

IN BOARD OF SELECTMEN  
TUESDAY, APRIL 11, 2006

Present: Chairman William J. Keller, Jr., Vice-Chairman John C. Drobinski, Selectman Lawrence O'Brien, and Maureen Valente, Town Manager.

The statutory requirements as to notice having been complied with, the meeting was convened at 7:37 p.m. in the Lower Town Hall, 322 Concord Road.

**Opening Remarks**

At 7:37 p.m., Chairman Keller, in his new role as voted during the reorganization of the Board of Selectmen on April 4th, opened the meeting. Chairman Keller thanked everyone who attended the Annual Town Meeting on April 3 and April 4, 2006, and in so doing, helped the Town sustain its democratic process. Chairman Keller looks forward to the year ahead and is just as optimistic about all, which will be accomplished as he is for a successful Red Sox season. (Noting it is a good omen the Sox won today on opening day at home!)

**GLAD - Green Landscaping at Dump**

Present: Bridget Hanson, Earth Decade Committee Member, and Carol Hannauer, Earth Decade Committee President and GLAD Chair

At 8:15 p.m., Chairman Keller welcomed Ms. Hanson and Ms. Hannauer to present the Green Landscaping at Dump (GLAD) proposal. GLAD is sponsored by the Earth Decade Committee. Ms. Hannauer briefly summarized the project noting it has been one of her longstanding goals to establish an organic landscape in a prominent place in Sudbury. Ms. Hannauer mentioned it is being done by other communities such as Marblehead and she believes the project also can be a success in Sudbury.

Vice-Chair Drobinski mentioned there are small amounts of grant funding available for this type of project and he will share that information with the group. Ms. Hanson and Ms. Hannauer highlighted a few project goals of GLAD, which are to beautify the untended area by using organic landscaping principles. GLAD would like to start small with work initially focused on the entry area at the Transfer Station. GLAD intends to commission a landscape design, remove weeds, mulch, water and begin to add donated, native plants in Fall 2006/Spring 2007. Plans call for no interference with landfill operations. GLAD does not plan on using any tax dollars to achieve its goals.

Ms. Hanson noted GLAD would like to begin its activities as part of the Sudbury Earth Week and Spring Cleanup on April 29. Thus, GLAD is requesting endorsement for status as a committee to improve landfill landscaping which would be chartered by the Town and officially recognized. GLAD is not requesting any accompanying budget. Ms. Hannauer noted it is intended for GLAD to be recognized as a separate entity from the Earth Decade Committee and not to overlap with the permanent Landscaping Committee. Vice-Chairman Drobinski and Town Manager Valente also reviewed the process for forming a Town committee.

Vice-Chair Drobinski shared his enthusiasm for the project but voiced concerns regarding safety protocols. He suggested scheduling the group's work during regular operation off hours and to consider coordinating a police detail to monitor traffic and equipment issues.

Ms. Hanson asked whether it would be appropriate for GLAD to also fix the fence. Town Manager Valente and the Department of Public Works (DPW) will coordinate with GLAD regarding fence repairs.

A portion of the site to be improved overlaps with property overseen by the Mass. Highway Department. Town Manager Valente will work with the DPW to coordinate communications with the Mass. Highway Department so as to minimize and resolve right-of-way issues and other concerns.

It was on motion unanimously

VOTED: To authorize the Town Manager to work with the GLAD group to establish scope of the project and a mission statement so that GLAD can commence preliminary work to establish a Town committee and advertise for members to improve landfill landscaping subject to consultation with DPW and public safety officials regarding related matters.

#### **Commission on Disability - Appointment**

In response to a question from Chairman Keller, Town Manager Valente noted anyone with questions regarding the Commission on Disability and its activities or other ADA -related matters, can contact Kris Kiesel at the Council on Aging or Wayne Walker, Assistant Town Manager.

The Board reviewed a memo, dated March 27, from David Mortimer, Chair of the Commission on Disability, recommending the appointment of Stephen W. Machnik.

It was on motion unanimously

VOTED: To appoint Stephen W. Machnik, 45 Greenwood Road to the Sudbury Commission on Disability for a term to expire on April 30, 2009.

#### **Family Fair Day - Sudbury Valley Trustees**

The Board reviewed comments and recommendations from Town offices regarding the request for a special permit by the Sudbury Valley Trustees for a Family Fair Day at Wolbach Farm.

Building Inspector, Jim Kelly, noted in a memo dated March 23, 2006, that if tents were to be used, installers would need to obtain a building permit.

Lt. Rick Glavin of the Police Department stated in his memo dated March 23, 2006, that there would be no parking on Route 27 and plans had been made for a traffic detail officer.

Board of Health Director, Bob Leupold stated in his memo of March 24, 2006, that details were needed regarding expected attendance and restroom facilities.

Fire Chief Ken MacLean stated there should be no open flame of cooking inside a fabric structure and any tent needs to be rated non-flammable. Fire Chief MacLean also stated that if the barn is to be used, fire extinguishers need to be available. If extinguishers are needed, the Fire Department can loan them to the Sudbury Valley Trustees.

It was on motion unanimously

VOTED: To grant a special permit to the Sudbury Valley Trustees for Family Fair Day at Wolbach Farm to be held on Saturday, May 6, 2006 from 1:00 to 5:00 p.m. subject to conditions and permits required by the Fire, Police, Health and Building Departments.

### **Minutes**

It was on motion

VOTED: To approve the regular and executive session minutes of March 28, 2006, and the regular minutes of April 3, and April 4, 2006.

### **Reports From the Board of Selectmen**

Selectman O'Brien announced he has been enjoying the respite since the Town Meeting and the reorganization of the Board of Selectmen, which has relieved him of his Chairman duties.

Vice-Chairman Drobinski reported he attended the Girl Scouts Award Ceremony, which was well conducted and impressive. State Senators Resor and Fargo and State Representative Pope attended the event, providing the Girl Scouts with excellent role models. Mr. Drobinski said both Senators are very interested in meeting with the Board in the near future. Town Manager Valente clarified that a meeting between the Senators and the Board is scheduled for May 2nd.

### **Rail Trail Evaluations**

Town Manager Valente reported that, at the April 10th meeting of the Evaluation Task Force for the Rail Trail Conversion Advisory Committee, evaluations were conducted of the proposals received for Environmental and Engineering Assessment. The top three scoring proposals will be further reviewed and discussed at the Evaluation Task Force's next meeting on April 24, 2006 at 7:00 p.m. An invitation has been extended to the Board to also attend. The Board of Selectman will review calendar commitments and those interested in attending the April 24th meeting should notify the Town Manager on April 12th. For Board members who cannot attend that meeting, comments may be submitted to William Place who will carry them to the Committee.

### **House of Representatives Budget Proposal**

Town Manager Valente shared the disappointing news that the House of Representatives proposed a budget with local aid amounts far below Governor Romney's budget proposal. For both the Town of Sudbury and Lincoln-Sudbury Regional Schools, funding will be approximately \$360,000 less than what was anticipated. Ms. Valente is encouraging everyone, including the Finance Committee and both school committees, to let the State Senators and legislators know that these levels of local aid are unacceptable.

### **Town Center Grant**

It was on motion unanimously

VOTED: To accept a \$50,000 grant from The Sudbury Foundation to develop a conceptual plan for the Town Center, establishing an account, and authorizing expenditure under the direction of Town Planner, Jody Kablack.

### **40B Draft Guidelines- Community Housing Committee**

Selectman O'Brien, a member of the Community Housing Committee, reviewed the history of work done to produce a draft entitled, "Guidelines for Comprehensive Permit (40B) Developments." The goal is to

produce a final document, which will serve as a meaningful resource that the Town can distribute to developers to better clarify some of Sudbury's requirements.

Chairman Keller questioned whether the Board of Selectmen is the appropriate body to approve and enact such a policy statement. Vice-Chairman Drobinski also cautioned that it is not the Board's intent to tell the Zoning Board how to conduct business. The Board would welcome the opportunity to advise on such a matter but not act to approve such matters. Chairman Keller echoed this apprehension about crossing the line of Board jurisdictions.

It was on motion unanimously

VOTED: To request the Town Manager Valente to schedule a joint meeting of the Board of Selectmen, Community Housing Committee, and Zoning Board, and Planning Board to review the draft document, "Guidelines for Comprehensive Permit (40B) Developments."

### **NStar Proposed Right-of-Way (ROW) Clearing**

Town Manager Valente distributed pertinent background information regarding the pending NStar Proposed Right-of-Way (ROW) Clearing. Vice-Chairman Drobinski recommended asking NStar to provide Federal Energy Regulatory Commission (FERC) guidelines, which will be followed before proceeding with the project.

Selectman O'Brien suggested a site visit with NSTAR to further explain the type of work to be completed. He also suggested researching the planting guarantee expiration to be sure pertinent deadlines are not missed. Vice-Chairman Drobinski also requested that a written work plan be provided to the Town, including specific start dates.

Further, Chairman Keller requested sharing all information the Board has received with the abutters as soon as possible.

### **Child Safety Seat Program**

Town Manager Valente explained the need to revise who should be authorized to expend funds for the Child Safety Seat Program. Selectman O'Brien took this opportunity to suggest updating the Fire Department website to include information and contact names and hours for assistance from trained officers on child safety seats.

It was on motion unanimously

VOTED: To authorize Maureen G. Valente, as Town Manager and Clerk to the Board, to accept and acknowledge all future donations into the Child Safety Seat Program and further authorize Kenneth J. MacLean, Fire Chief, to expend said funds for the purpose of operating and maintaining the Child Safety Seat Program.

### **Eagle Scouts - Troop 63**

The Board briefly reviewed a letter from Catherine Boothby, dated April 2, 2006, announcing the achievement of the rank of Eagle Scout by Andrew Gentile, 33 Surrey Lane; Patrick DeMarle, 40 Briant Drive; and Justin Brodie-Kommit, 45 Whispering Pine, Sudbury. Ms. Boothby requested letters of

commendation, which will be presented at the Eagle Court of Honor on April 24, 2006 at 7:30 p.m. Barring any conflicts, Selectman O'Brien volunteered to attend as a representative of the Board.

It was on motion unanimously

VOTED: To sign and send a letter of congratulations to Andrew Gentile, 33 Surrey Lane; Patrick DeMarle, 40 Briant Drive; and Justin Brodie-Kommit, 45 Whispering Pine, Sudbury, on attaining the rank of Eagle Scout.

**Executive Session**

At 8:30 p.m., Chairman Keller announced the close of the regular meeting and it was on roll call unanimously

VOTED: To go into Executive Session for the purpose of discussing litigation.

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

There being no further business, the meeting adjourned at 8:30 p.m.

Attest: \_\_\_\_\_

Maureen G. Valente  
Town Manager-Clerk