

BOARD OF SELECTMEN
MONDAY, FEBRUARY 14, 2000

Present: Chairman John C. Drobinski, Kirsten D. Roopenian, and Maryann K. Clark, Selectmen.

The statutory requirements as to notice having been complied with, the meeting was convened at 7:35 p.m. at Town Hall, 322 Concord Road.

Utility Petitions 00-02 and 00-01

Present: Christine Cosby, Boston Edison; Ralph Tyler, One Deacon Lane.

At 7:35 p.m. Chairman Drobinski convened a Public Hearing for the purpose of considering Boston Edison Utility Petition 00-02 for installation of approximately 88 feet of conduit in Woodside Road, and to continue consideration of Boston Edison Utility Petition 00-01 for installation of a stub pole and anchor guy on Hunt Road.

Utility Petition 00-02 The Board was in receipt of a Petition, dated January 10, 2000, from Boston Edison Company, requesting a Grant of Location to install approximately 88 feet of conduit in Woodside Road to service a new subdivision, enclosing Boston Edison Plan entitled "Plan of WOODSIDE RD, SUDBURY Showing PROPOSED CUSTOMER CONDUIT LOCATION", dated January 7, 2000.

Ralph Tyler, One Deacon Road, suggested the Board find a way to remove themselves from the process of approving underground installations to encourage petitioners to utilize underground installation, and suggested further the Town should impose a \$250 fee and several week delay to anyone wishing to utilize overhead connection, now against Town policy. Chairman Drobinski opined State statutes might prevail when the public way is being opened.

It was on motion unanimously

VOTED: To approve Utility Petition 00-02 for a Grant of Location to Boston Edison Company for Woodside Road: Easterly, then turning southeasterly, approximately 300 feet east of Cutler Farm Road, a distance of about 88 feet – conduit @ pole 12/9, to provide underground service to a new subdivision, as shown on plan entitled "Plan of WOODSIDE RD, SUDBURY Showing PROPOSED CUSTOMER CONDUIT LOCATION", dated January 7, 2000.

Utility Petition 00-01 Chairman Drobinski reminded the Board of Selectman Clark's concern for wires going over the road and why the stub pole could not be installed on the same side of the road.

Christine Cosby, Boston Edison, stated the purpose of the stub pole is to support the poles already in existence. She submitted a plan showing three poles on private property. She stated the strain from the line on those three poles is causing the poles to lean, and this new pole is necessary to counteract the strain and anchor the entire line. Selectman Clark asked about additional anchor guys. Ms. Cosby indicated many people use this area for walking and stated that anchor guys would not be strong enough to support the poles. The strain is on the height of the pole. She stated further that the area across the street is wooded and would hide the pole very well.

Ms. Cosby stated it might be possible to replace the existing pole with a bigger pole, but the engineer is on vacation and unavailable for comment. She opined it is not an immediate safety issue but that the strain is noticeable.

After discussion, it was agreed to table Utility Petition 00-01 until the engineer can provide input.

Utility Pole at Haynes Road and Pantry Road

Present: Christine Cosby, Boston Edison; Ralph Tyler, One Deacon Lane.

Ralph Tyler, One Deacon Road, stated an illegal pole still stands at the corner of Haynes Road and Pantry Road. Ms. Cosby stated all utilities, including telephone, cable TV, etc., had to be removed from the pole before the pole could be moved. She opined that Cablevision was the only one left, with an underground rise attached to the pole. She offered to look into the matter and comment to the Board.

Chairman Drobinski asked Ms. Cosby to secure a report on the number of double poles still remaining in Sudbury. She stated she would contact JoAnne O'Leary for the latest report.

Fugakyu Café -- 621 Boston Post Road

Present: Stephen Grande, Law Offices of Stephen Grande; Chia-Chen Chow, Manager, Fugakyu Café; Edward Leung, Kuotai (Jack) Huang.

At 7:50 p.m., Chairman Drobinski convened a Public Hearing for the purpose of considering the application of Fugakyu Café Corporation, d/b/a Fugakyu Café, Chia-Chen Chow, Manager, for a Restaurant License for the Sale of Wine and Malt Beverages Only, for premises located at 621 Boston Post Road, Units C & D; also for a Common Victualer License and Entertainment License.

The Board was in receipt of the following:

1. Application for Alcoholic Beverage License for Retail Sale (Restaurant – Wine and Malt), dated January 4, 2000; accompanied by Exhibit A, Floor Plan; Exhibit B, Store Location and Exhibit C, Corporate Officers, Fugakyu Café Corporation.
2. Form A, Licensee Personal Information Sheet, dated January 3, 2000.
3. Certificate of Naturalization, No. 21014059, Chia-Chen Chow, INS No. A40-256-476.
4. Certificate of Naturalization, No. 12649940, Edward Leung Kwok Chung, INS No. 35-766-272.
5. Certificate of Name Change, dated December 29, 1986, Edward Leung Kwok Chung to Edward Leung.
6. Certificate of Naturalization, No. 23717162, Ming Guan, INS No. A43-546-670.
7. Commercial Lease for two stores at 621 Boston Post Road, Sudbury MA, dated December 14, 1999.
8. Articles of Incorporation, Fugakyu Café Corporation, dated December 8, 1999.
9. Memo, dated December 28, 1999, stating the Fugakyu Café Corporation Board of Directors voted to appoint Chia-Chen Chow manager of the facility at 621 Boston Post Road, Sudbury, MA, and

authorize the signing and filing of the application for Alcoholic Beverages License and Common Victualler License, to be signed by Ms. Chow.

10. Tax Attestation, dated January 4, 2000, stating that Fugakyu Café Corporation has filed all state tax returns and paid all state taxes as required by law.

11. Application for Common Victualler License, dated January 3, 2000, for Fugakyu Café Corporation for premises located at 621 Boston Post Road.

12. Application for Entertainment License, dated January 4, 2000, for premises located at 621 Boston Post Road.

13. Communication from the Administrative Assistant to the Board, dated, February 11, 2000, relaying reports:

- 1) the Police Department does not have any concerns at this time;
- 2) the Selectmen's Office is completing criminal history record background checks;
- 3) the Board of Health has approved a septic system upgrade to accommodate a 36-seat capacity, and all permits will be contingent upon satisfactory completion of the system;
- 4) the applicant needs to review plans with the Building Inspector and licenses can be approved subject to his approval before issuance.

14. Report, dated February 14, 2000, from Michael Dunne, Fire Chief, stating an up-to-date fire alarm system for all tenants of the building needs to be addressed, and that an automatic Ansul type fire extinguishing system must be installed if frying will be utilized in food preparation. In addition, the Ansul system must be connected to an alarm system that would automatically notify the Fire Dept. or Central Station Monitoring Co. in case of activation and such activation must activate alarms within the rest of the building.

Stephen E. Grande, Attorney, representing Fugakyu Café Corporation, stated the renovations have begun as well as the installation of the upgraded septic system. He acknowledged all licenses are subject to approval by the Health Department and the Building Inspector. He stated the entertainment would be recorded background music, not live entertainment.

Mr. Grande presented photos of the two other restaurants in Brookline and Boston owned by this corporation and currently under renovation. He stated the renovations are estimated at \$75,000, and the new equipment and machinery are also in the \$75,000 cost range.

Chairman Drobinski alerted Mr. Grande to the Fire Chief's concerns and gave him a copy of that memo.

Selectman Roopenian asked about hours of operation. Mr. Edward Leung stated the hours would be from lunchtime through evening, with extended hours on the weekends. Mr. Grande suggested hours of 11:00 a.m. to 12:00 midnight, noting they can be amended if necessary at a later date.

Chairman Drobinski directed Town Manager Maureen Valente to check if all back taxes have been paid and to see if there are outstanding liens from the Water District. He suggested the Building Inspector look into the parking issue and whether there are enough spaces for this type of usage.

It was on motion unanimously

VOTED: To grant a Restaurant License for the Sale of Wine and Malt Beverages Only, under General Laws Ch. 138, s.12, to Fugakyu Café Corporation, d/b/a Fugakyu Café, Chia-Chen Chow, Manager, for premises located at 621 Boston Post Road, Units C & D, Sudbury, described as follows: Dining Room and Kitchen on first floor, Storage Room and Office on second floor, north side entrance and south side exit; said license to be exercised during the hours of 11 a.m. to 12 Midnight, Monday through Saturday, and from 12 Noon to 12 Midnight on Sunday.

It was further on motion unanimously

VOTED: To grant a Common Victualler License, in accordance with General Laws, c. 140, to Fugakyu Café Corporation, d/b/a Fugakyu Café, Chia-Chen Chow, Manager, for premises located at 621 Boston Post Road, subject to satisfying the concerns of the Fire Chief, all back taxes and Water District issues, approval by the Building Inspector for parking and building issues, and the Board of Health with regard to the satisfactory installation of the upgraded septic system.

It was further on motion unanimously

VOTED: To grant an Entertainment License to Fugakyu Café Corporation, d/b/a Fugakyu Café, Chia-Chen Chow, Manager, for premises located at 621 Boston Post Road, for hours from 11 a.m. to 12:00 midnight daily, recorded background music only.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the special meeting of December 11, 1999, and the regular and executive session minutes of January 24, 2000, as drafted, and the minutes of the special meeting of February 7, 2000, as amended.

Council on Aging

It was on motion unanimously

VOTED: To accept \$114.51 in miscellaneous donations, to be deposited into the Van Donation Account and to authorize the Council on Aging to expend said funds for the purpose of operating and maintaining the Council on Aging vans.

Cheri-Anne Cavanaugh Fund

It was on motion unanimously

VOTED: To accept, on behalf of the Town, a donation in the amount of \$1,100 from the Sudbury United Methodist Church, to be deposited into the Cheri-Anne Cavanaugh Fund and expended on adolescent counseling under the direction of the Board of Health.

D.A.R.E. Program

It was on motion unanimously

VOTED: To accept, on behalf of the Town, a donation of \$146.36 from the Kiwanis Club of Sudbury-Wayland to be deposited into the D.A.R.E. Program Account and expended under the direction of the Police Chief for the D.A.R.E. Program.

Sudbury Foundation Grants

It was on motion unanimously

VOTED: To accept, on behalf of the Town, a grant in the amount of \$10,800 from the Sudbury Foundation, to be separately accounted for and expended by the Council on Aging for support of the Council on Aging Senior Volunteer Coordinator position, and

it was further on motion unanimously

VOTED: To accept, on behalf of the Town, a grant in the amount of \$7,200 from the Sudbury Foundation, to be separately accounted for and expended by the Sudbury Historical Commission to restore the Hosmer House melodeon, a 19th century pipe organ.

Arts & Crafts Shows – Joyce Endee Productions

It was on motion unanimously

VOTED: To grant a special permit for Joyce Endee Productions to hold two juried Arts & Crafts Shows, one on Sunday, May 7, and one on Sunday, September 10, 2000, at the West Field, Wayside Inn, subject to conditions and permits required by the Fire, Police, Health and Building Departments.

Family Fun Run – Sudbury Cooperative Preschool

It was on motion unanimously

VOTED: To grant a special permit to the Sudbury Cooperative Preschool for its Annual Family Fun Run, to be held on May 13, 2000, along Town roads, as described in a communication dated January 25, 2000, from Sarah Kelly, subject to requirements of the Sudbury Police Department.

Medicare Ambulance Rates – 2000

It was on motion unanimously

VOTED: To adopt an ambulance rate schedule for calendar 2000 at 2% higher than the Medicare maximum Allowable Rates, as requested by the Fire Chief in a communication dated February 7, 2000.

Conservation Restriction – 106 Peakham Road

The Board agreed to table this matter until all information is received.

SP00-352 -- AT&T Wireless PCS, LLC – 142 North Road

Present: Stephen Anderson, Anderson & Krieger LLC; Peter Jeffrey, Radio Frequency Engineer, AT&T Wireless Services; Mary Vivaldi, 27 Partridge Lane.

At 8:04 p.m. Chairman Drobinski convened a Public Hearing for the purpose of considering the application SP00-352 of AT&T Wireless PCS, LLC, for site plan approval in accordance with Sudbury Zoning Bylaw Art. IX.V.A1, to construct a wireless communications facility consisting of a 120' two-carrier flagpole-style monopole and two adjoining 12' x 20' equipment shelters at 142 North Road, Town Property Map C11-300, owned by Sudbury Research Center, Inc., f/k/a Cummings Properties, Sudbury, MA, zoned Research District.

Notice of the Public Hearing was duly posted and advertised in the *Sudbury Town Crier and TAB* on January 13, 2000. Abutters within 300 feet according to the Assessors were provided written notice by first class mail. The Planning Boards of Action, Concord, Framingham, Hudson, Lincoln, Marlborough, Maynard, Stow, and Wayland were provided notice by first class mail. Additionally, the Sudbury Planning Board and other boards and officials were notified and requested to report to the Selectmen.

The Board was in receipt of the following:

1. Application for Site Plan approval, dated December 17, 1999.
2. Plans entitled "AT&T Wireless Services, Cummings Property, Sudbury, Mass. E 331" drawn by Greenman-Pedersen, Inc., Marlborough, Massachusetts, dated January 1, 2000, revised February 9, 2000, containing sheets T1 and A1 – A-3.
3. Request, dated December 17, 1999, for Waiver from Site Plan Rules and Regulations, from Sections 5.1.4 Construction Detail Plan, 5.1.5 Landscape Plan, 5.1.7 Floor Plans, 5.2 Coverage, Drainage and Earth Removal Calculations under Zoning Bylaw IX.V.A.5.a, Additional Plan Details under Zoning Bylaw IX.V.A.5.b, and Traffic Calculations.
4. Colored AT&T Wireless Services Coverage Plot Maps (overlays), dated December 3 and 6, 1999, showing coverage charts providing a general description of AT&T Wireless Services' build-out plan of other wireless communications facilities that it plans to install in Sudbury within the next five (5) years, including areas for both rejected Fire Station site and Willis Hill facility, with Sudbury area map, dated December 3, 1999.
5. Letter, dated September 20, 1999, from Stephen M. Frohn, Vice President, Cummings Properties, consenting to AT&T Wireless PCS, Inc.'s Site Plan Approval Application and Water Resource Protection District Special Permit Application for 142 North Road, Sudbury, MA.
6. Eleven (11) digital photographs of the proposed site, entitled E-331 Cumming Property, Sudbury, MA from various perspectives in the area.
7. Proposal for AT&T Wireless telephone facility, dated December 17, 1999, from Peter Jeffrey, Supervisor RF Engineering, responding to questions outlined in the Town's Zoning Bylaw.

8. Draft Letter to the Mass. Dept. of Health and MCRP 122.021-1 Report for the Wireless Radio Link PCS Station located at 142 North Road, Sudbury, MA, dated October 26, 1999, from Stan Sherman, NARTE Certified EMC Engineer, SRS Engineering Applications, Colchester CT.
9. Antenna Output Graph, undated.
10. Power density maps and calculations, undated.
11. AT&T Surety Bond Order Form, dated July 22, 1999, in the amount of \$50,000, for the removal of the Wireless Communications Facility proposed at 142 North Road, in the Town of Sudbury.
12. Town of Sudbury, Massachusetts, Zoning Bylaw, Article IX, in effect March 17, 1995.
13. Report, dated January 26, 2000, from I. William Place, Director of Public Works, stating proposed topography and location of utilities should be shown on the plan; drainage calculations should be submitted for review; all utilities should be placed underground; verification from FAA and Veterans Administration is required if pole is to be illuminated; and the question of a zoning freeze should be addressed by Town Counsel.
14. Report, dated January 14, 2000, from Lawrence W. O'Brien, Chairman, Planning Board, stating the Planning Board's approval of a Site Plan Special Permit for AT&T Wireless on the Cummings Property, without the stockade fence around the equipment shelters.
15. Report, dated January 28, 2000, from Frank W. Riepe, Chairman, stating the Design Review Board voted no objection to the application, but strongly recommends that no flag be flown from the monopole.
16. Verbal report, dated February 10, 2000, from Jack Hepting, Building Inspector, stating he has no problems with the subject proposal.
17. Verbal Report, dated February 10, 2000, from Michael Dunne, Fire Chief, stating he has no issues with the AT&T proposed location.
18. Verbal Report, dated February 10, 2000, from Robert Leupold, Health Director, stating he has no concerns with the AT&T location.
19. Report, dated February 11, 2000, from Deborah Dineen, Conservation Coordinator, stating the Conservation Commission has no issues with the monopole at the Cummings site.

Stephen Anderson, Anderson & Krieger LLC, representing AT&T Wireless PCS, Inc. briefly updated the Board on events thus far. He commented there is a zoning freeze on the site and he had included a copy of the zoning bylaw as reference, and added, this property is located within the wireless communications district.

Mr. Anderson presented a revised Site Plan, dated February 9, 2000, containing drainage calculations and various items not previously included. He briefly reviewed the plan with the Board. He stated various departments and Town boards recommended locating the monopole in the northeastern corner of the property; therefore the revised plans are for this location, instead of near the Cummings buildings and

driveway to be utilized by the Frost Farm development. The present facility, as approved by the Board of Appeals, consists of a 120' two-carrier, flagpole monopole with equipment shelters. He presented photographs showing the proposed location and visibility from various perspectives in the area.

Mr. Anderson stated the equipment shelter would be sided with brick, to match the school building next to it on the property. He noted this particular monopole closely resembles an existing one in Canton. He stated AT&T has an agreement with Canton Boy Scouts to raise and lower the flag, as well as to turn on the lights to illuminate the flag. The flagpole would be white in color. Mr. Anderson stated AT&T had planned to construct a stockade fence around the equipment shelters, which the Board of Appeals rejected.

Selectman Clark expressed concern for a fence being an "attractive nuisance". Mr. Anderson stated AT&T would do whatever the Town wanted regarding a fence, and added there would be no climbing pegs on the pole. AT&T will use a crane instead of a pole carrier to access the pole for repairs or maintenance. All doors on the equipment shelters will have security locks as well as motion sensors.

Mr. Anderson briefly described proposed landscaping and trees in the area. He stated the Planning Board rejected the notion of additional vegetative screening along the back of the facility.

Mr. Anderson respectfully requested the Board's approval of the Site Plan.

Discussion followed regarding the tree line and monopole height. Mr. Peter Jeffrey, RF Engineer, explained that the carriers would occupy the top portion of the poles, and the remaining footage between the tree line and the lower carrier is necessary for signal quality (avoiding obstruction). Mr. Anderson reminded the Board of its wish to limit the number of poles in Town and placing two carriers on this pole meets that desire.

Mr. Anderson stated the Board of Appeals granted AT&T Wireless a 5-year permit, which will have to be renewed regularly as AT&T anticipates being there for as long as twenty years.

Selectman Roopenian asked if anyone from the schools on the property contacted AT&T regarding the proposed facility. He responded no one had. He stated AT&T had utilized health experts regarding the proximity of the schools to the proposed monopole. He stated no one from the schools attended any of the hearings. Selectman Clark said she understood parents of Montessori children were planning to petition; Mr. Anderson stated no petition was ever brought to his attention.

Chairman Drobinski asked about radio frequency testing with regard to the schools. Mr. Anderson referred the Board to the power density charts, stating the tests were conducted from all the buildings nearest to the proposed facility. The results are well within acceptable ranges and were checked by both the engineer and a public health specialist. He stated the signal transmitted from a pole of this height is high enough to be of little consequence.

Mr. Drobinski asked if additional field measurements could be taken with respect to the schools to ease any concerns of parents. He suggested these measurements be taken on an annual basis.

Selectman Clark asked about the color transparencies. Mr. Jeffrey explained each color on the map as being the coverage area for particular transmitters/wireless facilities, pointing out the increased coverage accomplished by the Willis Hill facility compared with the rejected Fire Station site.

Regarding the flag, Selectman Clark opined its height is in line with the trees and may be appropriate for this site. Chairman Drobinski reminded the Board this is on private property. Selectman Roopenian concurred with Ms. Clark but opined if the flagpole were painted silver/light gray and the flag removed, the pole would be less visible. Mr. Anderson stated flagpoles are traditionally painted white. Discussion followed. Mary Vivaldi, 27 Partridge Lane, stated she drives that area every day and would like to see a flag there.

Town Manager Valente asked who would be responsible for a flag. Mr. Anderson opined an arrangement could be made with the Montessori school to raise and lower the flag each day. Chairman Drobinski stated that, as the pole would be on private property, the Town cannot be responsible for the flag. Mr. Anderson stated that once the flagpole is white, it would always be white. It will be ordered with the hardware to carry a flag and that hardware cannot be removed, though the flag can be eliminated at any time. Discussion followed. There will be a flagpole in the proposed Frost Farm Senior Residential Community.

Chairman Drobinski suggested an extension until March 13, 2000, in order for Town Counsel to prepare a Draft Decision. Mr. Anderson agreed. The Decision will be reviewed at the February 28 Selectmen's meeting.

It was on motion unanimously

VOTED: To direct Town Counsel to prepare a Decision for the Board's consideration approving Site Plan 00-352 of AT&T Wireless PCS, LLC, in accordance with Sudbury Zoning Bylaw Art. IX.V.A1, to construct a wireless communications facility consisting of a 120' two-carrier monopole and two adjoining 12' x 20' equipment shelters at 142 North Road, as shown on Plan entitled "AT&T Wireless Services, Cummings Properties, Sudbury, Mass. E 331" drawn by Greenman-Pedersen, Inc., Marlborough, Massachusetts, dated January 1, 2000, revised February 9, 2000, including conditions of an annual report to Sudbury Board of Health on RF readings, no fence, no lighting, no flag, and pole light gray in color. The hearing was continued to February 28, 2000 at 9:30 p.m.

Technology Needs Presentation – Mark Thompson

Present: Mark Thompson, Technology Administrator; Kevin Flanders, Woodard & Curran; Jacob Kuykendall, Peggy Fredrickson, and Chairman Jeff Winston, Cable Television Committee.

The Board was in receipt of the following:

1. Memo, dated February 14, 2000, from Mark Thompson, Technology Administrator, describing the process of analyzing the current system/network and determining what steps should be taken to make necessary changes. His memo included an extract from an Internet article about creating a fiber network utilizing either cable or xDSL modems.
2. Letter, dated February 10, 2000, from Jeff Winston, Chairman, Sudbury Cable Advisory Committee, to Cablevision, listing a summary of contract provisions on the table with Cablevision.

Mark Thompson, Technology Administrator, conducted a brief slide presentation describing the potential uses of a fiber optic network for the Town, part of the Cable Television Committee's negotiations for contract renewal. He distributed a handout allowing attendees to follow along. He stated various areas of the Town's system are slower than others, and fiber optics would speed access as well as connect more areas. The main question before the committee is how wide a network to consider based on the Town's priorities

and the costs involved. He pointed out that the Town already has email and Internet access but that the exchange of information between offices is sometimes very slow due to equipment and network confines.

Kevin Flanders, consultant with Woodard & Curran, described various applications and how some systems can be used to the best advantage. He stated transmission rates vary at different locations, some quite slow, and that a Wide Area Network (WAN) is not the best solution for the Town of Sudbury. The Town's current WAN will not support a Geographical Information System (GIS) as the WAN is focused on short-term applications. Cable offers a long-term networking solution and potential partner to absorb a portion of the installation costs.

Mr. Thompson explained how "firewalls" work and the estimated costs of annual maintenance. He outlined how various area towns have handled their networking systems. He briefly explained the pros and cons of various alternatives. Discussion followed.

Jeff Winston stated it is unknown at this time just what features Cablevision would be willing to pay for. He opined Cablevision may not be willing to financially support equipment it did not provide or pay for.

The Board expressed concern for the current contract expiring in April. Mr. Winston stated Cablevision typically allows short extensions when involved in contract negotiations.

Chairman Drobinski stated the Board needs some time to assess the timeframes, plus the Town's priorities and needs weighed against the potential costs of installation and maintenance. Mr. Thompson opined the decisions boil down to whether a short- or long-term solution is necessary, which will better define the costs. Discussion followed.

Selectman Clark expressed concern for negotiating a contract and whether whoever purchases Cablevision in Massachusetts will choose to honor that contract.

The Board thanked Mr. Thompson for his presentation.

Town Meeting Articles

Selectman Roopenian expressed concern for having enough information for the Board to indicate support for various articles at this time. She acknowledged that the information may be available before Town Meeting, but preferred to take an unbiased stand until then.

After discussion, it was on motion unanimously

VOTED: To change position on Article 37 to **Report at Town Meeting**, and

It was further on motion unanimously

VOTED: To change position on Article 13 to **Report at Town Meeting**.

Sudbury Little League

Present: Richard Hilperts, President, Sudbury Little League; Paul Gannon, Treasurer; Craig Blake, Permanent Building Committee.

Richard Hilperts, President, Sudbury Little League, submitted both a descriptive handout and colored visual graphic to aid in his presentation. He stated the discussion is focussed on Lower Featherland, one baseball diamond, which the League would like to relocate, plus add another field. They would like to relocate the lacrosse field, and improve the parking lot, concession stands, bleachers, pedestrian walkways, and soft toss areas. He briefly reviewed the handout, outlining number of games and players, divisions of the League, and use of the fields.

Mr. Hilperts attributed growth of the program to the increased school population and the fact that the Town of Lincoln was invited to participate in the program in 1995. He stressed the concept of the players getting to know each other at young ages as they will later share a high school. The Town of Lincoln contributes three playing fields to the program. He stated there are approximately 700 participants in the program now. An enrollment of over 900 players is expected by the year 2005.

Mr. Hilperts stated an itemized budget indicates the project's cost to be close to \$400,000 without involvement from the Town. He expressed belief that the Little League would be able to raise \$100,000 on their own, reducing the cost of the project. Their current fundraising efforts have netted close to \$75,000, with approximately another \$45,000 in pledges. A request is being made to The Sudbury Foundation as well.

Mr. Hilperts stated they have been working with Park and Recreation to relocate the lacrosse field before this project can begin. They have also begun the process with the Conservation Commission by filing a Notice of Intent on the wetlands areas of the property.

Mr. Hilperts confirmed he understood that the fields would be gifted over to the Town after all the financing, work, etc. was completed. He stated he also understood that Park and Recreation would be in charge of the maintaining the fields after it is gifted over. Ms. Valente asked if there could be a contribution from the Schools toward this project. She opined the figure necessary to complete this project could differ depending on Public Works involvement. She stated the timing of completion could also be affected by Public Works involvement in the actual construction and renovation of the areas as Public Works has other projects on its agenda. Mr. Hilperts stated the construction has to begin immediately after the last day of summer baseball in August in order to prepare the sod for next year. He stated they intend to revise the dollar figure at Town Meeting after aggressive fundraising efforts have been underway.

Chairman Drobinski stated the public needs to be aware the dollar figure on the warrant is not hard and fast and that other costs are involved. Ms. Valente suggested Park and Recreation be consulted on their efforts to relocate the lacrosse field. Mr. Hilperts opined the cost involved with a new lacrosse field to be minimal as it is merely a flat piece of ground with no fencing, baselines, etc.

Ms. Valente stated a dollar figure should be decided upon sooner if they want to be on the general election ballot for March 27. Chairman Drobinski opined a lot of information/publicity needs to be generated in order to inform the voters about the project.

The Board thanked the Sudbury Little League for their presentation.

Mark Bobrowski Contract

The Board was in receipt of (1) a Memo, dated February 14, 2000, from Jody Kablack, Town Planner, and (2) a draft of a contract describing Phase III of Recodification of the Zoning Bylaw for the Board's approval.

Selectmen Clark and Roopenian expressed concern that some items had already been addressed. Town Manager Valente stated she had previously requested this matter be tabled until the contract proposal could be reviewed. She opined Mr. Bobrowski “blurred the lines” of the agreement as he accomplished work and later discovered the work did not exactly match the outline of the agreement. Discussion followed.

Selectman Clark suggested clarification of nos. 2, 4, and 5 of the draft agreement, stating those items were already completed, leaving nos. 1 and 3 for Phase III. Ms. Valente stated she would obtain clarification from Mr. Bobrowski in order to complete the paperwork to the Board’s satisfaction and the Accounting Department’s needs.

Conservation Commission – Land Management Report

The Board was in receipt of a memo entitled 1999 Land Management Reports, dated Feb. 2, 2000, from Deborah Dineen, Conservation Coordinator, containing review of Parkinson land, and Raymond Road properties. Included were reports, from a hunter and the Water District, on incidents occurring during the recent Bowhunting Project on Conservation Land.

The Board discussed Ti-Sales and its potential for use as the new lacrosse field, though a large portion is wetlands. Chairman Drobinski stated some property in the area is in litigation. Town Manager Valente stated that Peter Buxton, Park and Recreation Chairman, recently reported that, while there is a useable portion of the parcel, the access to it is difficult.

Chairman Drobinski asked Town Manager Valente to investigate the situation between the Conservation Commission and the Water District. He stated Bridget Hansen of the Conservation Commission reported to him additional information was forthcoming.

The Board agreed to table acceptance of this report until various issues can be clarified.

Frost Farm – Purchase and Sale

The Board agreed to hold this matter until the documents can be adequately reviewed.

Town Meeting Articles

The Board discussed various articles and the outcome from the Finance Committee following their meeting. The Board expressed concern that adequate information be provided to the public about a possible override article.

Straw Poll

Selectman Clark invited the Board to attend the Republican Committee's Straw Poll, to be conducted on February 19, 2000, from 3 – 5 p.m. She opined Governor Cellucci was to be in attendance.

Brimstone Lane

Selectman Roopenian reported the applicant for Brimstone Lane development is proceeding with plans to build two houses at a time. She stated the Framingham Planning Board will be reviewing it at its next meeting.

After discussion, it was on motion unanimously

VOTED: To authorize the Town Manager to contact the Framingham Planning Board by letter to reiterate the Board's position against this development due to first response issues.

Presidential Primary Posting

It was on motion unanimously

VOTED: To sign the March 7, 2000 Presidential Primary Warrant as requested by the Town Clerk.

Printing Costs – Town Warrant

Town Manager Valente suggested reducing the quality of warrants mailed to residences in order to reduce printing costs, while saving the nice ones for use at Town Meeting. Using a newsprint quality of paper would save the Town approximately \$1,100 in printing expense. Discussion followed. The Board agreed with using the lesser quality, but suggested looking into having the covers in regular paper stock for all copies.

Executive Session

At 10:45 p.m. it was on motion by roll call unanimously

VOTED: To go into Executive Session to discuss AT&T Wireless PCS, Inc. litigation matters. (Chairman Drobinski, aye, Selectman Clark, aye, Selectman Roopenian, aye).

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

There being no further business to come before the Board, the meeting was adjourned at 10:55 p.m.

Attest: _____
Maureen G. Valente
Town Manager-Clerk