committee Report: (Carmine Gentile) - The Finance Committee supports this motion.

Board of Selectmen: (David Wallace) - The Selectmen strongly support this motion.

Planning Board: The Planning Board supported this motion.

William Johnson of Phillips Road addressed the voters in opposition to this article, addressing the site selection process, the housing design and the need for comprehensive long range planning for Sudbury housing.

At this time, the discussion under Article 28 was interrupted as Town Counsel indicated there seemed to be a problem with the vote taken on Article #22A.

(SEE PAGE 85 FOR THE RESUMPTION OF ARTICLE #28)

Reconsideration of Article 22A Vote

Town Counsel's concern was that Town Meeting may have committed an illegal act by voting for the 696.72 square feet for the gross floor area per acre, in the Intensity Regulations for Research Districts. The Warrant indicated the number "967" would be the square footage, but the figure amended and voted upon was higher. The Moderator noted that this could result in the Town having taken an illegal act. Therefore, there was need to correct the situation by taking certain votes.

A motion was received and seconded as follows:

MOVE to suspend the rules of Town Meeting and to go back to Article #22A.

This motion was *VOTED*.

A second motion was received and seconded as follows:

MOVE to reconsider the action of the Town under Article 22A.

Mr. Henry Sorett explained that this motion to reconsider was being taken to avoid litigation, as it was possible for Sperry to develop an argument that would defeat the action taken earlier under Article 22A. The problem was the ratio proposed and voted upon (696.72 square feet, the as-built proposal) was more restrictive than that printed and posted in the Warrant. This could provide Sperry with an argument that it was denied adequate notice. One other concern was the number passed (967 square feet) went beyond the four corners of the article. By granting reconsideration, a motion would be made to change the number from 696.72 back to 967, the number in the Warrant, and the most restrictive number that can be passed to avoid legal challenging.

The motion to reconsider was *VOTED*. The Moderator stated there was a clear 2/3rds vote.

The main motion under Article 22A was then read by the Moderator as follows:

Move to amend the Sudbury Zoning Bylaw, Article IX, IV, Intensity Regulations as follows:

- 1) *In section A, General Requirements, by adding at the end thereof a new subsection 6 to read as follows:*
  - "6. Maximum Floor Area, Floor Area Ratio  
The maximum gross floor area on a lot shall not exceed the maximum gross floor area per acre set forth in the table under Section B, Schedule of Intensity Regulations, for the district in which the lot is located."  
and
- 2) *In Section B. Schedule of Intensity Regulations, by adding a new column entitled, "Maximum floor area ration (in square feet gross floor area per acre)", after the words, "Maximum Building Height", and by inserting therein for Research RD- the following: "967".*

The main motion was moved, seconded and UNANIMOUSLY VOTED.

#### RESUMPTION OF ARTICLE #28

Discussion returned to the motion under Article #28. Rabbi Kushner, ex-Selectman Myron Fox, Housing Authority member Richard Paris and others spoke in support of this article. Discussion centered around traffic and the need for Park & Recreation expansion in the future by those in opposition.

Joseph Klein asked if this article could be divided so as to vote on the two sites separately. The Moderator said this was permissible but it would require a motion. After substantial discussion in support and in opposition, a motion was made to move the question. This received support and it was VOTED.

On the main motion the Moderator called for a hand vote. Then he requested a standing vote. As the vote was too close for the chair to call, a counted vote was taken by the Moderator. A two-thirds vote was required.

YES: 251                      Opposed: 145                      TOTAL: 396

The main motion was defeated.

#### Article 29. AUTHORIZE SALE OF LAND OFF FAIRBANK & HORSE POND ROADS TO SUDBURY HOUSING AUTHORITY

To see if the Town will vote to authorize the Selectmen, acting on behalf of the inhabitants of the Town of Sudbury, to execute a deed or deeds conveying in fee simple the following described land to the Sudbury Housing Authority for the purpose of constructing family housing, for a sum of no less than \$1.00 and upon such other terms as the Selectmen shall consider proper:

A portion of the land adjacent to the Fairbank School containing approximately five to six acres, being a portion of the entire site shown as Parcel 001 on Assessor's Map F06, and

A portion of the land adjacent to the Massachusetts Firefighting Academy containing approximately one to two acres exclusive of the playfield area, being a portion of the entire site shown as Parcel 036 on Assessor's Map K06;

or act on anything relative thereto.

Submitted by Petition. PETITIONERS REPORT: See report under Article 28.

Due to the vote on Article 28, the Moderator informed the voters that Article #29 was being passed over and that the first order of business the next evening would be Article #43. He also notified the voters of the opportunity to reconsider the vote just taken which would require a majority vote.

A motion to adjourn to the following evening at 8:00 P.M. was received, seconded and VOTED. The meeting was adjourned at 12:00 A.M.

Attendance: 546

April 28, 1987

The fourth adjourned session of the 1987 Annual Town Meeting was called to order at 8:17 PM at the Lincoln-Sudbury Regional High School Auditorium. Thomas Dignan, the Moderator, announced a quorum present. After a few announcements, Mr. Dignan read to the hall Article 2, section 13 of the Town Bylaws, entitled "Government of Town Meetings" which deals specifically with the motions for reconsideration. For the benefit of all, he summarized that section of the bylaw. Following, he informed the hall two notices for reconsideration had been filed before noon this day with the Town Clerk. The first was for the action taken under Articles #28 and #29 and the second was to reconsider the vote to indefinitely postpone Article #22B.

Mr. Dignan advised the voters that should all business, including the resolutions described at the opening session of Town Meeting be completed by 11 PM this night, reconsideration of Article 28 will be immediately taken up, and if a motion thereunder is favorably acted upon, then Article #29. If the reconsideration of these two articles is completed by 11 PM, the business of reconsideration of Article #22B will be undertaken. He further noted that he had been advised someone was expected to move to postpone consideration of Article #43 and #44, which at this time, were the next order of business on the Warrant, until after reconsideration of Articles #28 and #29. Should this take place, such action would precede reconsideration of Article #22B.

In the event all business at hand, including the resolutions, is not completed by 11 PM this evening, then no matter where we stop, the first order of business tomorrow night will be the reconsideration of Article #28, and if it is favorably acted upon, then Article #29. The second order of business will be reconsideration of Article #22B. If Articles #43 and #44 have been postponed to be considered after reconsideration of Articles #28 and #29, they would be the third order of business. Then the voters would proceed with the balance of the Warrant.

At this time as a point of information, Town Clerk, Jean MacKenzie, noted that there appeared to be an inconsistency as to the current balance in the Free Cash Account. According to the official records of the Town Meeting and that of the Special Town Meeting, Free Cash had been certified at \$1,421,945. As Town Meeting has progressed, Free Cash has been used for Article #1 and #2 of the Special Town Meeting in the amount of \$30,000, Article #5 of the Annual Town Meeting for \$1,179,398, and under Article #7, the Stabilization Fund, an additional \$215,000, for a total use of Free Cash in the amount of \$1,424,398. Last evening the Chairman of the Finance Committee, Christopher Baum, announced to the hall that there was a balance of +\$47 in the Free Cash Account. According to the records the total amount of certified available Free Cash was \$1,421,945, the total amount of Free Cash voted to be expended is \$1,424,000, and the Free Cash remaining is a negative -\$2,453. Therefore, there being a discrepancy here of a negative -\$2,406, for the benefit of the hall, I would ask the Finance Committee to explain how the balance of plus \$47 was determined.

Chairman Baum of the Finance Committee declined to answer and deferred to the Executive Secretary who stated that the Town Accountant, Jim Vanar, had discussed this with the Department of Revenue, Bureau of Accounts, who advised that Town Meeting proceed. The Bureau, when they re-certify the Town Meeting, will deduct this amount from what was voted for the Stabilization Fund.

The next order of business was Article #43.

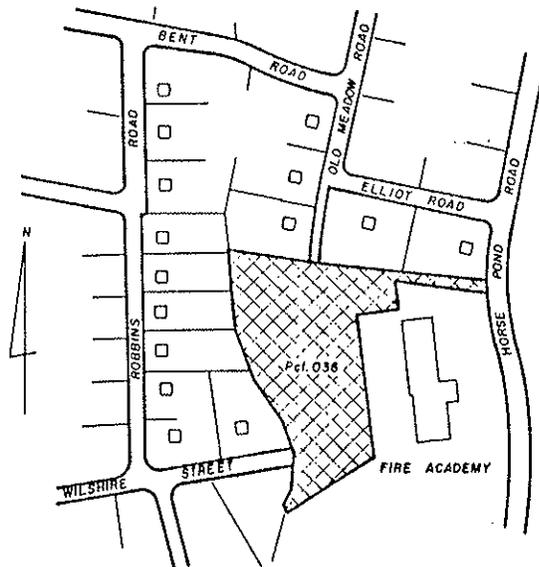
Article 43. TRANSFER LAND OFF HORSE POND ROAD TO PARK & RECREATION

To see if the Town will vote to transfer from the control of the Selectmen to the Park and Recreation Commission for park and recreation purposes the following described land:

the land adjacent to the Massachusetts Firefighting Academy, shown as Parcel 036 on Assessor's Map K06,

or act on anything relative thereto.

Submitted by Petition



Board of Selectmen Chairman, Anne Donald moved for Indefinite Postponement.

Wendy Jenkins of Elliot Road, one of the petitioners, stated that Executive Secretary Thompson had indicated to her that the article would be "postponed" not "indefinitely postponed". She was concerned that she had been provided with misinformation from the people who were determined to make sure this Article #43 or #44 didn't pass. She then moved to postpone this article to be immediately after Articles #28 and #29.

The Moderator explained that because motions have a rank, he was unable to take this motion in the form given.

Mr. Wallace of the Board of Selectmen commented that the Board was unaware that anyone was in the hall from the petitioner's standpoint and suggested that the business should proceed ahead and vote her Article as is. The Moderator explained this could not be allowed as there was the motion to Indefinitely Postpone. At this time, Chairman Anne Donald of the Board of Selectmen moved to withdraw the motion to Indefinitely Postpone.

This motion was VOTED.

Wendy Jenkins then moved to postpone Article #43 immediately after #28 and #29, if they ever come to be voted again.

There was an exchange of questions and answers for clarification purposes between Ms. Jenkins and the Moderator, whereupon a revised motion was stated by the Moderator as follows: move to postpone consideration of Article #43 and #44 until such time as the Town has dealt with the reconsideration of Articles #28 and #29.

This motion was moved and seconded.

Park and Recreation Commission: (Jane Neuhauser)

Park and Recreation would like to go ahead with the vote on these two articles.

Henry Sorett of Longfellow Road commented that if the motion to postpone is defeated, and these two articles, #43 and #44, are adopted now, then Articles #28 and #29 are precluded. By defeating the motion to postpone, may, in fact, deny the housing proponents an opportunity to persuade the hall on the merits of their position on reconsideration.

Considerable discussion followed as to the consequences of this motion. Mr. Swanger of the Housing Authority, as a matter of clarification, asked if voting on Articles #43 and #44 now, would preclude the possibility of reconsideration of Article #28 and #29. The Moderator stated that if the hall were to pass Articles #43 and #44 this evening, and if reconsideration of Articles #28 and #29 came up later, unless the hall first reconsidered the action under Articles #43 and #44, the Chair would be required to rule that the Town could not act on reconsideration of Articles #28 and #29. To allow that to happen would be to set the Town up as having passed two absolutely inconsistent votes. This means if Articles #43 and #44 should pass tonight, those interested in the reconsideration of Articles #28 and #29 would have to take whatever steps are appropriate and necessary to assure that they have the right to have Articles #43 and #44 reconsidered.

Russell Kirby, Planning Board Chairman asked if the same logic applied to Article #22A and #22B. Moderator Dignan commented only reconsideration of #22B had been requested, which is a separate and independent article. Article #22B, if passed, would set that zone into residential again. Article #22A did a couple of things, one of which changed the floor area ratio with respect to that zone. The Chair did not deem these to be inconsistent acts. The difficulty with the other set of articles is that you can't give the land to two different people at the same time. That's where the inconsistency comes.

A great many procedural questions regarding these four articles continued to be asked. Then there was a lengthy discussion on Article #43 itself. Jane Neuhauser of Park and Recreation noted that the Commission was not in favor of this article for three reasons. Park & Recreation is concerned primarily with consolidating and maintaining the current recreation land which it has. The Horse Pond site is not a site they use for recreational purposes. It is an isolated area and it would drain the Commission's resources and take away from areas they're trying to concentrate on developing and improving. As for the Fairbank land under Article #44, the present status, under the jurisdiction of the Selectmen, seems to be working out fine with the Board of Selectman and P & R. It is used recreationally for Little League and for the Teen Center, and the current pool is going in there. This is all accomplished with the cooperation of the Board of Selectmen. This is similar to the way other facilities are operated. Mrs. Neuhauser noted the entire Haskell complex is not actually Park and Recreation land. It is the Board of Selectmen's land, which P & R manages. At this time there is a fairly good working relationship with the Selectmen on this Fairbank land and its current use. There's no need to

change that good working relationship. In the future, if there's the staffing and funding necessary to utilize the Fairbank School building as a community center, it might make some sense for the Commission, if the land is available, to consider looking into transferring the authority on the land to P & R. Right now there seems to be no reason to do so.

Wendy Jenkins of Elliot Road addressed the hall once again explaining the intent of the petitioners of this article. When it was found that the Sudbury Housing Authority was interested in the land, the people in the area were surprised that the Authority could use this land, as for years the Park and Recreation has used that land and held summer camp there for children. Thinking it was P & R land, they wondered why the Sudbury Housing Authority could take it away from P & R. She stated the petitioners wanted P & R to have control over this land. They further assumed it was P & R's as two years ago Mrs. Jenkins inquired about purchasing the land herself and was told by the Selectmen's office it could not be purchased as P & R used it. Then we found out they do not have control over it; the Selectmen do, and they can give it to anyone they wish. After this petition had been submitted, I found out that I could have petitioned to have the Selectmen sell it to me. If I had known that two years ago, I would have bought the property and left it as is so the kids could use the basketball court. The Selectmen are going to give it to the Housing Authority. We feel we have been lied to for two or three years, and the five years that our kids have been using the land.

Mr. Swanger of the Housing Authority commented that should the land ultimately go to the Authority, the baseball field would remain as it is and explained the preliminary plans for repaving the basketball area after the leeching fields are in place, thus preserving the recreational facilities.

Robert Mellish of August Road spoke about the anticipated work the Authority planned to accomplish for \$83,000. He discussed in detail building costs and concluded that the minimum cost would be over \$90,000, and that would not include the roads, drainage, catch basins or telephone/Edison poles. This was also going on the assumption that nothing would go wrong and there would be no problems.

George Hamm of Mossman Road reaffirmed the hall's decision of the previous night to take this article up after Articles #28 and #29. He further commented that the Housing Authority should realize that they are going to have to come before Town Meeting a good many times and ask for money. He stated he did not like the implied threat that everytime the voters don't agree with them, they are going to ask for reconsideration. "Who are the Housing Authority?", he asked. "How dare they come before this Town Meeting and tell us we can't take these things in order? That is arrogance, and I believe we should do what we planned to do last night."

Discussion continued for a short time further, then a motion was made to move the question.

This motion was seconded and *VOTED*.

The main motion was placed before the hall to postpone consideration of Articles #43 and #44 until after the town has dealt with reconsideration of Articles #28 and #29.

The Moderator indicated that the motion Carried. Mr. Tober of Ames Road asked for a counted vote. With seven voters challenging the call, tellers were sworn in and the counted vote was taken as follows:

YES: 179      OPPOSED: 136      TOTAL: 315

The motion was *VOTED*.

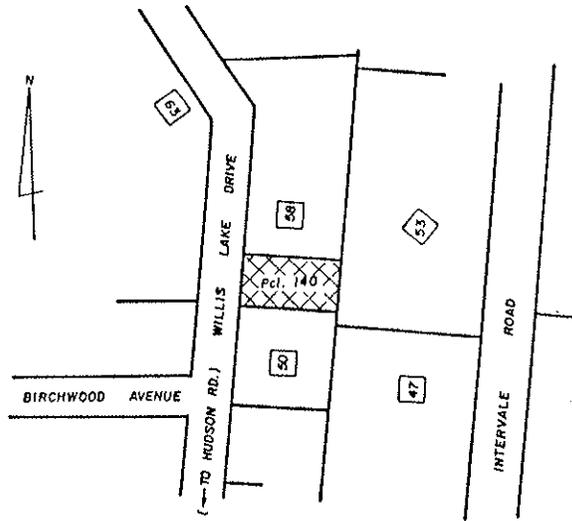
Article 30. TRANSFER TAX POSSESSION LAND OFF WILLIS LAKE DRIVE TO SELECTMEN FOR PURPOSE OF SALE

To see if the Town will vote to transfer from the control of the Selectmen to the Selectmen, for the purpose of sale to owners of directly abutting land, the following described land:

The land on Willis Lake Drive, shown as Parcel 140 on Town Property Map F05 and containing .11 acres according to said map;

or act on anything relative thereto.

Submitted by Petition.



Jane Neuhauser, Park & Recreation Commissioner, *moved* to transfer from the control of the Selectmen for the purpose of sale to the owners of directly abutting land the following land described: the land on Willis Lake Drive, shown as Parcel 140 on Town Property Map F05 and containing .11 acres according to said map.

Petitioners Report: The property on Willis Lake Drive, as described in the above article, is of no particular use to the Park & Recreation Commission. The Commission is trying to focus its attention on the development and maintenance of large scale facilities and is therefore interested in consolidating its resources. It is the recommendation of the Commission that the .11 acres be divided into equal parts and sold to the abutters for a token amount.

Ms. Neuhauser explained there are three articles which are all tied together, Articles #30, 31, and 32. Articles 30 and 31 transfer to the Selectmen, for the purpose of sale, certain parcels of property and Article 32 authorizes the Selectmen to sell the property. The P & R Commission reviewed several parcels of land which are currently either under the jurisdiction of the Park and Rec. directly or in somewhat a related form and determined those not being used very much by P & R or at all. This information was being presented to the voters so as to provide them with the option of selling the land to abutting landowners and add some monies to the Town Treasury. Park and Rec. sees this not as a win/lose situation, but as an opportunity to offset some expenses for land currently held that it not really needed or used for recreational purposes. At this time, a couple of parcels are being presented in an effort for P & R to consolidate their resources. Ms. Neuhauser stated that the Commission would like to spend their money on the improvement, development, and continuing maintenance of the major recreational

areas. The parcels offered do not fall into that category. This offsetting budget would help to offset some of the expenses for future programs for P & R or whatever the town wishes. The parcel in this article is very small and possibly the abutters would be interested in it if it were available. It has been assessed for \$2,000.

Finance Committee Report: (Mr. Wren) The Finance Committee recommends approval of this article.

Board of Selectmen: (Mr. Wallace) The Selectmen recommend approval of this article also.

Long Range Planning Committee: (Theodore Barten)

The L.R.P.C. would like to see the proceeds from these sales, which are capital assets of the Town, eventually placed into the Stabilization Fund, where they can be used to fund other pressing capital projects in future years. It was the intention of the Committee to amend the motion of these articles to that effect, but correct procedure requires for the land to be sold first. Mr. Barten stated that such a motion will be made next year, if there are no problems with these articles.

Wendy Jenkins of Elliot Road asked the P & R Commission how many parcels of land it had under its direct control, how many it was selling, and how many not under its direct control that it uses.

Mrs. Neuhauser responded that the Commission was proposing the sale of two parcels--the parcel noted in this article which is under the control of the Selectmen, but is managed by P & R and a second parcel (Article #31) which is under the direct control of P & R. There are approximately six other parcels the commission reviewed and decided not to sell at this time. It was also brought to the voters' attention that this particular parcel was given to the Town as a result of non-payment of taxes.

There being no further discussion, the vote on the motion was taken.

The motion was *UNANIMOUSLY VOTED*.

Article 31. TRANSFER PARK AND RECREATION LAND OFF LONGFELLOW ROAD AND OFF MIDDLE ROAD/FIRECUT LANE TO SELECTMEN FOR PURPOSE OF SALE

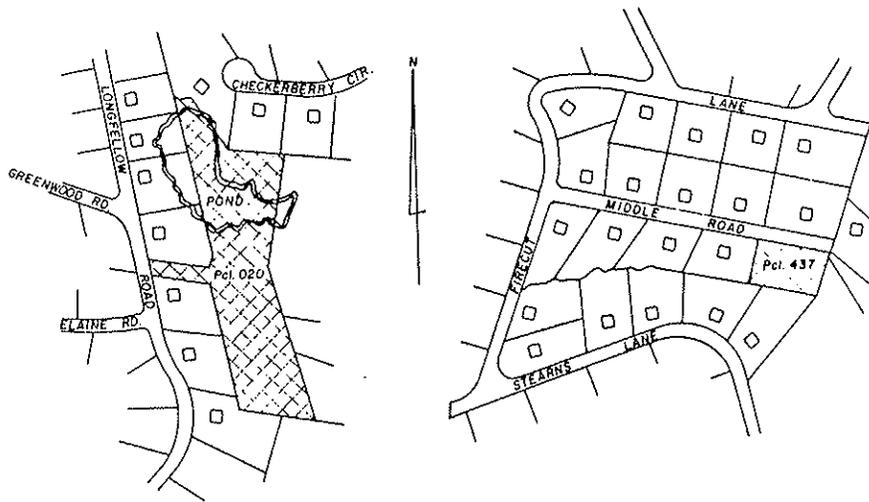
To see if the Town will vote to transfer from the control of the Park and Recreation Commission to the Selectmen the following described land for the purpose of sale:

Land on Middle Road, shown as Parcel 437 on Town Property Map G04 and containing 1.03 acres according to said Map;

Land off Longfellow Road, shown as Parcel 020 on Town Property Map C07 and containing 6.37 acres according to said Map;

or act on anything relative thereto.

Submitted by Petition.



Mrs. Neuhauser moved to transfer from the control of Park and Recreation Commission to the Selectmen for the purpose of sale the following described land: land on Middle Road, shown as Parcel 437 on Town property map G04 and containing 1.03 acres according to said map.

Petitioners Report: The property on Middle Road, as described in the above article, is of no direct use to the Park and Recreation Commission for either parks or recreational purposes. It is the only remaining "lot" on a residential street. It is the intent of the Commission that the Town sell the property at fair market pricing and that the proceeds (which go into the Town's General Fund) be acknowledged as an offset to other Park and Recreation budgetary expenses, either now or in the future.

Mrs. Neuhauser noted that this piece of land is at the end of Middle Road, a dead end, and has some wetland in it. The Conservation Commission advised that the lot is not a buildable one at this time; but since it abuts other property, it has been assessed at \$5,000.

In response to a question as to how P & R acquired these various pieces of land, it was explained that, in this case, another lot was originally set aside by the builder as an open play area. When it was found to be more desirable, it was traded for this lot, which became the open lot, and the original lot became a building lot.

Finance Committee: (Mr. Wren) The Finance Committee recommended approval of this article.

Board of Selectmen: (Mr. Wallace) The Selectmen recommend approval of this article, also.

Hendrik Tober of Ames Road commented that he was not absolutely sure about the statement this approximately 1-acre lot was buildable or not. He noted that it has access to the road and is located between buildable or built lots and must have been a "mighty fine playground for the kids that live around there."

Mr. Samuel Goos of Mossman Road noticing that the land conforms to most standards of a building lot, being over an acre and having enough frontage, asked what reassurances were there that this lot, once sold, won't become a building lot subsequently and the town miss the boat in the majority of the funds collected on this lot.

Selectmen Wallace stated that Assistant Assessor, Daniel Loughlin, gave a written opinion regarding this parcel to the Selectmen stating it is an unbuildable parcel and, as such, has little market value, perhaps having most value to those property owners who abut the parcel. Based on similar sales over the past years, which indicate a market value of \$5,000/acre, it is Mr. Loughlin's opinion, the value is \$5,000.

Mr. William Cooper of Cedar Creek Road commented that there are houses right now on land that was "unbuildable" ten years ago.

At this point the Conservation Commission stated its position as having no problem with it being under private ownership, but did recommend a conservation restriction be recorded so the lot would be guaranteed unbuildable in the future.

There being no further discussion, the motion was placed before the voters. The Chair declared the motion "CARRIED" however, due to some doubt of the call, a counted vote was taken

YES: 226                      OPPOSED: 64                      TOTAL: 272

The motion was VOTED.

Article 32. SELL LANDS OFF WILLIS LAKE DRIVE, OFF LONGFELLOW ROAD, OFF MIDDLE ROAD/FIRECUT LANE

To see if the Town will vote to authorize the Selectmen, acting on behalf of the inhabitants of the Town of Sudbury, to execute a deed or deeds conveying in fee simple the following described land for a sum of no less than \$1.00 and upon such other terms as the Selectmen shall consider proper:

Land on Middle Road, shown as Parcel 437 on Town Property Map G04 and containing 1.03 acres according to said Map;

Land off Longfellow Road, shown as Parcel 020 on Town Property Map C07 and containing 6.37 acres according to said Map;

The land on Willis Lake Drive, shown as Parcel 140 on Town Property Map F05 and containing .11 acres according to said Map;

or act on anything relative thereto.

Submitted by Petition.

Petitioners Report: (See reports under Articles #30 and #31)

Mrs. Neuhauser of the Park and Recreation Commission made the motion under this article as follows: *move to authorize the Selectmen acting on behalf of the inhabitants of the Town of Sudbury to execute a deed or deeds conveying in fee simple the following described land for a sum of no less than \$1 and upon such other terms as the Selectmen shall consider proper: land on Middle Road shown as parcel 437 on town property map G04 and containing 1.03 acres according to said map, and land on Willis Lake Drive shown as parcel 140 on town property map F05 and containing .11 acres according to said map.*

Mrs. Neuhauser explained that the previous two articles conveyed the land to the Selectmen for the purpose of selling. This articles authorizes them to sell the land.

Finance Committee Report: (Mr. Wren) The Finance Committee recommend approval of the article.

Board of Selectmen Report: (Mr. Wallace) The Selectmen recommend approval of this article.

Mr. Samuel Goos of Mossman Road *moved to amend the motion by adding the words "On the condition that any deed include a restriction that said land shall not be used for building purposes in perpetuity".* This motion received a second.

Lee Michaels of Horse Pond Road inquired if such a restriction would mean a person could not build a tool shed on this property. She was informed by the Moderator that is what it meant.

Following this, a great deal of discussion developed. The Conservation Commission wished to make certain that not only there would be no building, but no filling on this land, and inquired if the motion on the floor could be amended to include a Conservation restriction. The Moderator identified such a motion as a "secondary amendment or amendment in the second degree to the motion to amend". Then the Moderator declared such a Conservation restriction would not be within the four corners of the article.

April 28, 1987

With the consent of the original mover of the motion to amend, the motion to amend was re-worded as follows: move to amend the motion (on the viewgraph) by adding the following words: "on the condition that any deed include a restriction that said land shall not be used for building purposes nor shall it be filled in perpetuity".

This motion was moved and seconded and the Moderator deemed the original motion to amend withdrawn.

It was at this point that John Curtis of Moore Road pointed out that this motion to amend would apply not only to the land on Middle Road, but also to that on Willis Lake Drive which was in no way near Conservation land. To put such a restriction on that land if it was sold to an abutter would be inappropriate.

It was then noted that to place too many restrictions on these parcels would make it difficult for the Selectmen to sell them.

Joseph Klein of Stone Road suggested that if we don't want this land to be developed, there was a very simple solution--vote against this article and keep the parcels under the control of the Selectmen.

George Hamm of Mossman Road informed the hall that two parcels of the Barton Land Trust were wetland. The best bid they could get after three years was \$1,000/acre. When you restrict any possible use of land, you can't expect to get \$5,000 for it and have people pay taxes on an assessment of \$10,000/acre.

The Chair declared the motion to amend failed.

In the opinion of the Chair the main motion under Article #32 was a clear 2/3rds. However, as there were voices of opposition to the call of the Moderator, a counted vote was taken.

YES: 170                      OPPOSED: 89                      TOTAL: 259

(a two-thirds vote of 173 was required)

The motion failed.

Article 33. GOLF DRIVING RANGE FEASIBILITY STUDY

To see if the Town will vote to raise and appropriate, or appropriate from available funds, the sum of \$3,000, or any other sum, for a feasibility study for a Town-owned golf driving range, to be located on the land known as "The Davis Land," and shown as Parcel 500 on Town Property Map C-10; or act on anything relative thereto.

Submitted by Petition.

Petitioners Report: The Davis Land, as it is commonly known, is a 28.9 acre piece of property on Route 117 near the old Sperry building. A good deal of the property is extremely wet while other small sections are used for a variety of purposes, including a "stump dump", a sod farm for Park and Recreation, and cross-country skiing in the winter.

The Park and Recreation Commission is interested in further developing the area for expanded park and recreational use. As a first step, a small section of the property is being considered for a golf driving range. The range would include about 25 separate tees, a small putting green and a miniature, seasonal golf shack. (Longer term, Park and Recreation hopes to expand the cross-country skiing/walking trail area.)

The \$3,000 is for study funds to examine the feasibility of creating the facility (evaluating the land site in depth, identifying costs, maintenance, operating issues, construction, etc.). A "golf committee" of volunteer residents has already been formed and there seems to be a reasonable level of town interest.

Donald Soule of the Park & Recreation moved to appropriate the sum of \$500 for a feasibility study for a Town-owned golf driving range to be located on the land known as "The Davis Land" and shown as Parcel 500 on Town Property Map C10, said sum to be raised by taxation.

Mr. Soule informed the hall that this was to be the first effort by the P & R Commission to build an all season facility, on the Davis land, which P & R does own. The idea of this particular facility is to build something for a wide range of ages to enjoy.

It is expected that this will absolutely be a self-supporting facility. The first part will be the golf driving range, which will be open from late spring through early fall. During the cold winter months part of the facility will be flooded for ice-skating. Cross country snow-shoeing will be out on the range and into the trails of the Conservation land next door, assuming this is agreeable with the Conservation Commission. The facility will be serviced by a parking lot, a building with restrooms, equipment storage, summer sales and a warming house in the winter.

He noted a committee had already been organized for the development of the golf driving range, which would be the self-supporting portion of this overall project. After some research of the development of golf ranges, it was determined that the original request of \$3,000 was not needed. At this point, Mr. Soule commented that he wasn't sure there was need even for the requested \$500.

Finance Committee Report: (Mr. Wilson) There is considerable potential for a Golf Driving Range to become a valuable part of the Town's recreational facilities. Park and Recreation has suggested that this project might indeed be a source of revenue as well as a good use of recreation land. However, we do not consider it a high priority for funding in the current year. Recommend disapproval.

The Finance Committee, after the Warrant was printed, changed its position on this article noting that the cherry sheet and the smaller expected item, health insurance bills, have given the town extra money, therefor it supports this article.

Board of Selectmen: (Mr. Wallace) The Selectmen supported this article.

Long Range Capital Planning Committee: (Theodore Barten)

This committee has concern with the prospect of a proposal before Town Meeting next year of \$50,000 to \$80,000 for the development of this public facility. Despite the assurance that it will be self-supporting, there is still going to be a major capital outlay to get it off the ground--more town employees, more maintenance, and a whole new operation to learn how to run. The Committee would like to see the golf study focus on a private enterprise version of a golf driving range. Has P & R considered the option of a long term lease of the land to a private firm who would build and operate the golf driving range under town guidelines and on a concession basis? Something in that order could be a definite money maker and would relieve the Town of the responsibility of coming up with the initial capital and of hiring, staffing, operating, and insuring a facility.

Mr. Soule noted that three (3) entrepreneurs had already approached the Town on this very point. They would build and manage the driving range for a period of 10-12 years, and then turn it over to the Town, if it so chose. As preliminary talks evidently had already taken place, Russell Kirby of the Planning Board, asked who the three entrepreneurs might be. Mr. Soule identified them as Frank Vana, Robert Grant, and the manager of the Leo Martin Driving Range in Weston.

The motion under Article 33 was *VOTED*.

Article 34. WITHDRAWN

A motion to adjourn the meeting until tomorrow night was received. The motion required a 2/3rds vote as, under the bylaws, it was not 11 P.M. yet. The motion was seconded and *VOTED*. The Chair stated that the vote was a clear 2/3rds. The meeting was adjourned at 10:23 P.M. until tomorrow evening at 8:00 P.M.

Attendance: 372

## ADJOURNED ANNUAL TOWN MEETING

April 29, 1987

The sixth session of the 1987 Annual Town Meeting was called to order at 8:15 PM by Moderator, Thomas Dignan, after he declared a quorum was present. Following a brief review of the procedures for the meeting, he announced the first order of business was the reconsideration of Articles #28 and #29, the request for these having been filed by the Sudbury Housing Authority. He reminded the hall that the debate would be confined to whether reconsideration should be granted and it would require a two-thirds vote.

Reconsideration of Article #28

Chairman Stephen Swanger of the Sudbury Housing Authority moved to reconsider the action taken by the Town with respect to Articles #28 and #29.

Mr. Swanger cited three reasons for requesting reconsideration:

1. The discussion and debate under these articles were interrupted on the previous Monday evening due to a problem with the vote taken on Article 22A, which was re-voted. This caused a delay of nearly a half hour.
2. Many people left the hall during that time due to the late hour-- the debate began at nearly 11 o'clock.
3. Several points of misinformation needed to be clarified for the voters to fully understand the implication of their vote.

The Finance Committee did not wish to address this motion to reconsider.

Board of Selectmen: (Mr. Wallace) Certain information from the Executive Office of Communities and Development, that was intended as a handout to all voters on the previous Monday evening, had not been presented. The information was expected to be presented to the voters for their consideration when the Article was first voted. Consequently, the voters did not have available to them all the information as it relates to the State.

A great deal of discussion ensued both in support and opposition to this motion of reconsideration. A motion was made to move the question in order to terminate debate.

This received support and was *VOTED*, with the Moderator declaring there was a 2/3rds vote.

The main motion, to reconsider Articles #28 and #29 was placed before the voters. The Moderator announced that the show of hands was too close to call and proceeded with a counted vote, instructing the tellers they were to count only those voters with their cards raised. The hall was counted and the total number of votes was 589.

Yes: 362                      Opposed: 227

The motion for reconsideration failed.

Reconsideration of Article #22B

The Next order of business was the reconsideration of Article #22B. The Moderator noted that this was a zoning article and that it has been voted to be Indefinitely Postponed. The Chair then ruled that as a favorable report had not been received from the Planning Board on this motion to reconsider, the Chair would not accept this motion for reconsideration. To support this decision he cited Mass. G.L, Chapter 40A, section 8. He also stated that Massachusetts' law stipulates that Indefinite Postponement of a matter constitutes unfavorable action. The Moderator would not accept a motion to reconsider Article #22B.

The next order of business was Article #43.

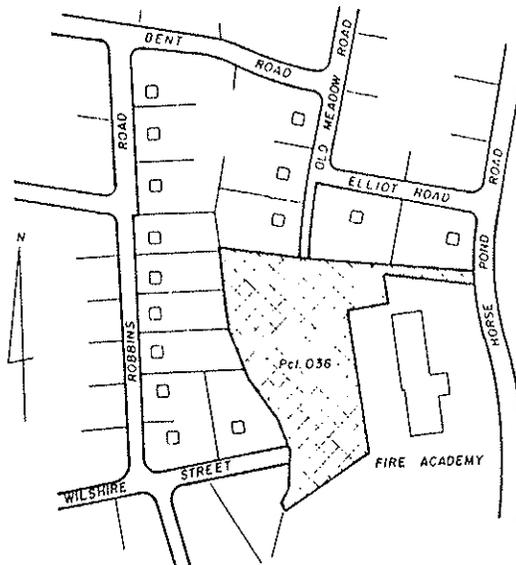
Article 43. TRANSFER LAND OFF HORSE POND ROAD TO PARK & RECREATION

To see if the Town will vote to transfer from the control of the Selectmen to the Park and Recreation Commission for park and recreation purposes the following described land:

the land adjacent to the Massachusetts Firefighting Academy, shown as Parcel 036 on Assessor's Map K06,

or act on anything relative thereto.

Submitted by Petition.



Wendy Jenkins of Elliot Road moved in the words of the article.

Ms. Jenkins stated that this 4-acre parcel was always considered Park & Recreation land, as it has always been maintained by P & R. When it was realized that it did not belong to Park & Rec. the petitioners thought the land should remain under the care of the P & R, therefore it should come under their jurisdiction. She pointed out that this land has been used for years for playground activities, especially in the summers. It was noted too, that other than this land, the nearest playground area was over 2½ miles away.

Finance Committee Report: (Stephen Ellis) The Finance Committee is opposed to this article.

Board of Selectmen Report: (David Wallace) The Board of Selectmen oppose this article.

Sudbury Housing Authority: (Stephen Swanger) The Authority is opposed to this article. We are not done. We're coming back, as we are going to continue to look for sites in this town. We urge you not to preclude the possibility that one or both of these sites, after another site selection process, could possibly be the best site(s) in town for public housing--affordable housing.

Park & Recreation: (Jane Neuhauser) The P & R Commission is not in favor of this article. We do not wish to have this land under our jurisdiction. It is not part of our long-range plan, and it is not part of our current plan.

Several abutters of this land in question addressed the hall in an effort to receive support for this article.

A motion to move the question was received and seconded. The Moderator stated that there was a clear 2/3rds vote, and debate was terminated.

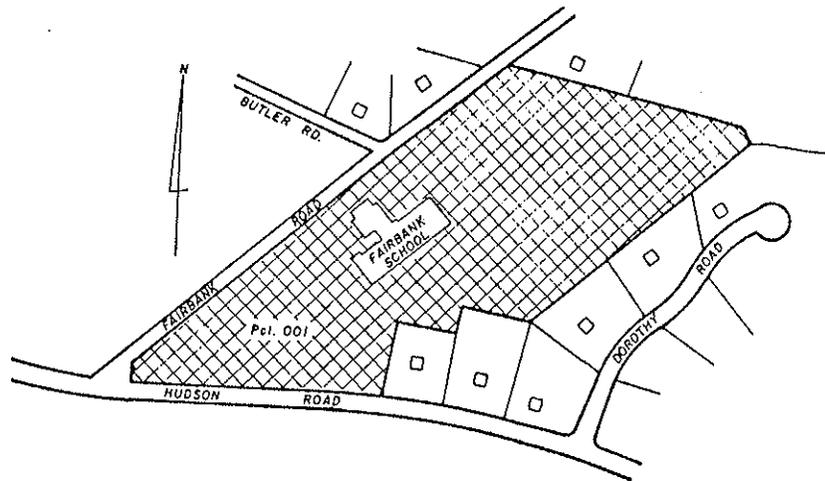
The main motion under Article #43 failed.

Article 44. TRANSFER PARCEL F06-001 OFF FAIRBANK ROAD TO PARK & RECREATION

To see if the Town will vote to transfer from the control of the Selectmen to the Park and Recreation Commission for park and recreation purposes the following described land:

the land shown as Parcel 001 on Assessor's Map F06,  
or act on anything relative thereto.

Submitted by Petition.



Petitioners Report: The intent of this article is to place the land at Fairbank School under the control of the Park and Recreation Commission. Under the guidance of Town boards and Town Meeting over the past five years, Fairbank School has become the community center for the Town, housing the newly approved Town Pool and the Teen Center and supporting a rich variety of other recreational usages. As the use of this facility expands, the Town will have need for what little free contiguous land it still owns. Thus it is in the best interests of the Town to preserve the remaining open land for future recreational usage. Indeed, at the 1982 Town Meeting when disposition of the Fairbank property was last discussed, it was the strong consensus that this area should NOT be industrialized or residentialized, but rather preserved for community usage. This article serves to formalize this consensus by transferring the land under the direct control of the Park and Recreation Commission.

William Johnson of Phillips Road moved in the words of the article.

In support of his motion, Mr. Johnson stated that he had contacted Peter Berkel, Chairman of the P & R Commission to support this petition. Mr. Berkel said he thought the Commission would support it but would call the members to check. Mr. Johnson stated that Mr. Berkel reached some of the members, but not all, and suggested that the petitioners proceed with the petition. Mr. Johnson stated also that some of the commissioners reconsidered their position when they realized they could be drawn into an emotional and political situation. He then urged the Commission to protect this recreational land.

April 29, 1987

Finance Committee Report: (Stephen Ellis) - The Finance Committee is opposed to this article.

Board of Selectmen Report: (David Wallace) - The Board of Selectmen oppose this article.

Park & Recreation Commission: (Jane Neuhauser) - Mrs. Neuhauser clearly noted that this had been brought to the attention of the Chairman, but any discussion that took place with the members was not an official position or vote of the Commission. P & R, in fact, had not taken any position on this article until after the vote on Articles #28 and #29 as it believed it was the Town's responsibility to make a decision on this land. If the land were available, after this decision, then the Commission would take a vote as to whether it wished to have it under its jurisdiction. The Commission, after Monday night's vote, did meet and officially voted unanimously that this land should not be transferred to the P & R Commission.

A motion was made to move the question. This motion received a clear 2/3rds vote and debate was terminated.

The main motion under this article failed.

Article 35. WITHDRAWN

Article 36. AMEND ZONING BYLAW, ART. IX, IV, D - CLUSTER DEVELOPMENT

To see if the Town will vote to amend Article IX, Section IV of the Zoning Bylaw by adding a new subsection D entitled, "Cluster Development", as follows:

"D. CLUSTER DEVELOPMENT - The Planning Board may grant a special permit for a Cluster Development in Single Residence "A" and Single Residence "C" Districts, for single family detached dwellings and accessory structures, subject to the following:

1. Purpose - The purpose of Cluster Development is to maintain land use density limitations while encouraging the preservation of common land for conservation, agriculture, open space, and recreational use; to preserve historical or archeological resources; to protect existing or potential municipal water supplies; to protect the value of real property; to promote more suitable siting of buildings and better overall site planning; to promote better utilization of land in harmony with neighboring parcels, with its natural features and with the general intent of the zoning bylaw through a greater flexibility in design; and to allow more efficient provision of municipal services.
2. Rules and Regulations and Fees - The Planning Board shall adopt, and from time to time amend, Rules and Regulations consistent with the provisions of this bylaw, Chapter 40A of the General Laws and other applicable provisions of the General Laws, and shall file a copy of said Rules and Regulations with the Town Clerk. Such Rules shall prescribe as a minimum the size, form, contents, style and number of copies of plans and specifications, the town board or agencies from which the Planning Board shall request written reports, and the procedure for submission and approval of a Cluster Development Special Permit.

3. Cluster Standards - The following standards shall apply to all Cluster Developments:

- a. Minimum Tract Size - Cluster Developments shall be located upon a single tract, in common ownership with definite boundaries ascertainable from a recorded deed or recorded plan, having an area of at least 10 acres and undivided by land of separate ownership or by a private or public right-of-way.
- b. Number of Building Lots Permitted - The total number of building lots in a cluster development shall be no greater than the number of building lots that would otherwise be allowed in the district in which the land is located. For purposes of this section, "building lot" shall mean any lot found by the Planning Board, Board of Health and Conservation Commission, at the time of application, assuming compliance with the Zoning By-Law, to be suitable for the construction thereon of residential dwelling units under the rules and regulations of the Town of Sudbury and the applicable laws of the Commonwealth of Massachusetts relating thereto. In making the determination of the number of allowable lots, the Board shall require that the applicant provide evidence, satisfactory to the Board, that the number of lots shown on the Cluster Development Plan is no greater than the number of lots that could otherwise be developed. Such evidence shall include but not be limited to the materials specified in paragraph 5.b of this section.
- c. Dimensional Requirements - Where the requirements of this section differ from or conflict with the requirements of Article IX, Section IV, subsection B, the requirements of this section shall prevail. The following minimum dimensional requirements shall be observed in all Cluster Developments. The Planning Board may, in appropriate cases, impose further restrictions upon the tract or parts thereof, as a condition to the granting of a special permit.

- 1) Minimum Lot Area: The minimum area of building lots shall be half that of the residential district in which it is located, as follows:

Single Residence "A" = 20,000 sq. feet  
Single Residence "C" = 30,000 sq. feet

In instances where a tract overlaps Residence Zones A and C the size and number of allowable lots shall be determined independently within each zone as follows: The minimum lot size in the cluster development shall be determined by multiplying the number of lots in Residence Zone A by 20,000 square feet, and multiplying the lots in Residence Zone C by 30,000 square feet, adding the two areas and dividing by the total number of lots.

- 2) Frontage: Lot frontages in a cluster development may be averaged together provided the average lot frontage in the cluster development is not less than 90 feet in the Single Residence "A" District and not less than 105 feet in the Single Residence "C" District. In any case, no lot in a Cluster Development may have a lot frontage of less than 50 feet exclusive of any easements.
- 3) Minimum Front Yard Setback: Not less than 35 feet.
- 4) Minimum Side Yard Setback: Not less than 20 feet.
- 5) Minimum Rear Yard Setback: Not less than 30 feet.
- 6) Minimum Lot Width: No less than 50 feet.

- d. **Minimum Perimeter Buffer:** To provide a buffer between a cluster development and surrounding properties, no structure shall be located within 100 feet of the overall perimeter boundary.
  - e. **Water Quality Protection:** To provide adequate dispersion of contaminated water originating on a cluster development, each applicant for a Special Permit shall demonstrate to the satisfaction of the Planning Board, Board of Health and Conservation Commission that the concentration of substances in surface and groundwater from the development shall nowhere exceed the concentrations that would be expected from the development that would otherwise be allowed on the tract.
  - f. **Preservation of Natural Site Features:** Natural site features shall be preserved by minimizing disturbance to existing vegetation and by minimizing changes to existing topographic conditions on the site.
  - g. **Relation of Buildings to Environment:** Proposed buildings shall be related harmoniously to the terrain and to the use, scale, and proportions of existing buildings in the vicinity that have a functional or visual relationship to the proposed buildings.
  - h. **Interrelationship of Buildings:** The proposed buildings shall be related harmoniously to each other with adequate light, air, circulation, privacy, and separation between buildings.
4. **Common Land -** Not less than 35% of the land area of the tract, exclusive of land set aside for road area, shall remain undivided and shall be dedicated as common open land.
- a. The common land shall be used for open space, conservation, agriculture, outdoor recreation or park purposes and shall be maintained and groomed by the owner in a manner appropriate for such use and in accordance with the purpose of this bylaw. The common land shall be in one or more parcels of a size, shape and location appropriate for its intended use as determined by the Planning Board. The common land shall remain unbuilt upon except that a maximum of 5% of such land may be devoted to paved areas or structures accessory to active outdoor recreation and consistent with the open space use of the land. Such structures or paved areas may not be constructed on floodplain, wetland, slopes in excess of 10% grade, or ledge outcroppings. Provision shall be made so that the common land shall be readily accessible to all lots within the cluster development that do not abut the common land. Each parcel of common land shall be provided with at least one means of access at least 20 feet in width, leading from a public or private way. Such means of access shall be identified on the "Cluster Development Site Plan" submitted with the special permit application.
  - b. The ownership of common land shall either be conveyed to the Town of Sudbury and accepted by it for open space, conservation, agriculture, outdoor recreation or park use, or be conveyed to a non-profit organization, the principal purpose of which is the conservation of open space, or be conveyed to a corporation or trust owned or to be owned by the owners of lots within the development. In all cases of ownership, a perpetual restriction of the type described in M.G.L. c. 184 Section 31-32 (including future amendments thereto and corresponding provisions of future laws) running to or enforceable by the Town shall be recorded for all common land. Such restriction shall provide that the common land shall be retained in perpetuity

for one or more of the following uses: conservation, agriculture, outdoor recreation or park purposes. Such restriction shall be in such form and substance as the Planning Board shall prescribe and may contain such additional restrictions on development and use of the common land as the Planning Board may deem appropriate.

- c. In the case where the common land is not conveyed to the Town of Sudbury and in order to ensure that the corporation, trust or non-profit organization will properly maintain the common land, an instrument shall be recorded at the Middlesex South District Registry of Deeds which shall, at a minimum, provide:
- (1) A legal description of the common land;
  - (2) A statement of the purposes for which the common land is intended to be used and the restrictions on its use and alienation;
  - (3) The type and name of the corporation, trust or non-profit organization which will own, manage and maintain the common land;
  - (4) Where the common land is to be owned by a corporation or trust owned or to be owned by the owners of dwelling units within the cluster development, the ownership or beneficial interest in the corporation, non-profit organization or trust of each owner of a dwelling in the Cluster Development and a provision that such ownership or beneficial interest shall be appurtenant to the dwelling to which it relates and may not be conveyed or encumbered separately therefrom;
  - (5) Provisions for the number, term of office, and the manner of election to office, removal from office and the filling of vacancies in the office of directors and officers of the corporation or non-profit organization or of trustees of the trust;
  - (6) Procedures for the conduct of the affairs and business of the corporation, trust or non-profit organization, including provisions for the calling and holding of meetings of members, directors and officers of the corporation or non-profit organization or beneficiaries and trustees of the trust, and provisions for quorum and voting requirements for action to be taken. Where the common land is to be owned by a corporation or trust owned or to be owned by the owners of dwelling units within the cluster development, each owner of a dwelling shall have voting rights proportional to his ownership or beneficial interest in the corporation or trust;
  - (7) Provision for the management, maintenance, operation, improvement and repair of the common land and facilities thereon, including provisions for obtaining and maintaining adequate insurance and where applicable levying and collecting from the dwelling owners common charges to pay for expenses associated with the common land, including real estate taxes. Where the common land is to be owned by a corporation or trust owned or to be owned by the owners of dwelling units within the cluster development, it shall be provided that common charges are to be allocated among the dwelling owners in proportion to their ownership or beneficial interests in the corporation or trust and that each dwelling owner's share of the common charges shall be a lien against his real estate in the Cluster Development which shall have priority over all other liens with the exception of municipal liens and first mortgages of record;

- (8) The method by which such instrument or instruments may be amended.
- d. The instrument required by 4.c above may be amended only upon the approval of the Planning Board. Any proposed amendments, together with an explanation of the reasons therefor shall be submitted in writing to the Planning Board. The Planning Board shall indicate its approval or disapproval within 45 days after its receipt of the proposed amendments.
  - e. Any proposed amendment to the articles of organization or incorporation of the corporation or non-profit corporation organization or to the declaration or other instrument of trust which would affect in any way the information required to be furnished in 4.c.(3), (4), (5), (6) or (7) above shall be submitted to the Planning Board at least 30 days prior to the vote or other action thereon.
  - f. If the articles of organization or incorporation of the corporation or non-profit organization or the declaration or other instrument of trust are amended so as to affect in any way the information required to be furnished in 4.c.(3), (4), (5), (6) or (7) above, a notice of such amendment and the provisions thereof shall be furnished to the Planning Board within 30 days of the adoption of the amendment. A copy of said notice shall be recorded at the Middlesex South District Registry of Deeds and a marginal reference to said notice shall be made on the page where the instrument required by 4.c above was originally recorded.
5. Application for a Special Permit - Any person who desires a special permit for a Cluster Development shall submit a written application to the Planning Board; Each such application shall be accompanied by the following information:
- a. A "Cluster Development Site Plan" showing, as a minimum, all of the information required for a definitive subdivision plan, as specified in the Town of Sudbury, Subdivision Rules and Regulations, as amended, and showing the following additional information: soil characteristics as shown on Soil Conservation Service Maps; resource areas as defined by M.G.L., Chapter 131, Section 40, (The Wetlands Protection Act); existing floodplain boundary lines; proposed location of dwellings, all setback lines, garages, driveways, lighting, signs; proposed and existing wells and septic systems on the parcel and abutting properties; existing and proposed grades of the land; existing perimeter of trees; proposed landscape features (such as fences, walks, planting areas, type, size and location of planting materials, methods to be employed for screening); the proposed use of the common land including improvements intended to be constructed thereon, and the proposed ownership of all common land and any other information required by the Planning Board.
  - b. Preliminary Subdivision Plan showing the development of the tract under the provisions of the Zoning Bylaw without regard to this section. Such plan shall conform to provisions described in Section IV B of the Rules and Regulations governing the subdivision of land for a Preliminary Subdivision Plan. Such plan shall be accompanied by a report from the Board of Health stating which lots on said plan contain soil conditions suitable for sub-surface sewerage disposal in accordance with rules and regulations of the Town of Sudbury and applicable laws of the Commonwealth of Massachusetts.

- c. The applicant shall provide the Board with an analysis of the fiscal impacts of the development suitable, in the opinion of the Board, to allow the Board to assess the relative fiscal impacts of the proposed development on the town's financial resources and capacities to deliver services efficiently. The fiscal impact analysis will be based upon a comparison between the conventional subdivision development and the cluster development under consideration.
  - d. Copies of all instruments to be recorded with the Cluster Development Site Plan including the proposed common land deed and, if applicable, the trust document(s) or organizational articles of the corporation and perpetual restriction.
6. Reports from Town Boards or Agencies - The Planning Board shall transmit forthwith a copy of the application and plan(s) to the Board of Selectmen, Board of Health, Conservation Commission, Engineering Department, Design Review Board, Recreation Commission, Historic Districts Commission, Building Inspector, Fire Department, Highway Surveyor, Tree Warden and the Sudbury Water District. Failure of any such board or agency to make a written recommendation or submit a written report within 35 days of receipt of the petition shall be deemed a lack of opposition.
7. Public Hearing and Decision - The Planning Board shall hold a public hearing no later than 65 days after the filing of an application. The Planning Board shall have the power to continue a public hearing under this section if it finds that such continuance is necessary to allow the petitioner or applicant to provide information of an unusual nature and which is not otherwise required as part of the special permit. The Planning Board shall issue a decision and shall file a written report of its final action with the Town Clerk no later than 90 days following the close of the public hearing. Failure by the Planning Board to take final action and to file a written report of its action with the Town Clerk within 90 days following the public hearing shall be deemed a grant of the permit applied for.
8. Planning Board Action - The Planning Board shall not grant a special permit for a Cluster Development unless it finds that: 1) the Cluster Development complies with the purposes of Cluster Development as stated in Section 1 hereof; 2) the Cluster Development duly considers the existing and probable future development of surrounding areas; 3) the layout and design of the Cluster Development minimizes disturbance to the natural site features; 4) the Cluster Development responds to the recommendations of Town Boards and Agencies; 5) the granting of the special permit would not result in detriment to the health, safety and welfare of the neighborhood or the town; 6) the granting of the special permit would not result in unsuitable development of the land in question; 7) the development of the tract as a conventional subdivision would not be consistent with the purposes of this Section.
  - a. Changes in lot shape or layout of development - The Board may require changes in lot shape and layout as it deems necessary to secure the objectives of this bylaw.
  - b. Appointment of Design Review Committee - The Planning Board shall, for purposes of reviewing cluster subdivision plans, appoint a design review committee numbering at least three professionals in the fields of land planning, landscape architecture, or engineering to act in a review capacity to the Planning Board during the approval process of the cluster subdivision.

- c. Special Permit Conditions - The Planning Board shall not grant a special permit for a Cluster Development if it appears that the granting of such permit would be detrimental to the health, safety or welfare of the neighborhood or town, be inconsistent with the intent of cluster development, or would result in unsuitable development. The Planning Board may impose further restrictions upon the tract as a condition to granting the special permit as the Planning Board shall deem appropriate to accomplish the purposes of this bylaw.
  - d. Common Land Conveyance - If a special permit is granted under this section, the Planning Board shall impose as a condition that the common land shall be conveyed, free of any mortgage interest, security interest, liens or other encumbrances and subject to a perpetual restriction of the type described above, prior to any construction or alteration of the land. The petitioner shall provide satisfactory assurance of said conveyance recording in the form of copies of the recorded instruments bearing the recording stamp.
9. Changes of Cluster Development Plan - Any change in the number of lots, the layout of ways, any significant changes in the common open land, its ownership or use, or in any conditions stated in the original special permit shall require that a new special permit be issued in accordance with the provisions of this Bylaw.
  10. Limitation of Subdivision - No lot shown on a plan for which a permit is granted under this section may be further divided so as to reduce the area of any lot for the purpose of creating an additional building lot(s) and a condition to that effect shall be shown on the recorded plan and on each deed conveying building lots on said plan.
  11. Compliance With Other Rules and Regulations - Nothing contained herein shall in any way exempt a proposed subdivision from compliance with other applicable provisions of these bylaws or the Subdivision Rules and Regulations of the Planning Board, nor shall it in any way affect the right of the Board of Health and of the Planning Board to approve, with or without conditions and modifications, or disapprove a subdivision plan in accordance with the provisions of such Rules and Regulations and of the Subdivision Control Law.
  12. Time Limitation on Cluster Development Special Permit - A Cluster Development Special Permit shall lapse if a substantial use thereof has not been commenced except for good cause, within a period of time to be specified by the Planning Board, not to exceed two years from the date of grant thereof.
  13. Effective Date of Special Permit - No special permit or modification, extension or renewal thereof shall take effect until a copy of the decision has been recorded in the Middlesex County South District Registry of Deeds. Such decision shall bear the certification of the Town Clerk that 20 days have elapsed after the decision has been filed in the office of the Town Clerk and no appeal has been filed, or that if such an appeal has been filed, that it has been dismissed or denied.";

or act on anything relative thereto.

Submitted by the Planning Board and Conservation Commission.

Morton Brond of the Planning Board moved in the words of the article as printed in the warrant, Article #36.

In support of this article Mr. Brond stated that during the past year the town of Sudbury has reached a new milestone. Developers in town have built and sold several homes in excess of a million dollars. Many cannot and will not be able to afford housing of that type. Yet there is a strong motivation to live in Sudbury. It is up to us to formulate legislation in the form of zoning bylaws to provide a variety of housing options that meet different economic standards and different lifestyles, consistent with the rural character of the town. Cluster zoning provides an alternative to conventional development with more than sufficient controls for the town. It will provide a mechanism for the town to avoid development of marginal land and yet protect much needed and desired open space for our current residents. He emphasized that this legislation would provide no bonanzas for developers. They had to prove to the satisfaction of the town the number of homes that could be built under a conventional plan, in order to determine the maximum number of single family homes allowed under this new bylaw.

Lee Newman, Planning Board Coordinator, gave a detailed explanation of the cluster zoning article. She also briefly described the current residential zoning restrictions. She noted that the conventional subdivision plans require, in most instances, extensive land grading and siting of buildings without regard to the natural features of the land. This cluster amendment would make the zoning bylaw more flexible, in that tracts of land, 10 acres or more, allows for land development that is harmonious with the environment and serves as a method for preserving our open space. This is accomplished by reducing the minimum lot size standards without increasing overall density. Ms. Newman presented to the hall a slide presentation of a former estate in Natick that was developed through cluster zoning, the Ketchum Estate.

Mr. Brond concluded the Planning Board's presentation by reading an excerpt from an article on Cluster Zoning citing its many benefits, i.e. the open space created by cluster zoning. He noted that a well-designed cluster subdivision will benefit both its new residents and the community. The requirements are a well-drafted bylaw, proper administration by the town, and a willingness of builders to employ innovative development techniques.

Finance Committee: (John Hepting) stated that the whole concept of cluster zoning is to allow planning flexibility which provides an alternative to the cookie cutter type of subdivisions and subdivision bylaws we have known to be so prevalent in the past. The town protects natural resources, the developer has a slight reduction in his costs due to the amount of infrastructure, namely roadways and whatnot that he has to put in, to the tune of something like \$200 a linear foot, including utilities for roadways. The Conservation Commission receives another source of land. With the self-help funding from the state drying up or having actually dried up, any land the Commission can acquire without spending money is a plus. Mr. Hepting pointed out that it is in the Planning Board's determination whether land usages would be better with a cluster or a conventional plan. The Board has the option of approving or disapproving. The Finance Committee stands in recommendation of this article.

Board of Selectmen: (Anne Donald) - The Board of Selectmen unanimously supports this article.

Conservation Commission: (Deborah Montemerlo) - Ms. Montemerlo reiterated that the proposed cluster development bylaw will allow a parcel of land to be developed while preserving and permanently protecting any irreplaceable natural resources that may be on the site, all at no cost to the Town. She quoted from a book which stated that the cluster approach opens up some wonderful opportunities to address house sitings to the greatest benefit of the environment by allowing development to take place away from marginal developable areas and by providing the most protection for our wetlands, floodplain, and aquifer resources. Ms. Montemerlo stated that under conventional zoning standards, developers have had to layout their subdivision as though the land were flat and then undertake extraordinary land grading operations to reduce the natural topography to fit the subdivision. With cluster zoning the development can be shaped to fit the topography, leaving the natural vegetation undisturbed.

Charles Cooper of Morse Road moved to amend Article #36, Cluster Development, as follows:

1. Change the first sentence of paragraph 3.b to read as follows:  
*"b. Number of Building Lots permitted. The total number of building lots in a cluster development shall be no greater than 80 percent of the number of building lots that would otherwise be allowed in the district in which the land is located."*
2. Change the first sentence of paragraph 3.c.1 to read as follows:  
*"1. In minimum lot area: Except as provided below in this paragraph the minimum area of building lots shall be half that of the residential district in which it is located, as follows" and add the following at the end of paragraph 3.c.1: "The minimum area of any cluster development building lot which includes a special water resource area as defined in this paragraph shall be equal to that which would otherwise be allowed in the district in which it is located. For purposes of this section, special water resource areas shall include any area subject to wetlands regulations under MGL Chapter 131, Section 40, The Wetlands Protection Act, and any area used for or suitable for development of a municipal water supply. An area shall be considered suitable for development of municipal water supply if the Planning Board finds after reviewing the documentation provided under paragraph 5 of this section and after consulting with the Sudbury Water District that the hydrogeology of the area compares favorably with that of one or more other areas used successfully for municipal water supply in Sudbury."*
3. Add the following to paragraph 5: In paragraph 5.a. line 5 "Additional information. A hydrogeologic description of the suitability of the site and all of its sub-areas for development of potable water supply." In paragraph 5.a., line 7 "The Wetlands Protection Act, including delineation of the official wetland area boundaries as accepted by the Sudbury Conservation Commission." And at the end of paragraph 5.b. "Said plan shall also delineate the official wetland area boundaries and areas of the site potentially suitable for development of potable water supply consistent with the provisions of paragraphs 3.c. and 5.a. of this section."

This motion received a second.

In support of this motion, Mr. Cooper stated the intent of this motion was to improve on certain areas of this article. There is substantial agreement on two out of the three sections by the Planning Board, but a continuing disagreement on the third. His two primary concerns were: 1. the article has the potential to accelerate the rate of development by significantly reducing the amount of costs to the developer, and 2. cluster development can increase pressure on sensitive water resources because of the smaller lot size. He further stated that in these amendments he had attempted to quantify a balance between the cost savings and a reduced density on the lots, not in the number of lots, so that it comes out just about the same. Using the existing conventional subdivision rules as a reference point, if the cluster created a greater pressure on water resources, they would go back to the lot size of conventional for those lots where the pressure needs to be relieved. He explained this is not a substitute for comprehensive aquifer protection zoning or the mechanisms of comprehensive aquifer protection. It is just a response to the fact that there could be greater pressure on sensitive areas caused by these smaller cluster lots. The final set of amendments to paragraph 5.a. and 5.b. are to make certain that the other amendments work. It specifies what the developer needs to include in his application to be sure that the boards have the information to implement the other amendments and those include data on the site suitability for water supply and early definition of the official wetland boundary with the first submittal of plans. This is important when we can no longer rely on on-lot septic suitability which is the standard used in the proposed bylaw, and things like "package sewage treatment plants" make on-lot septic suitability irrelevant. In summary, the proposed amendments have all the benefits of the proposed cluster article with less risk of accelerated development and water resource damage.

It was requested by Mr. Brond of the Planning Board to separate the three amendments into two, since the Board had a negative position of the first item but a positive position and concurrence with Mr. Cooper on the second two.

It was moved to divide the question on the motion to amend so as to separate out item one from the balance of the motion. This received a second.

This motion to divide was *VOTED*.

Speaking for the Planning Board, Mr. Brond expressed no support for part one of the amendment stating the one-to-one ratio is used by many comparable towns in similar cluster zoning and the Board feels far more comfortable leaving it as it currently exists, as it will provide adequate protection from accelerated development.

Support and opposition was fully expressed. A motion to move the question was received and seconded and *VOTED*. Debate was terminated.

The motion to amend, part 1, failed.

Mr. Brond of the Planning Board stated the Board's support of part 2 of the amendment.

The motion to amend, part 2, was *VOTED*.

The Moderator, for the benefit of the hall, noted that part 2, as was voted, included both the 2nd and 3rd amendments of Mr. Cooper.

George Hamm of Mossman Road spoke in opposition to Cluster Zoning commenting that the number of houses to be clustered will be determined by a professional developer's team arguing before a small part-time board when the developer is prepared to act. The number of houses to a cluster will be determined by a mythical, conventional site plan which does not have to be economically sound. He termed this "A developer's fantasy." The Planning Board has long supported cluster zoning and the Conservation Committee expects to receive large benefits from it. Neither is in a good position to independently review and supervise such a lot. The wetlands clusters will provide more water pollution. There will also be more drains to the brooks. Projects in this town that the Conservation Committee is trying to convince you they have closely supervised, have already added drains to the brooks to solve their sewerage problem. What do you think is going to happen when we put more houses in more wetlands? He concluded by saying cluster housing will be another one of the much studied white elephants which, like the Route 20 development plans, will permit large non-rural architectural developments to further exploit the appearance of Sudbury and once built, they will not go away.

David Lyons of Crescent Lane directed a question to the Finance Committee as to the financial impact, from a regard of taxation, if there is a lot that is roughly half the size compared to what would normally have been developed, and upkeep costs for land that the town may decide to take over, after what's left of the cluster.

The Planning Board Coordinator responded to the issue of maintenance and the associated cost, by noting the conservation land is either transferred to a non-profit trust or to a corporation. In either case those are costs not associated with the town. It is anticipated by the Board that in most instances that is how the ownership of the conservation land will go. The last option would be ownership on behalf of the town, which would have a cost.

The Chairman of the Finance Committee noted that the real estate taxes on the common land would still be paid essentially by the group of owners. Where the town might choose to exercise its option to take over the land, it would do so only after the same scrutiny it would give to any acquisition of conservation land, but it is a foregoing of taxes for the common good. Both the Conservation and the Planning Board stated to the Finance Committee that only in rare cases would they suggest that the land should be conveyed to the town. In most cases they would recommend it remain within the development, owned by the development. In that case, the land would generate the same tax revenue.

Further discussion ensued until a voter moved the question. As several people believed they had not yet had an opportunity to speak to this article, the Moderator agreed to hold the motion.

Edward Sokoloff of Washington Drive expressed concern that this proposal had not taken into consideration certain factors to protect the surrounding homeowners in already developed areas. To this issue, he made the following motion: move that the warrant article be amended in section d.3 to add the following:

- i. Street Access. Access to any lot within the cluster development shall be solely from streets and ways situated within the cluster development which must be a least 300 feet from the boundary between the cluster development and the surrounding properties except where the street or way connects to the streets and ways of said surrounding properties.
- j. Lot Access. Lot frontages shall only be on a street or way created within the cluster development.
- k. Frontage Access. Access and egress to any lot shall only be from the lot frontage and shall not be made from the side or rear of the lot.
- l. Screening. Approval of any cluster development shall provide for proper screening of any structures in the cluster development from the surrounding properties with emphasis to be placed on plantings and natural growth. And I move to amend Part 3.d to substitute 250 feet for the 100 foot overall perimeter boundary buffer zone.

This motion received a second.

In support of his motion, Mr. Sokoloff said he was proposing with this amendment that no house or lot, within a cluster, could access from the main street--the street situated outside the cluster. In order for the cluster to be developed, they would have to build their own roads. His proposed 250 foot buffer, rather than 100 foot, would provide a fair amount of distance between a cluster zone and one that is already developed. He noted that in an extreme situation a developer with a one hundred acre parcel could place everything on one corner and that could be next to your area. All of a sudden all these homes that would have been spread on a hundred acres are now within your area.

The Planning Board shared some of these concerns and stated that it had incorporated some protections in the bylaw. Mr. Brond of the Planning Board commented that the Board does have the town's best interests at heart. This Board is not afraid to reject those plans which do not meet the requirements of the town zoning.

He urged defeat of this amendment.

April 29, 1987

113.

Once again there was a motion to move the question. The Moderator noted there had been sufficient debate on this amendment. The motion to terminate debate was *VOTED*.

The vote on the amendment was then taken up.

This motion to amend was defeated.

Another motion to move the question was placed before the voters.

The Moderator declared this *passed* by a clear 2/3rds vote.

The main motion under Article #36 (as previously amended) was placed before the voters. After a call vote of hands, the Moderator requested a standing vote. As the vote was still too close to call, he requested a counted vote. The total number of voters was 277.

Yes: 229            Opposed: 48

The motion was *VOTED*.

Selectmen Wallace moved that the hall continue consideration of all items of business until finished tonight.

The Moderator announced this would require a 2/3rd vote. It did not receive it.

The motion failed.

A motion was made to adjourn to next Monday evening. This motion was *VOTED*. The meeting adjourned at 11:23 P.M.

Attendance: 642

May 4, 1987

The seventh and final session of the 1987 Annual Town Meeting, held at the Lincoln-Sudbury Regional High School, was called to order by Moderator Thomas G. Dignan at 8:10 P.M. as a quorum was declared present. Following a few brief announcements the first order of business was Article #37.

Article 37. Withdrawn.

Article 38. AMEND ZONING BYLAW, ART. IX, III, B - KIOSKS

To see if the Town will vote to amend the Sudbury Zoning Bylaw, Article IX, Section III, Permitted Uses, Subsection B, Business Districts, by inserting a new paragraph "b" at the end of Part 1, Limited Business Districts LBD-, and also at the end of Part 2, Business Districts BD-, adding in each instance a prohibited use, to read as follows:

"b. Kiosks and similarly sized service booths and detached structures, machines or booths located, at their closest point, more than ten feet from an exterior wall of a lawfully existing building, the sole purpose of which is to dispense or provide products, services or entertainment, including, but not limited to financial information or transaction services.";

or act on anything relative thereto.

Submitted by the Planning Board.

Russell Kirby, Chairman of the Planning Board, moved in the words of Article #38 as printed in the Warrant.

Mr. Kirby commented that this article had been placed on the Warrant as a result of an automatic telebooth, commonly known as a kiosk, having been constructed in the Star Market parking lot, as far removed as possible from the existing buildings. The Planning Board objected to its location and recommended such facilities be either attached to or included within existing buildings. A direct appeal to the bank for reconsideration of the decision to locate the kiosk in such a location went unheeded. Parking facilities located in business zones play a key role in the appearance of those areas, the smooth flow of traffic, and the safety of motorists and pedestrians. Kiosk-type structures are generally eye-catching in appearance, brightly lighted and located where they are most likely to be noticed by passing motorists. For these reasons, their presence constitute a deliberate distraction for drivers within the congested areas. The movement of cars in a large parking lot is generally slow near the buildings and significantly faster in access lanes near the roadway entrance and exit, which happens to be the favorite location for these booths. Persons who make use of these kiosk services are required to park their cars, get out and walk to the kiosks, which blocks the view of pedestrians and drivers alike. Their vehicles most likely left in access lanes to disrupt the flow of traffic. This is the typical situation during normal business hours. When businesses are closed, and parking lots are deserted, the automatic teller presents a different kind of potential concern. A recent article in the Boston Globe reported that an alarming number of violent crimes have been committed in or near these types of facilities from coast to coast. This is not to suggest that their presence will trigger a crime wave in Sudbury, but they will require much closer attention by the Police during off-hours than would an empty parking lot.

Design Review Board: (Joyce Fantasia) This board strongly opposes kiosks for aesthetic reasons. Where allowed, they are consistently located in the middle of parking lots, and as close to the road as the law will allow--the admitted objective being to lure motorists in off the street. Placed in this way, they are totally unintegrated with existing buildings and in a design sense are a discordant intrusion to what may have been a well planned site. If there was a real need for the service offered, then the structure could be added on to or incorporated into an existing facade or complex. That suggestion has met strong resistance as it is not the primary objective of the kiosk to provide a service but to be conspicuous, out in front and by the road where it adds significantly to the perception of roadside clutter. We must live with the commercial density that currently exists on Route 20, however, it would be a serious mistake to allow kiosk development on existing commercial sites. Mrs. Fantasia noted that the only tools our town officials have available to direct or control development are the town bylaws. The individual entrepreneur always has the freedom to choose to operate a business here or relocate elsewhere. "Control" is not a dirty word, it is something responsible adults strive to achieve--control over their daily lives. The Design Review Board does not consider the issue of kiosks a trivial one. Many small affronts often erode a town's character more so than one large insult. Thoughtful and carefully planned development is required for the enhancement of our community. It is the desire of the Design Review Board to guide commercial development so the net result is a harmonious townscape in the New England tradition.

Finance Committee Report: (David Wren) The Finance Committee recommends approval.

Board of Selectmen Report: (David Wallace) The Selectmen agree with the Design Review Board. This year we were faced with a site plan special permit review process where by the latest kiosk at the Star Market was proposed. There was no bylaw at the time which prohibited such a structure, therefore we had no legal choice but to approve it, so long as everything else was in compliance with our bylaws. A certain amount of controversy arose from the Board's decision. It is our opinion that a change in the bylaws be proposed to specifically control or prohibit this type of structure, if that is what the town wishes.

In response to a question as to the future status of the current kiosks in town, Town Counsel advised that these would be unaffected by this new bylaw, if voted, and any subsequent owner(s) would have the advantage of this non-conforming use.

The motion under Article #38 was *UNANIMOUSLY VOTED*.

Article 39. Withdrawn.

Article 40. Withdrawn.

Article 41. WALKWAYS

To see if the Town will vote to raise and appropriate, or appropriate from available funds \$100,000, or any other sum, for the planning, engineering and construction of walkways, such funds to be expended in the following manner:

1) Planning and engineering funds as necessary to be expended under the direction of the Planning Board, through the office of the Town Engineer, for a walkway along the following road:

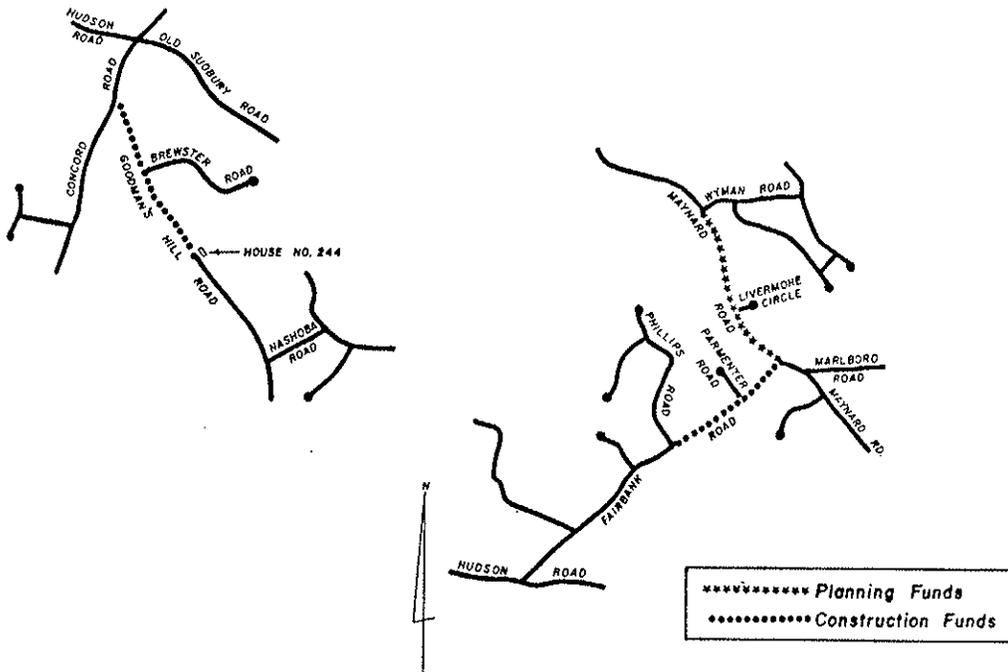
- a. Maynard Road from Fairbank Road to Wyman Road;

2) Construction funds as necessary to be expended under the direction of the Highway Surveyor, for walkways (approximately 3,769 feet) along the following roads:

- a. Fairbank Road from Phillips Road to Maynard Road; and
- b. Goodman's Hill Road from Concord Road to property of Kenneth and Harriet Ritchie;

or act on anything relative thereto.

Submitted by the Planning Board.



James Watterson of the Planning Board moved to appropriate the sum of \$69,380 for the planning, engineering and construction of walkways, such funds to be expended in the following manner:

1. \$2,214 for planning and engineering funds to be expended under the direction of the Planning Board, through the office of the Town Engineer, for a walkway along Maynard Road from Fairbank Road to Wyman Road;
  2. \$67,166 for construction funds to be expended under the direction of the Highway Surveyor, for a walkway along Goodman's Hill Road from Concord Road to the property of Kenneth and Harriet Ritchie;
- said sum to be raised by taxation.

In support of this motion, Mr. Watterson explained that Sudbury has approximately 21 miles of existing walkways on 29 streets. Residents have long expressed interest in developing walkways throughout town. The first one was laid out in the 1962 Master Plan and built following the action of the 1963 Town Meeting. Sudbury has continued from that time to invest in walkway development. This year the Planning Board and the Walkway Committee have voted to accept the recommendations of the Finance Committee and the Selectmen to reduce the funding level of the walkway program from the requested \$100,000 to \$69,380, thus continuing walkway development as a high priority program, but at a lower level.

This article provides for flexibility in funding for walkway planning, engineering and construction. Flexibility is provided by authorizing funds for construction of walkways that have been funded for planning and engineering at prior meetings and planning and engineering for the proposed walkway. The Planning Board and the Walkway Subcommittee feel that this article provides funds which can be used to plan and build walkways based on a cost effective and flexible schedule. The monies requested are as follows: Cost of construction is \$67,166 for the Goodman's Hill walkway and \$2,214 for planning and engineering funds. The walkways involved would be Goodman's Hill, the area around Fairbanks Road and along Maynard Road. Construction of a portion of the Goodman's Hill walkway would be a follow-up to a previous year's engineering study. The Planning Board plans to request additional construction funding to extend the proposed walkway on Goodman's Hill from the Ritchie property to Nashoba Road at the 1988 Town Meeting. Approval of funds for the engineering study will enable the town to build on a developer contribution of \$50,000 which will cover the walkway construction costs. The walkway will provide direct access to the 72-lot Willis Hill subdivision. The Board has agreed to defer its request for walkway construction funds for a portion of Fairbanks Road (from Phillips Road to Maynard Road) until the 1988 Annual Town Meeting. The Planning Board has successfully solicited a developer contribution of \$37,000 for further extension of this proposed Fairbank walkway from Butler Road to Phillips Road. It would be most beneficial for the town to build on this construction especially in light of the Fairbanks Road area becoming the town's recreation center. Completion of the walkway will enhance pedestrian safety in this growing area.

Finance Committee Report: (Christopher Baum) The Finance Committee recommend approval.

Board of Selectmen Report: (David Wallace) The Board of Selectmen recommends approval of this article.

At this time Peter Myer of Goodman's Hill Road, moved to amend Article #41 by striking the figure \$69,380 in the top line (of the main motion), \$69,166 in the beginning of the second paragraph, and also the property of Kenneth and Harriet Ritchie in the bottom line, inserting the words \$119,214 in the top line, \$117,000 in the beginning of the second paragraph, and the corner of Goodman's Hill Road and Nashoba Road in the last line.

In support of his motion, Mr. Myer gave the following presentation.

Goodman's Hill Road is about a mile and a half long, connects Route 20 to Concord Road and has one main intersection--the Green Hill/Old Lancaster intersection, plus some feeders...one at Nashoba and another at Brewster, with two more under construction. It is a narrow winding road with almost no shoulder. It is used much more now since the building on Route 20. It's not a cul-de-sac, but now, more than ever before, it is a major thoroughfare. Mr. Myer spoke as the representative for the Goodman's Hill Road Walkway Committee, that has met with the Walkways Subcommittee. The only disagreement between the two groups is how far the walkway should go. The major concern Mr. Myer expressed was for the safety of the children on Goodman's Hill Road due to the increased volume and speed of vehicles. He noted the number of children and disabled in this extended walkway area and also pointed out the number of accidents that have occurred on this road over the past 18 months.

Finance Committee - Christopher Baum suggested that this walkway committee should have gone before the FinCom to argue their case as other walkway proponents have done in the past. There was a financial difficulty with this amendment, as it would take the town \$47,242 over the levy limit of Proposition 2½. He urged the defeat of this amendment.

Board of Selectmen - David Wallace agreed there was a need for this walkway to be extended, but also noted that it was essential for the Walkway Committee to go through the proper channels for presenting their case to the Town Meeting. He encouraged the group to do so and come back next year.

Bette Sidlo of Newton Road asked if the Stabilization Fund article could be reconsidered in order to use \$30-40 thousand of that money for the extension of the walkway. The Moderator noted this could be accomplished with the unanimous consent of the hall. A question was then asked if funds could be transferred from the Stabilization Fund for the support of this motion. The Moderator explained that there were two problems with the transfer,--One, the question as to whether under this article you could go to the Stabilization Fund for funding and Two, due to a quirk in the Mass. G.L., Stabilization Fund money cannot be used for construction where bituminous material is used. As it happens, the walkways in this town are constructed with bituminous material. After quite a bit more discussion, it was determined that as a practical matter, the walkway extension would not be constructed any sooner if the funds were available now, as easements along the additional section have to be negotiated and there is a drainage problem that needs to be corrected. The Highway Department is planning to request funding for this at next year's Town Meeting. The motion to amend failed.

The main motion under Article #41 was VOTED.

Article 42. USE OF FREE CASH

To see what sum the Town will authorize the Assessors to use from Free Cash in the determination of the Fiscal Year 1988 tax rate, or act on anything relative thereto.

Submitted by the Board of Selectmen.

Chairman Donald moved for Indefinite Postponement.

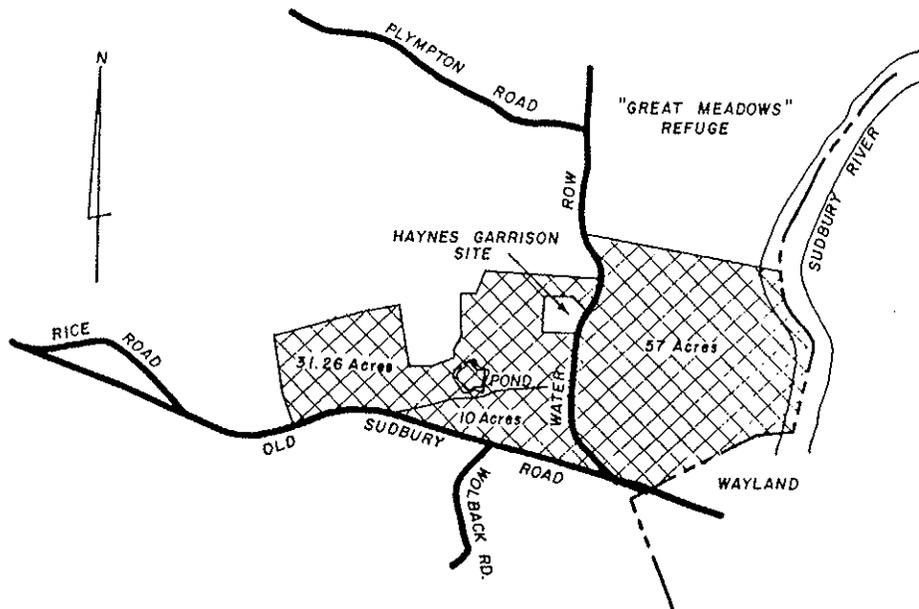
Mrs. Donald offered this motion as no money remained in Free Cash.

The motion under Article #42 was VOTED.

Article 20. PURCHASE DICKSON LAND OFF ROUTE 27 AND WATER ROW

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$400,000, or any other sum, to be expended under the direction of the Conservation Commission, for the purchase of 98 acres, more or less, located at the intersection of Route 27 (Old Sudbury Road) and Water Row, shown as parcels 300 and 301 on Assessor's Map H11 and parcels 100, 101 and 102 on Assessor's Map H12, owned by Ruth Dickson, et al; and to determine whether the same shall be raised by borrowing or otherwise; or act on anything relative thereto.

Submitted by the Conservation Commission.



DICKSON LAND PURCHASE

(Article #20 had been postponed at the April 8th session until after consideration of Article #44, assuming Article #44 remained at the end of the Warrant and not withdrawn. Article #44 was moved back and dealt with, therefore, Article #20 was the next order of business.)

Stephen Yeo of the Conservation Commission moved to Indefinitely Postpone Article #20.

In support of this motion, Mr. Yeo explained that the Conservation Commission has been involved in negotiations with the State Department of Environmental Management, the Department of Fisheries and Wildlife and the owners of the Dickson property, which has resulted in a pending agreeable purchase and sale agreement for 87.2 acres of the Dickson parcel for the price of \$367,000, with the Department of Environmental Management paying \$200,000 and the Department of Fisheries and Wildlife paying the balance. The joint parcel is to be held by these state agencies. The property owners have decided, as part of these negotiations, to retain 11.1 acres. The balance of the parcel will be under state ownership. Additional provisions of the purchase and sale agreement include a new easement to the river from the 2A parcel, which is to be retained by the property owners. No hunting will be allowed on any portion of the state-owned parcel, but there will be public access. Should the state purchase of this parcel not proceed as expected, the Conservation Commission reserved the right to bring the purchase of this parcel back to a future Town Meeting.

Finance Committee Report: (David Wren) The Finance Committee supports the motion to Indefinitely Postpone.

Board of Selectmen Report: (Anne Donald) The Selectmen support Indefinite Postponement.

The motion under Article #20 was VOTED.

The Moderator at this time noted that according to the Warrant the next four Articles, #45 - #48 were to be withdrawn. However, once an article is printed in the Warrant, it cannot be withdrawn. An article may be indefinitely postponed, or when the Moderator calls for a motion and none is received, the article will be passed over.

Article 45. TRANSFER OWNERSHIP OF 0.11 ACRES OF TOWN LAND, WILLIS LAKE DRIVE

To see if the Town will vote to relinquish title and/or transfer ownership of Town Property to individual residents. The property is .11 acres identified on Town Map F05 as Parcel #140. Property is located on Willis Lake Drive. The intent is to divide the property in equal parts among all current abutters, if those abutters so choose. Should some abutters not be interested in dividing the property, the remaining abutter or abutters would be able to acquire/purchase said land; or act on anything relative thereto.

Submitted by Petition.

No motion was made under this article. The article was passed over.

May 4, 1987

121.

Article 46. SELL PARK & RECREATION LAND, LONGFELLOW ROAD

To see if the Town will vote to sell property owned by the Town of Sudbury Park & Recreation Commission, Sudbury, MA. Property is 6.37 acres identified on Town Map C07 as Parcel #020. The property is located off of Longfellow Road and abuts the Greenwood Country Club, or act on anything relative thereto.

Submitted by Petition.

No motion was received under this Article. This article was passed over.

Article 47. SELL PARK & RECREATION LAND, MIDDLE ROAD/FIRECUT LANE

To see if the Town will vote to sell property owned by the Town of Sudbury Park & Recreation Commission, Sudbury, MA. Property is 1.03 acres identified on Town Map G04 as Parcel #437. The property is located on Middle Road off of Firecut Lane, or act on anything relative thereto.

Submitted by Petition.

No motion was received under this article. The article was passed over.

Article 48. GOLF DRIVING RANGE

To see if the Town will vote to appropriate the sum of \$3,000 for study and evaluation of a proposed Town-owned golf driving range to be located on property known as "The Davis Land", Map C10 Parcel #500, or act on anything relative thereto.

Submitted by Petition.

No motion was received under this article. The article was passed over.

This concluded the Warrant articles. The next order of business was the presentation of several resolutions.

The first resolution, a non-binding one to the town, was presented by Frank Strouse, Chairman of the Hbp Brook Protection Association as follows:

WHEREAS, the city of Marlboro has emitted excessive pollutants into the waterways and groundwater of Sudbury from its sewerage treatment plant, and

WHEREAS, over the past several years the Hbp Brook Water System has suffered considerable damage due to the impact of pollutants from the Marlboro sewerage treatment plant. The current Marlboro sewerage permit still allows spring and summer levels of nutrients entering the waterway to exceed suggested maximum levels, according to a U.S. Geological Report 84-4017, and

WHEREAS, the ponds comprising the Hbp Brook System are ranked amongst the worst in the state for water quality and the visible levels of algae during 1986, particularly at the Wayside Inn, were at the highest reported levels in recent history.

THEREFORE, the Hbp Brook Protection Association requests that the Town, through the auspices of the Board of Health, Conservation Commission, and other offices, engage in efforts to have the Marlboro sewerage treatment permit revised to significantly reduce the level of pollutants entering the Hbp Brook System.

The vote on this resolution was indicated by the Chair as a very clear majority, as there appeared only one dissenting vote.

The next resolution, also non-binding to the Town, concerned the Sudbury River diversion and was presented by Anne Donald of the Board of Selectmen as follows:

WHEREAS, the Massachusetts Water Resources Authority (MWRA) is proposing that water be removed from the Sudbury River watershed in order to increase the supply for Boston and other MWRA Users, and

WHEREAS, the water of the Sudbury and Concord rivers is required by the local river basin communities for their own current and future water supply needs, renewal of wetlands and aquifers, as well as recreation and wildlife, and

WHEREAS, the Sudbury and Concord basins are used by people from throughout the Commonwealth for recreation, and contain sites of both scenic and historical importance, including Great Meadows National Wildlife Refuge and Minuteman National Historical Park, and

WHEREAS, this diversion would impair the quantity and quality of the remaining water, and would jeopardize the fisheries restoration program on these rivers and the Assabet, and

WHEREAS, the proposed transfer of water will have both immediate short-term and profound long-term negative effects on the Sudbury and Concord river basins for the reasons cited above, and

WHEREAS, the proposal is premature, and may be unnecessary, since the state and MWRA have not pursued alternative remedies, such as conservation, leak detection, and metering, and

WHEREAS, current state law does not guarantee that a minimum flow of at least 20 million gallons per day would be maintained in the river;

THEREFORE, the 1987 Annual Town Meeting of the Town of Sudbury declares its opposition to the diversion of waters from the Sudbury River watershed, and requests that the Selectmen, other Town officials, and our legislators communicate this opposition to the appropriate authorities, and take all other action necessary to prohibit such a transfer.

In support of this resolution Ms. Donald explained that the MWRA voted to postpone for three years any decision on the Connecticut River/Quabbin diversion and other similar proposals. They did not include the Sudbury River plan in that action. It is their stated intention to pursue this option at once, claiming that immediate and aggressive action is required. MWRA is pushing for early completion of the Environmental Impact Report (EIR) with the intention of erecting the \$33,000,000 water treatment plant in Southborough despite serious concerns about the research carried out for the EIR. Experts in the field have stated on many occasions that the rate of flow is of vital importance in protecting any river and the EIR has used faulty criteria in setting the minimum to be allowed. Present state law does not guarantee that a minimum flow of 20,000,000 gallons per day would be maintained in the river, an amount necessary to retain its character, benefits and resources. All the law requires is an insignificant flow of 1.5 million gallons a day, an amount which can be carried in an 18-inch pipe. In addition, the site chosen to measure the flow is inappropriate

according to those knowledgeable in the field, yet those measurements will be used to decide if water is to be diverted in any given month. They promised not to run the treatment plant from June through October or when the flow is below a certain figure, which they claim will protect the river sufficiently. The Sudbury Citizens Advisory Committee is not convinced, once they have such an expensive plant on line, they will continue looking for ways to conserve and won't make excuses to run it despite low flows. Members of this Committee who represent the towns in the basin have testified that insufficient research has been done on the effects of this diversion on wildlife and vegetation. Diversion surely would have a negative effect on the federal and state fisheries project designed to restore the shad, alewife, and herring to the river, and could cause a permanent change in the types of vegetation on the bank. It has been learned that the Sudbury River EIR has been postponed until a drought contingency plan is drawn up, supposedly in the fall of 1987. In MWRA's opinion this should satisfy our objections. It does not. It raises even more questions which they do not appear to have any plans for addressing. For example, what happens down stream when the sluice gates are closed during a drought so the reservoir can be filled. The Board of Selectmen urge a unanimous vote on this resolution.

Mr. Lael Meixsell of the Planning Board and also a member of the Sudbury River Advisory Committee noted that the Planning Board endorses this resolution opposing the diversion of water from the Sudbury River to Boston.

The vote on this resolution was *UNANIMOUS*.

The next resolution was on Package Sewage Treatment Plants.

This proposed resolution in the form presented to the Chair, advised the Board of Health and other town officials to place a moratorium on so-called Package Sewage Treatment Plants. Town Counsel opined the Board of Health does not have the authority to impose a moratorium on such facilities, therefore if this resolution passed it would seek to influence town officials to do an illegal act. Town Counsel's opinions bind the Moderator, so stated the Chair. Therefore, it was ruled by the Chair that the proposed resolution could not be presented to the hall.

A considerable amount of discussion followed with many questions being asked, such as: If 10 out of 14 towns in the Nashoba Valley Boards of Health have voted to enact a moratorium on such package treatment plants, why do these towns and not our town have the facility to have a moratorium on package sewage treatment plants? An appeal of the Chair's ruling was requested as this was a non-binding resolution and it would provide an expression of the Town Meeting concerning this issue. The Chair would not accept an appeal from its ruling.

The Moderator offered the hall the opportunity to re-draft the resolution as there was sufficient time to do so, and as many people wished to express an opinion on this subject. A question was asked as to the state or local regulations that required this resolution be appropriate.

The Moderator ruled that it was inappropriate to put to the Town Meeting a resolution which advises officials to do an illegal act.

Henry Sorett of Longfellow Road offer the following resolution:

*Be it resolved that the Town direct that all Sudbury Town Officials be advised that it is the sense of the Town that Town Officials take all steps possible under the law to preclude the development and construction of Package Sewage Treatment Plants in Sudbury.*

Mr. Sorett stated that the Town should express its intent to be opposed to these treatment plants as the Department of Environmental Quality Engineering (DEQE) has yet to grant a permit for any of these plants except one associated with a condominium. According to Mr. Sorett, a lawyer with the DEQE commented that the agency itself wasn't sure about the effects of the referenda other towns have supported or if they will be litigated. At this time, no developer has received a state DEQE permit, but, it was Mr. Sorett's considered opinion that when one does receive the state permit and a town refuses to allow the developer to build it, then and only then can there be a resolve to this issue.

Sara Bysshe of Morse Road, the author of the original resolution, explained what Package Sewage Treatment Plants involve. Presently there is before Sudbury officials a proposal for one of these treatment plants for houses in a sub-division. The case being considered would have sewage treated in open sewage beds. Through research, Mrs. Bysshe discovered these plants do not work well at cold winter temperatures. The liquid resulting from the treatment is discharged into a leeching field and the sludge must be removed on a regular basis. The plant would be within a housing structure and on a residential lot, either in a subdivision or not in a subdivision. At the moment, these systems being proposed are for areas that cannot be developed with individual septic systems (under Title 5) as the lots either do not perc or they don't perc well enough. How, then, are they permitted? This comes to the issue under debate. The proposed plant would have a capacity of 40,000 gallons a day, which is clearly above the 15,000 gallons a day the town of Sudbury would have anything to do with. According to Mrs. Bysshe's understanding, the Board of Health at this time can only sign off on a permit to construct. The Planning Board and the Conservation Commission do not have control beyond existing regulations for subdivisions approval and the Wetlands Protection Act. As an environmental consultant for 15 years, Ms. Bysshe expressed serious concerns regarding groundwater pollution and it was because of this concern, she involved herself in discussing the issue with various people in town. She noted five (5) key issues of concern involving these Package Sewage Treatment Plants:

1. Water Quality/Public Health
2. Compatibility with Adjacent Uses
3. Maintenance/Repair/Replacement
4. Ownership
5. Breakdown Incident Response

1. Water Quality/Public Health: There are no lawful standards or regulations and there are no published state regulations for site suitability for this type of system in a residential subdivision. We are dealing with a kind of loose construction for permitting this. She emphasized that we are dealing with treated effluent from a large number of houses and this discharge will not be removed by treatment. These will be discharged on one lot many times the concentration that would come on a single lot in a normal case where a house has its own septic system. To determine how much of a problem there could be, one needs to know a number of things about the site, as none of these are reviewed at present by any of the town boards as they are examining subdivisions for approval. DEQE acknowledged that nitrates can become a problem. In fact, concentrations can get far beyond the drinking water standards in an aquifer. If these are located close to a known well or a known identified water supply they require nitrate pre-treatment. The DEQE also admits that the water quality is not that of drinking water standards through these systems. This does not cover the impacts of accidents if systems are too close to usable water. Something thrown down a sink cannot help one of these systems as they are biological. A recent publication, The Journal of Water Pollution Control, indicated that consumers tend to put up to 7 percent of hazardous waste down the drain, which makes matters even worse.

May 4, 1987

128.

The vote taken on the Package Sewage Treatment Plants Resolution was announced by the Moderator as "NEAR UNANIMOUS" as there were only two votes in opposition.

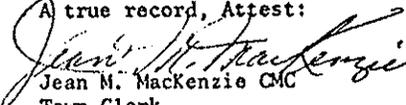
The Chairman of the Board of Selectmen, Anne Donald moved to dissolve the 1987 Annual Town Meeting.

The motion was seconded and VOTED.

The 1987 Annual Town Meeting was dissolved at 10:42 P.M.

Attendance: 172

A true record, Attest:

  
Jean M. Mackenzie CMC  
Town Clerk