

IN BOARD OF SELECTMEN
TUESDAY, FEBRUARY 1, 2005

Present: Chairman John C. Drobinski, Selectmen Lawrence W. O'Brien and William J. Keller, Jr.

The statutory requirement as to notice having been complied with, the meeting was convened at 7:30 p.m. in the Lower Town Hall, 322 Concord Road.

Opening Remarks

Chairman Drobinski encouraged residents to clear snow away from fire hydrants as the Public Works employees are busy with snow removal. He asked citizens to be patient while sidewalks are being cleared as only one piece of equipment was currently available to do this task.

Chairman Drobinski announced the Town of Sudbury has again received a AAA bond rating from Standard and Poor's, a credit rating agency.

Minutes

It was on motion unanimously

VOTED: To approve the minutes of the regular and executive sessions of January 18, 2005, the executive session of January 13, 2005, and the special meeting of May 26, 2004, as drafted.

Eagle Scout Achievement

It was on motion unanimously

VOTED: To sign and send letters of congratulation to Benjamin Joseph Papapietro, 378 Dutton Road, and Steven Fraser Tenure, 49 Ford Road, on achieving the rank of Eagle Scout.

Cheri-Anne Cavanaugh Fund Donation – United Methodist Church

It was on motion unanimously

VOTED: To accept a donation in the amount of \$285.00 from the Rebecca Circle of the Sudbury United Methodist Church to be deposited into the Cheri-Anne Cavanaugh Fund and used to help those who need counseling at the Lincoln-Sudbury Regional High School.

Sale of General Obligation Bonds

Present: Andrea L. Terkelson, Treasurer-Collector.

Ms. Andrea L. Terkelson, Treasurer-Collector, reviewed her memo of January 27, 2005, in which she presented bid and bid award information for \$13,400,000 in General Obligation Bonds (long-term debt). The bids were opened on January 26, 2005, and the lowest (winning) bid was submitted by Roosevelt & Cross Company with a true interest cost of 3.79128% and net interest cost of 3.81044%.

Ms. Terkelson stated these bonds will be used as advance refunding of bonds issued in 2000 which were authorized to cover the Curtis Middle School and Haynes School projects.

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 \$13,400,000 under Section 21A of Chapter 44 of the General Laws in order to refund the principal of and interest on the Town's Municipal Purpose Loan of 2000 Bonds, Series A dated December 1, 2000 and maturing on June 1 in the years 2012 through 2020 in the aggregate principal amount of \$10,925,000 and the Town's Municipal Purpose Loan of 2000 Bonds, Series B dated December 1, 2000 and maturing on December 1, 2020 in the aggregate principal amount of \$1,500,000, 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 further on motion unanimously

VOTED: That the sale of the \$13,400,000 Refunding Bonds of the Town dated February 1, 2005, to Roosevelt & Cross, Inc. at the price of \$13,463,446 and accrued interest is hereby confirmed. The bonds shall be payable on the dates 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 January 19, 2005:

<u>Date</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Date</u>	<u>Amount</u>	<u>Interest Rate</u>
June 1, 2011	\$ 175,000	3.5%	June 1, 2017	\$1,170,000	4.00%
June 1, 2012	1,405,000	3.50	June 1, 2018	1,165,000	4.00
June 1, 2013	1,390,000	3.50	June 1, 2019	1,155,000	4.00
June 1, 2014	1,375,000	3.625	June 1, 2020	1,445,000	4.00
June 1, 2015	1,360,000	3.75	December 1, 2020	1,515,000	4.00
June 1, 2016	1,245,000	3.75			

SP04-378 – Synthetic Turf Athletic Facility (Cutting)

Present: Dennis Mannone, Director, Park and Recreation; Jody Kablack, Town Planner; Gabriel R. Crocker, Project Manager, Gale Associates, Inc.

At 8:00 p.m. Chairman Drobinski convened a Public Hearing to consider Site Plan Application #SP04-378 of the Town of Sudbury Park and Recreation Department, in accordance with Sudbury Zoning Bylaw Article IX.6000, Section 6300, Site Plan Review, for construction of one multi-purpose 230' x 385' synthetic turf athletic field and associated parking, on property located on Maynard Road (former Cutting land) owned by the Town of Sudbury, zoned Single Residence A.

Notice of the Public Hearing was duly posted and advertised in the *Sudbury Town Crier* on January 13 and 20, 2005. Primary abutters according to the Assessors were provided written notice by first class mail. The Sudbury Planning Board and other boards and officials were notified and requested to report to the Selectmen.

The Board is in receipt of the following:

1. Site Plan application dated December 21, 2004 and received December 27, 2004, enclosing site plan entitled "Site Plan for Synthetic Turf Athletic Facility Cutting Property, Sudbury, MA", comprised of Sheets C1-C11, dated October 8, 2004, drawn by Gale Associates, Weymouth, MA, and Sheets L-8230 last revised June 13, 2003 and L-8496-P dated March 1, 2004, drawn by David E. Ross Associates, Inc., Ayer, MA.; and Stormwater Management Report, dated October 2004, prepared by Gale Associates, Inc.
2. Application for a Public Way Access Permit, dated January 28, 2005.
3. Report from Jody Kablack, Town Planner, dated January 11, 2005, reporting on behalf of the Town Engineer/Director of Public Works, Conservation Coordinator, Building Inspector, Fire Chief, Park and Recreation Director and herself following a staff meeting with Gale Associates on January 6.

Comments from department heads were as follows: Director of Public Works - Project delay is being caused by elevated water in the field area from beaver dams, sight distance at the driveway entrance is good, the DPW will be installing the driveway and a drain at the low point in Maynard Road which will empty into the field drainage system. Fire Chief - He raised concern about emergency medical notification and adequate access for emergency rescue particularly in the pond and trail areas. Building Inspector - He advised that access into site needs to be increased to 24-foot minimum and raised question regarding delineation of parking spaces; also, although utilities are not currently planned, he recommended location of stubs while the subdivision is being constructed (water stub is located at end of field). Conservation Coordinator - Order of Conditions has been issued requiring some parking spaces be designated only for passive recreation users and she discussed maintenance of the vortechincs stormwater unit in the field. Town Planner - A Public Way Access Permit is required, no Earth Removal Permit is required for this Town project, and the proposed drainage easements (unnecessary) should be removed from the plan. There was discussion regarding naming the field.

Joint recommendations to the Selectmen:

1. Park & Recreation shall install signage that indicates the local police and fire dept. phone numbers;
2. The parking area be plowed in the winter for limited parking and access to the trails and pond;
3. Some parking spaces be designated with signage near the trailhead for use only for passive recreation users;
4. A split rail fence be installed to delineate the central rows of parking to increase efficiency, subject to availability of funds for this item;
5. The Park & Recreation Commission should initiate discussion with the Cuttings about locating utility stubs at the edge of the property during subdivision construction;
6. A design of a Vortechincs stormwater unit should be chosen that can be maintained with Town equipment;
7. A Public Way Access Permit needs to be issued;
8. Drainage easements should be removed from the plan; and
9. The field should be named for ease of identification. A corporate sponsorship for landscaping, fencing, signage and more, should be investigated.

4. Report dated January 7, 2005 from the Town Planner to the Planning Board describing the proposal, reviewing certain recommendations made by the department heads at their January 6th meeting, and noting that the final plans shall show an amended access drive at a 24-foot width, signature blocks for Selectmen, Building Inspector, DPW Director, and Town Planner placed on every page, and the name of the owner of the property changed to "Town of Sudbury".
5. Report dated January 13, 2005, from the Planning Board recommending approval and the following priority items:
 - a. For ease of maintenance and water quality protection, stormwater management structures installed on this site should be of the variety that can be maintained by the Town of Sudbury, to the greatest extent possible.
 - b. Relative to traffic safety, a high priority should be placed on installation of an entrance sign to identify this new field, scheduled breaks between games are encouraged to allow the parking lot to clear before commencement of the next game, and a post and rail fence should be installed in the center parking aisle for delineation of parking areas and efficiency of parking.
 - c. The Planning Board is supportive of discussing corporate sponsorship of this field for revenue enhancement, particularly for funding amenities needed.
 - d. The other recommendations resulting from the pre-application meeting with department heads.
6. Design Review Board report dated January 13, 2005 opined the proposal is not within Design Review Board purview.
7. Report dated January 26, 2005, from the Police Safety Officer stating that, after review, his one concern was that adequate sight distance be maintained through trimming of foliage at the entrance/exit on Maynard Road.

Jody Kablack, Town Planner, reviewed reports and correspondence received from Town boards and commissions.

Ms. Dennis Mannone, Director, Park and Recreation, stated the request for bids was announced on January 19, 2005 with a February 11, 2005 deadline.

Using architectural drawings, Mr. Gabriel R. Crocker, Project Manager, Gale Associates, Inc. reviewed the project, and pointed out various elements. He stated the parcel consists of 4.4 acres, located on Maynard Road/Route 27. The field will be constructed with a 12-inch stone base, a sub-base, with a 2-inch layer of synthetic turf on the top. He stated the field will be used predominantly for soccer and lacrosse and will be permanently striped for those activities.

Mr. Crocker stated 75 parking spaces have been planned which include several spaces that can be used by persons using the walking trails on adjacent Conservation land. The parking lot will be graveled, with only the handicapped spaces paved for the safety of disabled individuals.

Mr. Crocker stated there is a berm on the southern side of the parcel which provides demarcation of the area and should prevent spectators from parking on the road and walking over instead of using the field entrance.

Responding to a question from the Board, Mr. Mannone stated a ten-foot security fence will encompass the playing area, with a four-foot fence in front of the parking area. He stated that, due to the size

of the field area, there is no room within it for spectator bleachers, and spectators will be able to view the activity from behind this four-foot fence. He stated further that litter, especially chewing gum or other food pieces, could ruin the turf.

Selectman O'Brien asked how long the synthetic turf will last, how it can be maintained and how often it would have to be replaced. Mr. Crocker responded a field of this type generally lasts ten years. The field turf can be "fluffed" using a machine designed for this purpose. Mr. Crocker stated the existing turf would be rolled up, removed and new turf laid down and secured. Once removed, the stone base can be inspected for problems as well.

Responding to a question from Selectman O'Brien, Mr. Mannone stated there is presently no plan for any kind of snack stand due to space limitations. There will only be portable toilets, but no permanent facilities.

Mr. Mannone stated there has been discussion on getting various groups to sponsor the field who advertise their companies on the property in exchange for funding for additional amenities that were not included in the original budget, such as bleachers and an entrance sign. Some towns have allowed corporate logos emblazoned in the end zone areas. The Board expressed concern that trends and popular groups come and go, and in several years, the field would still bear the name of a group no longer in existence. Mr. Mannone will be speaking with several town user groups for fundraising as well.

Selectman Keller expressed opposition to labeling several parking spaces specifically for trail users. He opined it would create hard feelings among residents if people were trying to tow cars "illegally" parked if it was found they were at a sporting event and not using the trail. The Board was in agreement.

It was on motion unanimously

VOTED: To direct the Town Manager to instruct Town staff to prepare a Draft Decision for the Board's approval, incorporating the above discussion and recommendations received; and further, to continue this matter until February 15, 2005 at 8:00 p.m.

Executive Office of Public Safety – Grant

It was on motion unanimously

VOTED: To accept, on behalf of the Town, a grant in the amount of \$12,820.00 from the Executive Office of Public Safety to be used for the purchase of a Reverse 911 Interactive System (base system).

Tree Trimming Contract 2005-T-02

It was on motion unanimously

VOTED: To approve a contract for removal and disposal of trees and stumps (Contract 2—5-T-02) to Rusty's Landscape Service, inc., Walter L. Bent, Jr., President, 539 Hudson Road, Sudbury, the low bidder based upon unit prices expressed in the bid dated December 14, 2004, and, further, to authorize the Town Manager to execute all documents related thereto.

Town Forum – Land Management Reports

At 8:45 p.m. Chairman Drobinski convened Town Forum, during which time the Conservation Commission and Park and Recreation Commission presented Land Management Reports.

Ms. Deborah Dineen, Conservation Coordinator, reviewed the Raymond Road property, east and west, routine site visits, species found, hiking trails, and the association with SVT. She stated bowhunters were not assigned to this parcel due to past conflicts with Water District hunters, and the vagueness of property boundaries. She stated further the trail system on the southeastern portion needs significant upgrades with footbridges to allow year-round access.

Ms. Dineen urged the Board to walk the site during the winter as the property is otherwise mostly wetland. She opined such a visit would assist the Board in determining long-term plans for this parcel, and that its value to the town would be primarily watershed protection and passive recreation.

It was on motion unanimously

VOTED: To accept the 2004 Land Management Report: Raymond Road East and West, dated December 13, 2004, as presented by the Conservation Coordinator.

Mr. Dennis Mannone, Director, Park and Recreation Commission, stated progress was made in the completion of the Park and Recreation Master Plan with the consulting firm of Gale Associates. He opined this plan assisted the Town in making decisions regarding the acquisition of the Cutting property and an artificial field to be located there.

Mr. Mannone further updated the Board on activities in the Haskell Recreation Area, Heritage Park, and Raymond Land (Feeley Field). Haskell Field will soon have a well which will save the Town money, plans are ongoing for maintenance of fields in partnership with Sudbury Youth Soccer Association, and the new area has received concentrated care with improved turf. Heritage Park has been under the careful eye of the Sudbury Garden Club, which added plantings, performed general cleanup, and completed work on the September 11th Memorial Garden. Feeley Field has seen increased usage by softball leagues as well as soccer and tennis, and upgrades will be made as needed.

It was on motion unanimously

VOTED: To accept the 2004 Land Management Report – December 2004, dated November 30, 2004, from the Park and Recreation Commission, as presented by the Director.

Reports concluded at 9:15 p.m.

Conservation Restriction – 55 Goodnow Road

Present: Deborah Dineen, Conservation Coordinator.

Using maps, Ms. Deborah Dineen, Conservation Coordinator, pointed out where the existing Conservation Restriction #68 was located. She explained that the new owner of property located at 3 Goodnow Road wanted to place a very large swing set [play structure] on the property which necessitated encroachment into the 100' buffer zone. In order to allow this structure, the Conservation Commission

asked for mitigation to protect the area with regard to future owners. The result was the extension of an existing Restriction to prevent any further development of the parcel.

After discussion, it was on motion unanimously

VOTED: To approve the Extension of Conservation Restriction #68, granted by William J. and Cynthia E. Mayer, 55 Goodnow Road, as shown as plan entitled, "Easement Plan of Land in Sudbury, MA." dated May 15, 2003 by Sullivan, Connors and Associates.

2005 Annual Town Meeting Action

A) The Board heard presentations from sponsors of the following articles submitted for 2005 Annual Town Meeting. Discussion ensued as necessary.

Article 2 – Senior Tax Exemption – Ralph Tyler

Article 3 – Curbside Pickup – Peter Glass, and Richard Hoenich, President, Earth Decade Committee

Articles 13, 14, 15 – Carding Mill Pond & Hop Brook Ponds – Mike Fee, Joel Singer, Rich Davison

Articles 34, 35, 36 – Historic Districts Commission – Frank Riepe and Linda Hawes

B) Warrant reports for Selectmen's articles. The Board reviewed draft reports and made no changes.

It was on motion unanimously

VOTED: To approve warrant reports for all Selectmen's articles.

C) Speaker Assignments. The Board reviewed speaker assignments and made no changes.

It was on motion unanimously

VOTED: To accept speaker assignments as presented this evening.

D) Board of Selectmen Positions on Annual Town Meeting Articles.

After discussion, it was on motion unanimously

VOTED: To SUPPORT the following articles: 1, 3, 8, 9, 10, 11, 16 – 35, 37, and 39 – 48.

It was further on motion unanimously

VOTED: To NOT SUPPORT the following articles: 2, 4, and 36.

It was also on motion unanimously

VOTED: To consider the following articles at the Board's next meeting: 5-7, 12 – 15, 38, 49-50.

E) Enterprise Fund Budgets. After discussion, it was on motion unanimously

VOTED: To recommend the following FY06 Enterprise Fund Budgets to Town Meeting:

- 1) Solid Waste Disposal - \$399,843 Direct Costs and \$18,793 Indirect Costs
- 2) Pool - \$426,212 Direct Costs and \$58,434 Indirect Costs

Finance Committee Meeting Report – Budgets

Town Manager Valente updated the Board on recent Finance Committee meetings where various override scenarios were presented and discussed. She distributed handouts featuring different financial scenarios for the Board's review. Brief discussion followed.

Naming of Facilities

Due to the lateness of the hour and potential lengthy discussion, the Board opted to table the discussion of a procedure for naming Town facilities to a later date.

Executive Session

At 11:30 p.m. it was on roll call

VOTED: To go into Executive Session for the purpose of discussing negotiations in real property and litigation matters.

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

There being no further business, the meeting adjourned at 11:50 p.m.

Attest: _____
Maureen G. Valente
Town Manager-Clerk