

IN BOARD OF SELECTMEN  
MONDAY, SEPTEMBER 24, 2001

Present: Chairman John C. Drobinski, Lawrence W. O'Brien and Kirsten D. Roopenian, Selectmen.

The statutory requirement for notice having been met, the meeting was convened at 7:30 p.m. in the Town Hall, 322 Concord Road.

**September 11, 2001 Terrorist Attack**

On behalf of the Board and the Town of Sudbury, Chairman Drobinski extended deep sympathies to those who suffered tragic losses on September 11, 2001 in New York, Washington, D.C. and Pennsylvania. He expressed specific condolences to the families of Sudbury residents Cora Holland, Silver Hill Road, and Peter Goodrich, Maple Avenue, as well as those of victims Geoffrey Cloud, son of Betty and Peter Cloud, Tanbark Road, the parents of Jennifer Price, housemaster at Lincoln-Sudbury Regional High School, and the brother-in-law of firefighter Ken MacLean. Chairman Drobinski extended sympathies to everyone who may have had personal connections with this event.

Chairman Drobinski stated with great emphasis the Sudbury Board of Selectmen will not tolerate any violation of civil rights, religious rights, or ethnic rights, and that the Town has adopted the No Place for Hate program.

Assistant Town Manager Wayne Walker briefly described the No Place for Hate campaign to educate people on various cultures, to accept diversity, developing tolerance, and having no place for hate in any form. He informed residents there will be several events in the future that will be publicized.

Selectman O'Brien reported various spontaneous activities around the Town, with the proceeds going to help the American Red Cross relief efforts. He listed a cut-a-thon at a hair salon, a car wash, garage sales, ribbon folding, and others. He remarked on the positive efforts and attitudes that have sprung from a negative act such as terrorism and complimented the young people of Sudbury on their participation.

Assistant Town Manager Walker stated he attended the memorial vigil held by the entire student body at Lincoln-Sudbury Regional High School on September 20 and accepted a wreath on behalf of the Town. He reported there would also be a community-wide event in the near future.

**AAA Credit Rating**

Chairman Drobinski announced the Town has retained its AAA credit rating as a result of the excellent financial management by the Finance Director/Town Treasurer-Collector, and Town Manager.

**Clerk Pro Tem**

It was on motion unanimously

VOTED: To appoint Assistant Town Manager Wayne Walker as Clerk Pro Tem, in the absence of the Town Manager.

**Board of Assessors Resignation Withdrawn**

It was on motion unanimously

VOTED: To acknowledge the receipt of a letter, dated September 19, 2001, from Joseph H. Nugent, Jr., withdrawing his resignation from the Board of Assessors.

He will serve the remainder of his term through the close of the April 2002 Annual Town Meeting.

**Minutes**

It was on motion unanimously

VOTED: To approve the minutes of the regular session of September 4, 2001 and the special meeting of September 10, 2001, as drafted.

**Council on Aging**

It was on motion unanimously

VOTED: To accept \$195.71 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.

**Sudbury Garden Club Day – October 28, 2001**

It was on motion unanimously

VOTED: To proclaim October 28, 2001 as Sudbury Garden Club Day in the Town of Sudbury, in celebration of the Club's 70<sup>th</sup> Anniversary.

**Articles of Organization – The Charcuterie Restaurant**

It was on motion unanimously

VOTED: To acknowledge receipt of new corporate Articles of Organization, dated August 22, 2001, for The Charcuterie restaurant, 525 Boston Post Road, licensed on September 4, 2001, in which Melissa Croteau is named as sole officer and director of Sweet Savour, Inc., d/b/a The Charcuterie.

**Conservation Restriction – Lot 1, Union Avenue – Michael La Scaleia**

Assistant Town Manager Walker advised the Board to hold this matter until the appropriate document can be submitted for review, upon the recommendation of the Conservation Commission. The Board concurred.

**Sudbury Traffic Rules and Orders – Abbottswood and Country Village Lane**

Tabled on September 4, 2001, the question of amending Article VII, Section 15, of the Traffic Rules and Orders to restrict traffic between Abbottswood and Country Village Lane, was considered.

The Board reviewed the following communications: (1) Letter, dated September 21, 2001, from the DPW Director, stating the Traffic rule would be acceptable April through October, but recommending the gate between Abbottswood and Country Village Lane remain open between November 1 and March 31 to facilitate expedient snow removal; and (2) Memo, dated September 20, 2001, from the Planning Board, stating it did not feel the amendment to be necessary or prudent, the gate has created problems, the use of Town streets is best left under the jurisdiction of the DPW Director, and strongly recommending the Selectmen not revise the traffic rules and orders at this time.

On recommendation of the Assistant Town Manager, it was on motion unanimously

VOTED: To table this matter until additional information can be obtained.

### **Bond Sale**

Present: Kerry Speidel, Finance Director/Treasurer-Collector.

Ms. Kerry A. Speidel, Finance Director, confirmed Chairman Drobinski's announcement of the Town's AAA Credit Rating from Standard and Poors. An official notification was received in the mail, as well as a news release forwarded to the *Sudbury Town Crier*. She stated only 11 communities in the Commonwealth carry this rating, which Sudbury received based on the high level of wealth, affluent and growing residential tax base, and manageable debt commitments. She stated Sudbury residents should be proud of this accomplishment as it indicates the Town is in a very stable financial position. Ms. Speidel noted this credit rating is used to issue bonds to secure financing for a variety of projects throughout Town.

Before the Board this evening for approval are Series A Bonds for the purpose of funding the Loring School construction (\$10,000,000), walkways (\$310,000), Feeley Park restrooms (\$48,000), Haskell Field improvements (\$205,000), Little League improvements (\$190,000), and intersection work at Pantry and Dakin Roads (\$132,000). Series B Bonds will be used to refund a portion of the 1992 General Obligation Bond issue. Specifics as to bids received were listed in Ms. Speidel's memo to the Town Manager, dated September 20, 2001.

It was on motion unanimously

VOTED: That the Treasurer is authorized to provide for the sale and issuance of refunding bonds in the aggregate principal amount of \$935,000 under Section 21A of Chapter 44 of the General Laws in order to refund the principal of and redemption premium and interest on the Town's Land Acquisition Bonds dated July 15, 1992, and maturing July 15 in the years 2003 and 2010 in the aggregate principal amount of \$880,000, and to pay costs of issuance related thereto; and that the Treasurer is further authorized to execute such documents and certificates as may be necessary or desirable to carry out this transaction, including a refunding escrow agreement with a bank or trust company and any documents or certificates relating thereto.

It was also on motion unanimously

VOTED: That the sale of the \$10,885,000 Municipal Purpose Loan of 2001 Bonds, Series A (the "Series A Bonds") of the Town dated October 1, 2001, to Fidelity Capital Markets at the price of \$10,887,232 and accrued interest is hereby confirmed. The Series A bonds shall be payable on June 1 of the years and in the principal amounts and bear interest at the respective rates, as follows, subject to earlier redemption at the option of the Town as provided in the Preliminary Official Statement dated September 6, 2001:

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2004	\$700,000	3.75%	2013	\$500,000	4.25%
2004	700,000	3.75	2014	500,000	4.375
2005	700,000	3.75	2015	500,000	4.50
2006	700,000	3.75	2016	500,000	4.60
2007	600,000	4.00	2017	500,000	4.625
2008	600,000	4.00	2018	500,000	4.75
2009	600,000	4.00	2019	500,000	4.80
2010	600,000	4.00	2020	500,000	4.875
2011	600,000	4.00	2021	500,000	4.90
2012	585,000	4.10			

It was further on motion unanimously

VOTED: That the sale of the \$935,000 Refunding Bonds, Series B (the “Series B Bonds”) of the Town dated October 1, 2001, to Corby North Bridge Securities, Incorporated at the price of \$944,350 and accrued interest is hereby confirmed. The Series B Bonds shall be payable on July 15 of the years and in the principal amounts and bear interest at the respective rates, as follows

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2002	\$ 10,000	3.50%	2007	\$115,000	3.75%
2003	120,000	3.50	2008	115,000	4.00
2004	120,000	3.50	2009	110,000	4.00
2005	120,000	3.50	2010	110,000	4.00
2006	115,000	3.50			

**Boy Scout Troop 63**

While signing the bond certificates, the Board explained their positions and Town government in general to visiting Boy Scout Troop 63 who attended tonight’s meeting in completion of their Communications badge. The Board pointed out the various ways they communicate with each other and the Town in performing their jobs.

**Town Trust Funds**

Present: Kerry A. Speidel, Co-Trustee and Finance Director/Treasurer-Collector; Kenneth Ritchie, Investment Advisory Committee.

The Board reviewed a list of disbursement requests for various trust funds presented in a memo, dated September 11, 2001, from Kerry A. Speidel, Co-Trustee of Town Trust Funds and Finance Director. In her memo, Ms. Speidel confirmed sufficient funds were available to disburse these funds. She noted the balances were unaudited 2001 figures.

It was on motion unanimously

VOTED: Acting as Co-Trustees of Town Trust Funds, to approve the following requests for trust fund disbursement for FY 2002:

<u>Requesting Party</u>	<u>Fund</u>	<u>Amount Requested</u>
Board of Health	Cheri-Anne Cavanaugh	\$ 2,000.00
Library Board of Trustees	Goodnow Library	15,000.00
Library Board of Trustees	Forest Bradshaw	280.00
Library Board of Trustees	Lydia Raymond	350.00
Library Board of Trustees	Rhodes Memorial	400.00
Library Board of Trustees	Gertrude Farrell	22.00
Selectmen's Office	Discretionary/Charity	6,500.00
Selectmen's Office/DPW	Raymond Mausoleum	1,000.00
Dept. of Public Works	Cemetery	38,000.00

### **Town Forum**

At 8:17 p.m. Chairman Drobinski convened Town Forum, during which various groups and committees update the Board on their activities. Selectman Roopenian noted the Town Report Committee has not yet organized for the year and will meet with the Board at a later date. The Committee Chairman, Mandy Familiar, forwarded a list of the Committee's activities to the Board in an email, dated September 20, 2001. Ms. Roopenian asked residents interested in serving on this Committee to contact the Selectmen's Office.

The Board welcomed David Berry, Chairman of the Board of Assessors. Mr. Berry submitted a report of departmental activities, dated September 24, 2001, and briefly summarized its points including: (1) complete revaluation of all properties, (2) 600 changes in property ownership, (3) 75 applications for various abatements; 26 for Clause 28 hardships; (4) taxes will increase by approximately 11% this year, and (5) implementation of Chapter 203, securing an additional \$175,000 in monies for the Town. He noted the Board of Assessors received many phone calls from residents concerned that there was a mistake on their tax bill. The Assessors spend a lot of time explaining the process to people, but occasionally mistakes are made, which are readily corrected in the records.

### **2002 Annual Town Meeting**

The Board reviewed a draft list of articles for consideration at the 2002 Annual Town Meeting. Discussion followed. Assistant Town Manager Walker noted this list was for informational purposes and no action was required at this time.

### **Permit to Construct Route 20 Walkway**

Assistant Town Manager Walker reported the Town has received the permit from Mass. Highway Department to construct the walkway from Goodman's Hill Road to King Philip Road along Route 20/ Boston Post Road, a distance of approximately 4,000 feet. He noted construction has already begun.

**Chapter 40B Legislation**

Assistant Town Manager Walker suggested the Board review the MMA Action Newsletter with regard to the Chapter 40B legislation currently being debated by the State Senate. He indicated additional information and input would be helpful in assessing possible amendments to the original bill.

**Special Town Meeting Warrant**

Assistant Town Manager Walker stated the Warrant is almost completed and will be ready for review and execution later this week. He asked the Board to come into the office to sign the Warrant as soon as any corrections have been made.

**Memorial Vigil – September 20**

Selectman Roopenian expressed her appreciation for the sensitivity of the Lincoln-Sudbury High School students at the recent memorial vigil relative to the September 11<sup>th</sup> terrorist attack held on the morning of September 20, 2001, relative to the September 11, 2001 terrorist attacks. She noted the students walked from the back of the high school all the way to the football field, without saying a word, the standing ovation for police and fire personnel was very moving, and the Town should be very proud of these young people, as she was.

**Prayer Service**

Selectman O'Brien recalled a similar experience at a recent religious service where a Muslim man was applauded enthusiastically for expressing the belief that religion had nothing to do with the recent tragedies. Mr. O'Brien opined it is yet another example of the character and positive attitude of the citizens of Sudbury.

**Executive Session**

At 9:08 p.m. it was on motion by roll call unanimously

VOTED: To go into Executive Session for the purposes of discussing land negotiation matters. (Chairman Drobinski, aye, Selectman O'Brien, aye, Selectman Roopenian, aye).

Chairman Drobinski stated regular session would not reconvene following Executive Session.

There being no further business, the meeting adjourned at 9:18 p.m.

Attest: \_\_\_\_\_  
Wayne Walker  
Assistant Town Manager  
Clerk Pro Tem