

**IN BOARD OF SELECTMEN  
TUESDAY, MAY 16, 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 7:30 p.m. in the Lower Town Hall, 322 Concord Road.

**Opening Remarks**

At 7:35 p.m., Chairman Keller opened the meeting by expressing gratitude for finally seeing today the sun in Sudbury after eight continuous days of rain. Chairman Keller reviewed recent and upcoming Town events. The Junior Prom was held on May 12, 2006, and Chairman Keller happily noted there were no accidents reported. The evening was safe and enjoyable for all attendees.

The Memorial Day Parade will begin at 9:30 a.m., and the parade route will pass all of the Town memorial sites and cemeteries. Parade details will be posted on the Town website and will also be covered in the *Sudbury Town Crier*.

Chairman Keller noted that May 19 will mark the 89th birthday of Sudbury resident, Clay Allen, and he extended best wishes to Clay and his family.

Town Manager Valente announced May 21-27 is National Public Works Week. She encouraged everyone to take time to acknowledge the tremendous workload handled by the DPW team led by Director, William Place. The DPW works tirelessly all year on projects to ensure community safety and security. Ms. Valente also displayed a T-shirt, which commemorates the dedication of the Department. Ms. Valente reminded everyone it is this group of dedicated workers who have worked especially hard in recent days to alleviate the flooding crisis throughout New England.

**Mass. Housing Review - The Residences at Sudbury Commons**

Present: Jody Kablack, Planning Director, Kevin Duffy, Steven Duffy, Paul Finger, Bob and Jeff Engler, Jerry Scully, representatives of the Residences at Sudbury Commons Development and Design Team

At 7:40 p.m., Chairman Keller welcomed representatives of The Residences at Sudbury Commons Development and Design Team for a proposal presentation to assist the Board in preparing a response to a letter dated March 28, 2006, from the Mass Housing Finance Agency requesting comments from the Town regarding the development.

Kevin Duffy, Somerset Sudbury Development, LLC Partner, briefly summarized the development plans for 24-residential condominiums to be built under Chapter 40B guidelines at 29 Hudson Road, presently known as Village Green. The existing three buildings will be converted into 16 residential units along with the addition of eight town homes in two new buildings. The proposal includes garage clusters for enclosed parking. Mr. Duffy stated the team is aware of the site location as being in the Historic District and is committed to maintaining the historic style of the surrounding neighborhood in design plans. Mr. Duffy expressed an enthusiastic desire to work closely with the Town Boards to build a development of which the community can be proud.

Paul Finger briefly described the displayed site plan for the proposed development. Mr. Finger explained the site is surrounded on two sides by wetlands. He related that the project has been designed to fit within the existing pavement line and emphasized the streetscape will remain the same from the Hudson Road

vantage point. Mr. Finger also stated that much of the infrastructure is in place and adaptable to many environmental aspects of the project and septic systems.

Robert Engler addressed a few 40B housing issues, noting the law allows the Town to set aside six of the 24 units to be sold in a lottery system. Mr. Engler reviewed the Mass. Housing process which will issue a site eligibility letter within months of receiving the Board's comments and feedback gleaned from tonight's discussion. Upon receipt of this site eligibility letter, the project will next be reviewed by the Zoning Board of Appeals.

Jerry Scully, project architect, stated the plans include improving the elevation at the rear of the site. He also reinforced the intent to work closely with the Town so that designs will maintain the location's historic and aesthetic integrity.

Mr. Duffy stated the site has 2.77 acres, and plans propose 8.66 units per acre. Chairman Keller expressed concern regarding the proposed density of the development and encouraged the applicant to reconsider the number of units. He noted, historically, the Town's preference has been for less dense projects, closer to six units per acre, as opposed to 8.66.

Selectman O'Brien is pleased with the potential to reinvigorate the proposed location. However, he encouraged the applicant to reconsider mixed-use zoning even though the site is presently zoned for commercial purposes. Mr. O'Brien continued to explain that there will be exciting future possibilities for the area once the Rail Trail comes to fruition. He suggested that perhaps a convenience store or coffee shop could be accommodated into the plan. Mr. O'Brien also noted the Town's need for K-8 administration office space, which could fit into one of the existing buildings. This would also help to diminish the unit density ratio. Mr. Duffy responded they are willing to examine the issue. However, based on the commercial occupancy history of the location, they remain leery of the potential success for such businesses.

In response to questions from Selectman O'Brien, Mr. Duffy said townhouse plans offer two bedroom, multi-level units. Further, they will work with the Sudbury Design Review Board to try to accommodate some lower-level units for handicap accessibility.

Vice-Chairman Drobinski asked whether there are any ramifications from the existing cell tower which is on the roof of the large building. Mr. Duffy responded that research needs to be done to determine if it should be relocated. Mr. Drobinski also posed questions, answered by Mr. Finger, regarding three parking spaces in the front of the site and the proposed garage buildings.

Planning Director, Jody Kablack, drew the Board's attention to a letter dated May 8, 2006, from Michael C. Fee, stating the Planning Board determined the proposal to be appropriate. However, the Board encouraged the development design remain consistent with its presence within the Historic District. The design should be reviewed by the Design Review Board, and an analysis of the existing traffic flows be performed as the egress area is extremely problematic.

Chairman Keller asked if it were possible that a few units could be designated for rental versus ownership properties or designated for purchase by the Sudbury Housing Authority. Based on past experience with Chapter 40B developments, Mr. Engler responded it is possible to buy down a unit. However, in towns such as Sudbury, with high-end, desirable real estate, it can be difficult to raise the funds to cover such a large financial gap.

Chairman Keller informed the developers that part of Sudbury's Master Plan is to provide appropriate Chapter 40B housing options. Thus, Mr. Keller anticipates the Board will submit supportive sentiments to

the Massachusetts Housing Finance Agency.

Vice-Chairman Drobinski also supports the proposal and thinks it is an ideal site for residential use of a currently underutilized location. However, he did ask the following conditions be pursued: the historic aesthetics of the area be maintained, the Hudson Road streetscape be maintained, mixed-use zoning be explored, interaction with the Rail Trail development be explored, further analysis of area traffic flows and studies be performed, design coordination and review by the Sudbury Design Review Board, an evaluation of buy-down and rental options, an evaluation of the existing cell tower proximity, and a density evaluation all be performed.

Chairman Keller stated that May 19 is the extended deadline to provide the Board's comments to the Massachusetts Housing Finance Agency.

It was on motion unanimously

VOTED: To authorize the Town Manager, on behalf of the Board, to draft, sign and send an affirmative letter to the Massachusetts Housing Finance Agency, no later than May 19, 2006, supporting the development of The Residences at Sudbury Commons, 29 Hudson Road, noting the following conditions: the historic aesthetics of the area and the Hudson Road streetscape be maintained, mixed-use zoning be explored, interaction with the Rail Trail development be explored, further analysis of area traffic flows and studies be performed, design coordination and review by the Design Review Board, evaluations of buy-down and rental options, proximity of the existing cell tower, and a density analysis all be performed.

**Public Hearing - Utility Petition #06-02 from NStar Electric and Verizon - Nobscot Road**

Present: Christopher Parella, Right-of-Way Manager, Verizon

At 8:08 p.m., Chairman Keller convened the public hearing for the petition by Boston Edison Co., d/b/a NStar Electric, and Verizon New England Inc., to obtain a Grant of Location to accommodate a 41-foot conduit on the easterly side of Nobscot Road in order to provide service to a new subdivision (Mahoney Farms). As required, a hearing notice, dated April 13, 2006, was sent to abutters by regular mail.

The Board reviewed materials, which included 1) a memo from the Town Engineer/DPW Director, Bill Place, dated April 10, 2006, proposing the Board recommend approval subject to the Department of Public Works issuing a street opening permit; 2) a memo from Art Richard, Electrical Inspector, dated May 2, 2006, stating no objections to the installation of the conduit; 3) a letter and conduit petition provided by Christopher Parella, Right-of-Way Manager for Verizon, dated April 12, 2006; and 4) a letter and conduit petition from Richard M. Schifone, Rights and Permits Supervisor for NStar Electric, dated April 4, 2006.

Mr. Parella briefly explained the need to provide services for utilities on the eastern side of the Mahoney Farms property.

Vice-Chairman Drobinski asked if Verizon will also provide access for Comcast (cable provider) to the trench. Mr. Parella responded that it is the responsibility of the developer to coordinate all parties to be on site to ensure efficiency and thoroughness of the project. Selectman O'Brien noted there have been previous occasions in Sudbury when underground conduit work has not been properly planned, and it would be best to avoid this situation in the future. Mr. O'Brien suggested asking the DPW Director to delay issuing the street opening permit until written assurance is received from the developer that all pertinent parties have been notified and every effort has been made to coordinate the installation work when the trench is open. He also reminded everyone of the bylaw, which requires the developer lay in an extra conduit for

future use. Mr. Parella responded it is Verizon's common practice to request an extra conduit as part of the work order, and he suspects NStar follows a similar procedure.

Vice-Chairman Drobinski asked if the pole at the intersection of Concord Road and Union Avenue will be moved in the near future. Mr. Parella responded the intention is to accommodate this request.

Chairman Keller invited comments and questions from the public in attendance.

Ray Bachand, 63 Old Framingham Road, addressed the applicant and requested work be completed expeditiously without unnecessary delays to the area. Presently, there are several construction projects surrounding Mr. Bachand's property, and it is not aesthetically pleasing for him to see markers, flags, and roped off areas for weeks at a time with no work being done. He requested the utility companies be cognizant of this and try to complete the work as quickly as possible.

David Levington, 155 Nobscot Road, asked the timeframe for completion and whether Nobscot Road would be closed for the duration of the project. Mr. Parella responded that the project should be completed in one day, and Nobscot Road will remain open.

It was on motion unanimously

VOTED: To approve utility petition UP06-02 from Boston Edison, d/b/a NStar Electric and Verizon for a 41' conduit on Nobscot Road to accommodate service at a new subdivision (Mahoney Farms) located off Nobscot Road subject to the following conditions: the DPW Director delay issuance of the street opening permit until written assurance is received from the developer that utility and cable companies have been notified when the conduit work will be done; that a coordinated effort will be made to lay all the necessary cable and conduits without having to reopen the area multiple times; that an extra conduit be installed underground for future services and that the contractor remove all markings for the project at the time of completion.

Town Manager Valente will correct the date of the order to April 11, 2006, instead of the erroneous July 11, 2002 noted, as requested by Mr. Parella. Chairman Keller thanked Mr. Parella for his clarifications.

### **Town Forum**

Present: Co-Chairs Lisa Barth and Abby Ward, Ellen Gitelman, Sudbury Day Committee Entertainment Specialist and Peter Harvell, Veterans Agent and Advisory Board

**Sudbury Day Committee** - At 8:32 p.m. Chairman Keller convened Town Forum and welcomed Sudbury Day Committee Co-Chairs, Lisa Barth and Abby Ward, and Committee member specializing on entertainment issues, Ellen Gitelman. Ms. Barth gave an enlightening and enthusiastic presentation highlighting the Committee's mission statement, a summary of the 2005 event and a review of plans for Sudbury Day 2006 on September 16.

In 2005, the event drew a crowd of 2000-2500 people. The event was so successful, it was suggested the rain date location be changed because the event had outgrown its space at Noyes School.

The theme for this year's event will be "Journey to the Equator", featuring crafts and cuisine from the countries along the Equator. Ms. Barth stated it is a renewed goal to try to establish and create activities, which will draw the teen and adult audiences as well as the audience with younger children.

Selectman O'Brien encouraged the Committee to reach out to the Senior Center and Kris Keisel who may be able to provide photos of trips taken to many of the highlighted countries. Ms. Barth said the Committee will continue to communicate with the Senior Center. Unfortunately, the Center has not always had the staffing available to participate. The Senior Center helps in whatever way it can. Last year, the Center sponsored a shuttle bus.

Abby Ward spoke about the expansion of sponsorship this year. There are already more sponsors than last year. As a result, sponsors have been turned away. A decision has been made to limit sponsorships this year, but to increase the fee for those remaining. Ms. Ward also explained that the Committee has been expanded this year to provide a Co-chair to assist Lisa with the Volunteer Subcommittee and a second Co-chair to assist Abby with logistics. Another member will be added to handle the Information Booth. These personnel changes should allow the Committee to better troubleshoot the entire event.

Ms. Ward announced the rain location would be at the Lincoln-Sudbury Regional High School (L-SRHS) but will not be the only activity at the school that day. The Committee is working closely with L-SRHS regarding proposed charges to use the location as a Category 2 event and coordinating use of the facility and parking lots. The Board offered to assist the Committee with discussions with L-SRHS on the charges issue. Chairman Keller also suggested the Committee might gain valuable logistical insight regarding the use of L-SRHS by attending "Jamaica Jamin," which is set up for the party held on graduation night.

Ms. Ward said the Committee expects a potential crowd of 3000 this year and plans have been made to hire additional police detail. It was recommended to have a traffic analysis of the venues done by the Police Department to assist with safety planning. The Committee has also requested approval for the RE/MAX balloons to be used.

Ellen Gitelman discussed information dissemination for the event. A mass email has been planned to announce the activities, and the Committee has its own newsletter. Town Manager Valente suggested working with Mark Thompson to post details on the Town website as well as an ongoing update on the day of the event to keep the community informed. The event will be highlighted in the *Sudbury Town Crier*, which is also a sponsor. Chairman O'Brien suggested the Committee contact Lynn Puorro, cable coordinator, to run promotions on the scroll board of Channel 8 throughout August. It was also suggested the HOPE Sudbury Model be used for creating a segment for Channel 8, where Committee members could record an interview with a sponsor, which could be used as an infomercial to promote the event.

The Committee also requested permission from the Board to use the two, mobile, electronic signs for three days prior to the event to help promote awareness. The request was also made for permission to close the Noyes/Town Hall parking lot from September 15 at 7:00 p.m. to September 16 at 7:00 p.m.

September 16, 2006 will mark the 5th Annual Sudbury Day. The Committee previously provided the Board with a written timeline for event planning and preparation.

It was on motion unanimously

VOTED: To approve the request by the Sudbury Day Committee to close the Noyes/Town Hall parking lot from September 15 at 7:00 p.m. to September 16 at 7:00 p.m., subject to all safety conditions required by the Police and Fire Departments for emergency access.

It was also on motion unanimously

VOTED: To approve the request of the Sudbury Day Committee to use the two, mobile, electronic signs for the day of the event, September 16, 2006, at the discretion and direction of the Sudbury Police Department, for public safety purposes only.

Town Manager Valente expressed how much Town staff enjoys working with this group and complimented the Committee on its professionalism, organization and cooperation with Town departments throughout the year and wished them well for this year's celebration.

### **Veterans' Agent and Advisory Board**

Present: Peter Harvell, Veterans' Agent

Mr. Harvell distributed red poppies to the Board hoping they will be worn to help promote the many Memorial Day upcoming activities. Poppies will be sold on May 21, May 27 and May 28, and sales are used only for charity work and not for Post operations.

Mr. Harvell reported he has seen an increase recently of veterans requesting VA status for medical bills. He believes some of this increase may be due to the heightened awareness related to Medicare requirements. Mr. Harvell is also seeing an increase, which he anticipates will continue to grow, of widows of veterans seeking assistance due to the high cost of heating oil, gasoline, and prescription drugs. Many WWII veterans and families are no longer able to survive on Social Security alone. Massachusetts' veterans are slightly more fortunate than others in the country, since our State is the only one to provide a "Welcome Home Bonus" of \$500 if one has served outside the U.S. and \$1000 if one has served in combat areas such as Iraq and Afghanistan. This is a Massachusetts tradition dating back to World War I.

Mr. Harvell presented an enthusiastic invitation to the upcoming WWII Prisoner of War Art Display and Escape Equipment, which will be on May 20, 2006 from 10:00 a.m. until 2:00 p.m. at Hosmer House. At this event, the Prisoner of War Medal will be posthumously awarded at 2:00 p.m. to Paul Wilson, to be accepted by his widow, Irene. Chairman Keller will be making that presentation on behalf of Sudbury and the ceremony will be photographed. The Prisoner of War Medal was established in 1985 by an Act of Congress to honor all those taken captive while opposing enemy forces from 1917 to the present. Congressman Meehan's office was instrumental in processing the requisite paperwork and providing the medal in a timely manner. The Hosmer House event will also display pictures and memorabilia from many local war aviators, including Don Somers, Fred Hitchcock and Colonel John Godsey, father of Sudbury Town Manager Valente. There will be war maps, blood chits, compasses and many other interesting objects available for review. Ms. Valente noted details of the exhibit are posted on the Town website, and the *Sudbury Town Crier* will have an article in this week's paper announcing the medal ceremony. Mr. Harvell encouraged everyone to visit the exhibit on May 20, and following the Memorial Day Parade on May 29.

Mr. Harvell also mentioned his work with the Wheeler House in Concord, which provides support and group programs for families of deployed soldiers every third Tuesday evening of the month. In response to a question, Mr. Harvell explained there is little offered to help parents of deployed soldiers but more is available for spouses and children. The group at Wheeler House deals with many issues, including practical matters such as filing taxes from overseas, to the emotional issues of isolation from loved ones and information.

Mr. Harvell looks forward to a busy Memorial Day. The flags will be put in the ground soon by Winnie Grinnell and plans are on track for the Parade. This year the Revolutionary War salute will be at 7:30 a.m. at the Revolutionary War statue, followed by visits to the North Cemetery. The Memorial Day Parade, on Monday, May 29, 2006, will begin at 9:30 a.m. at Rugged Bear Plaza. The parade route will encompass all of the local memorial sites. As is Town tradition, Chairman Keller will make a few remarks on behalf of the Town, at the conclusion of the parade. Mr. Harvell hopes everyone will come to the parade and participate in the day's festivities.

In response to a question from the Board, Mr. Harvell noted that presently Sudbury has one enlisted resident serving within the U.S. Several enlisted soldiers from Sudbury's Class of 2003 have recently returned to Town and are now pursuing educational interests. In the recent past, Sudbury has had at least six residents deployed in combat to either Iraq or Afghanistan.

At 9:10 p.m., Chairman Keller thanked Mr. Harvell for his informative presentation and concluded the Town Forum.

**Public Hearing: Foreign Motors West/BMW Dealership**

At 10:00 p.m., Chairman Keller opened, and without discussion, moved to continue a public hearing for Foreign Motors West/BMW Dealership Site Plan #06-382, on property located at 130 Boston Post Road, which was continued from the Board of Selectmen May 2, 2006 meeting. Required materials from applicant were not available in time for tonight's meeting.

It was on motion unanimously

VOTED: To continue the public hearing for Foreign Motors West /BMW Dealership Site Plan #06-382, on property located at 130 Boston Post Road, to June 6, 2006 at 8:00 p.m.

**Minutes**

It was on motion unanimously

VOTED: To approve the regular and executive session minutes of May 2, 2006

**Public Hearing - T-Mobile (16 North Rd.) Site Plan Modification SP#05-379**

It was on motion unanimously

VOTED: To endorse and sign the approved T-Mobile Site Plan Modification SP#05-379 (16 North Road) as recommended by Planning Director, Jody Kablack.

**T. C. Sudbury Development - Donation**

It was on motion unanimously

VOTED: To accept a donation in the amount of \$5,000 from T. C. Sudbury Development (Chiswick Medical Building), pursuant to Condition 22 of Site Plan Decision #04-344, dated October 19, 2004, to be deposited into the Town-wide Walkway Account, and to authorize expenditure of these funds under the direction of the DPW Director.

**Café Decadence - One-Day Wine and Malt License**

The Board considered a request from Brinda Gupta, Manager, Café Decadence, dated May 10, 2006, for a one-day All Alcoholic Beverages License to be exercised on June 3, 2006, from 7:00 p.m. to 11:00 p.m. at Mill Village, Boston Post Road, to accommodate a birthday party. Chairman Keller commented what a great idea it is when planning a celebration to patronize local business establishments.

It was on motion unanimously

VOTED: To grant a one-day All Alcoholic Beverages License to Brinda Gupta, Manager, Café Decadence, to be exercised on June 3, 2006, from 7:00 p.m. to 11:00 p.m. at Mill Village, Boston Post Road, to accommodate a birthday party, subject to the use of appropriately trained staff, liquor liability coverage, and conditions set by the Building, Police and Fire Departments.

**Town Trust Funds - FY Third Quarter Report**

It was on motion unanimously

VOTED: To approve the Town Trust Funds FY06 Third Quarter Report, dated March 31, 2006, acting as Co-Trustees of Town Donations.

Town Manager Valente will pass along the sincere gratitude of the Board to the Trustees for the great work achieved on this task, as requested by Vice-Chairman Drobinski.

**George J. Raymond Scholarship Fund Disbursement**

It was on motion unanimously

VOTED: To approve the disbursement of \$706.46 from the George J. Raymond Scholarship Fund to the 2005-2006 recipient, Erica Hinteregger, as requested by Lincoln-Sudbury Regional High School and Co-Trustee, Andrea Terkelsen.

**Governor's Highway Safety Grant**

It was on motion unanimously

VOTED: To accept a Governor's Highway Safety Grant from the Executive Office of Public Safety in the amount of \$849.92, for reimbursement of overtime used by the Police Department for participation in the program, and to authorize expenditure of these funds under the direction of the Police Chief.

Town Manager Valente noted Massachusetts has one of the lowest rates in the country for use of seat belts. Sudbury is now part of the "Click It or Ticket" program, and funds like these are used by the Police Department to help educate themselves and the public.

**6th Annual Positive Spin for ALS Ride**

It was on motion unanimously



VOTED: To grant permission for the 6th Annual Positive Spin for ALS Ride to be conducted through Sudbury on Sunday, August 13, 2006, during the approximate hours of 12:00 Noon to 6:00 p.m., traveling east on Hudson Road from Stow, north on Concord Road and east on Lincoln Road into Wayland, in support of eight HIV/AIDS organizations throughout Massachusetts; subject to meeting all requirements of the Park & Recreation Director, the Sudbury Police Department and clean up of any litter resulting from the event.

### **Council on Aging - Appointments**

Present: Marilyn Goodrich, Hale Lamont-Havers, Elizabeth David and David Levington

At 8:23 p.m., Chairman Keller welcomed the candidates, Marilyn Goodrich, Hale Lamont-Havers, Elizabeth David and David Levington, for appointment to the Council on Aging. Town Manager Valente explained the need for four appointments due to term expirations and relocation of Council members.

Chairman Keller invited each candidate to address the Board and state their reasons for wishing to serve on the Council.

Marilyn Goodrich stated she has reached a point in her life when it is the right time for her to do this. She has already been drafted as the Secretary for the Council on Aging and is looking forward to being more involved.

Hale Lamont-Havers noted she has worked on two previous Town projects which led her to this service. Through working on Frost Farm and the 2002-03 Senior Center Accreditation projects, Ms. Lamont-Havers received first-hand knowledge of how much the Senior Center is able to do and its many services. She would like to contribute to the great work done in Town for seniors and hopes to honor her former colleague, Dan Claff, by continuing in the footsteps of his service. Now a senior, she would like to contribute in areas of personal interest, such as handicap accessibility issues, senior disaster and emergency planning, as well as pet shelter concerns. Ms. Lamont-Havers would also like to work on an initiative to add a center aisle to the auditorium of the Lincoln-Sudbury High School .

David Levington holds the Senior Center in great regard and believes it is a major asset of the Town. He also noted the major contributions Ed Gottmann provides for Sudbury. Mr. Levington observed that the mission statement for the Council on Aging does not mention money. Since he has financial experience, Mr. Levington hopes to be able to contribute to financial matters and funding efforts. Another goal, is to work on increasing senior housing opportunities in Sudbury.

Elizabeth David explained that she and her husband Barry have lived in Sudbury for 40 years. Mrs. David's career path has led her to being actively involved with seniors. For many years, she worked at a hospice, which provided insight into many of the senior medical concerns. At the Senior Center, Mrs. David has offered classes for seniors on topics such as mortality, spirituality and dealing with change. She has also participated on many committees at her synagogue. Thus, she has a good understanding of organization policies and procedures.

It was on motion unanimously

VOTED: To appoint three new members, Elizabeth David, 70 Thunder Road, Marilyn Goodrich, 76 Robert Best Road, and Hale Lamont-Havers, 173 Morse Road, to replace three Council on Aging members whose terms have expired, for terms to expire on April 30, 2009; and David Levington, 155 Nobscot Road, for a

one-year term to expire on April 30, 2007, to complete the term vacated by Edward Ross, who has moved from Sudbury, as recommended by Council On Aging Director, Kris Kiesel, in a letter dated May 3, 2006.

### **Reports from The Board of Selectmen**

Selectman O'Brien and Chairman Keller attended a joint meeting last Thursday of the Board of Selectmen, Planning Board, Design Review Board, Community Housing Committee, Sudbury Housing Authority and Zoning Board of Appeals to establish Chapter 40B guidelines for community housing. When completed, these guidelines will be a very useful resource for the Town. Mr. O'Brien will also attend a Town Center Improvement Committee meeting on Monday, May 22 at 7:00 p.m. in the Lower Town Hall.

Vice-Chairman Drobinski reported having attended the Wayland Conservation Commission meeting last Thursday, which is involved in the new Wayland Town Center project.

Chairman Keller announced the Lincoln-Sudbury Regional High School (LSRHS) Ultimate Frisbee Team, Taco Wagon, placed in the top ten at the UPA National High School Ultimate Championship on May 13 and May 14 in Pittsburgh, PA. For the second consecutive year, the team also won the Massachusetts Central Division Title and received an invitation to the State Championships at Fort Devens on June 4. Chairman Keller congratulated the 22-member team and wished them well in their next competition.

Chairman Keller also mentioned the Lincoln-Sudbury Regional High School Ocean Sciences Team won the regional Blue Lobster Bowl in March and will be competing this week in the California national championship. Team members, Alexander Stubbs, Anna Simon, Kevin Liu, Alex Vai and Brian McDermott, were featured in a full-page photo spread in the May 7 *Boston Globe Magazine*. Chairman Keller congratulated the team and wished them well in the nationals.

Chairman Keller reported having received resident feedback regarding an agenda item from the May 2, 2006 meeting regarding T-Mobile's request for another cell tower. A few T-Mobile cell users have confirmed that coverage is inadequate. Selectman O'Brien also commented he has received feedback that residents appreciated the positions broached by the Board in that May 2 discussion. Town Manager Valente commented that safety and emergency needs are a Town priority and more research needs to be done to determine if there are still 911 gaps in coverage with certain cell providers.

### **Rail Trail Conversion Advisory Committee - Contract Approval**

It was on motion unanimously

VOTED: To approve the award of contract to Fay, Spofford & Thorndike, LLC, of Burlington, Massachusetts, for an engineering and environmental assessment of conversion of the rail bed in Sudbury owned by the Executive Office of Transportation, into a section of the Bruce Freeman Rail Trail, pursuant to the evaluation of proposals, in accordance with the Town of Sudbury Request for Proposals and the response thereto, at the fixed fee of \$25,000.

### **Metropolitan Area Planning Council - Candidates for Officers**

Town Manager Valente distributed to the Board a memo dated May 9, 2006, from Jean Delios, Chair of the Nominating Committee, listing the candidates for Officers of the Metropolitan Area Planning Council for terms to begin on May 25, 2006: Richard Dimino (Gubernatorial) for President; Gordon Feltman, Bedford

(Town) for Vice President; Grace S. Shepard, Sherborn (Town) for Treasurer; and Jeanne E. Richardson, Boston Water and Sewer Commission (Ex-Officio) for Secretary.

It was on motion unanimously

VOTED: To endorse and support the slate of candidates as presented as Officers of the Metropolitan Area Planning Council for terms to begin on May 25, 2006: Richard Dimino (Gubernatorial) for President, Gordon Feltman, Bedford (Town) for Vice President, Grace S. Shepard, Sherborn (Town) for Treasurer, and Jeanne E. Richardson, Boston Water and Sewer Commission (Ex-Officio) for Secretary.

### **Sudbury Agricultural Commission**

Town Manager Valente distributed a letter from Laura B. Abrams, on behalf of Sudbury's Agricultural Commission, requesting permission to sponsor a banner and float for the July 4th Parade highlighting local agricultural endeavors.

It was on motion unanimously

VOTED: To endorse the request from the Sudbury Agricultural Commission to enter a float and a banner in the July 4, 2006 Parade promoting agriculture and farming in Sudbury.

### **MEMA Flood Damage Request**

Town Manager Valente informed the Board she has received reports from department heads on flood damage to the Town at the request of MEMA. She is grateful to report the Town withstood the eight days of rain well, and the dams are in good condition. The river has been monitored closely. Ms. Valente expressed sincere empathy for the communities and public workers throughout the Commonwealth who did not fare as well. Ms. Valente understands the difficult road to be traveled ahead by many of these towns as they address the physical, emotional and financial ramifications of the flood damage. She extended best wishes to all in need.

### **Senate Budget**

Ms. Valente announced the Senate's proposed budget, with estimates for Chapter 70 funds, additional assistance and lottery funds appears positive. She feels more confident Sudbury will make up ground with the Senate budget as compared to the originally proposed House budget. The goal is to at least match what has been earmarked for State funds in the approved Town budget. Anything above that would be a welcome surprise.

### **Middlesex Retirement System**

Town Manager Valente continues her goal of bringing public attention to the critical issue of the Middlesex Retirement System (MRS). She reviewed a bit of the history, noting that in 1945 communities with a population below 10,000 were required to join a county retirement fund. Thus, Sudbury is part of MRS. The governance of the present system is extremely dysfunctional and ineffective. There is no town accountability, the overseeing body is imbalanced for representation, and the program has no real scrutiny. Sadly, the burden falls ultimately on the taxpayers to fill the gaps caused by this arrangement. She will keep the Board abreast of future developments.

**Capital Improvement Planning Committee - Kudos**

Town Manager Valente acknowledged the dedicated and diligent work done by the Capital Improvement Planning Committee and apologized for unintentionally omitting the group from her recent capital projects newsletter.

**Route 117 Fire Station and Relocation of Poles**

Town Manger Valente reported renovation work has begun on the Route 117 Fire Station floor, and the work is on schedule. Work is also being done to relocate two telephone poles at the intersection of Concord Road and Union Avenue.

**Rail Trail Conversion Advisory Committee - Size Reduction**

Town Manager Valente asked the Board to consider reducing the size of the Rail Trail Conversion Advisory Committee, which presently has six staff members and nine at-large members who are not all present at meetings, making a quorum based on nine at-large members difficult to achieve.

It was on motion unanimously

VOTED: To recommend the Rail Trail Conversion Advisory Committee reduce its size to accurately reflect the current active membership.

**Finance Committee**

Town Manager Valente attended the recent Finance Committee meeting and announced that Bob Jacobson was appointed the new Chair of the Committee. Mike Grosberg is no longer a Committee member, and Charles Woodard was appointed to fill his seat.

**Flynn Building Boiler and Gasoline Budget**

Town Manager Valente reported the boiler in the Flynn Building failed this week during the rainy, unseasonably cold weather. Due to budget constraints, the boiler will not be fixed until the start of the new fiscal year. Also, Ms. Valente is also working to address a shortage in the budget for gasoline and diesel fuel.

**Wayland-Sudbury Septage System**

Town Manager Valente requested the Board's assistance in evaluating what is best for the Town regarding the future of this facility. In response to a question from Chairman Keller, Ms. Valente explained its budget functions much like an enterprise fund in that it spends no more than what it takes in. Presently, the fund holds about \$600,000 in retained earnings. If the system were dissolved, Sudbury and Wayland would share the costs of shutting down the facility out of this fund.

Vice-Chairman Drobinski hopes that in the process of determining the future of the facility the impact on the Sudbury taxpayer will be considered. He also asked if there would be a public health issue if residents choose not to pump their septic systems. Chairman Keller added he would like to see a listing of local companies that use the facility.

**Executive Session**

At 9:50 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 collective bargaining and litigation. Chairman Keller announced regular session would not reconvene following Executive Session.

There being no further business, the meeting adjourned at 9:50 p.m.

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

Maureen G. Valente  
Town Manager-Clerk