

IN BOARD OF SELECTMEN  
TUESDAY, JULY 24, 2007

Present: Chairman John C. Drobinski, Vice-Chairman Lawrence O'Brien, Selectman William J. Keller, Jr., and Wayne R. Walker, Assistant Town Manager

Absent: Maureen Valente, Town Manager

The statutory requirements as to notice having been complied with, the meeting was convened at 7:31 p.m. in the Lower Town Hall, 322 Concord Road.

**Opening Remarks**

Chairman Drobinski announced that the Annual Truck Day was a success. He said he hoped everyone who attended had a good experience learning more about Town equipment from the Fire and Police Departments and the Department of Public Works.

Chairman Drobinski also announced that the Sudbury Park and Recreation Commission continues its Concert Series throughout the summer. He said the concerts are a great way to spend a summer evening, and encouraged everyone to view schedule details on the Town's website.

Mr. Drobinski reported that plans are progressing well for Sudbury Day on September 15, 2007. Event details are posted on the Town's website, and anyone interested in helping should contact the Sudbury Day Committee.

Chairman Drobinski asked residents to be careful when driving, and to be mindful of more pedestrians and bikers outside enjoying the summer weather.

Chairman Drobinski welcomed Vice-Chairman O'Brien back from vacation. He also reported that Town Manager Valente will be absent from tonight's meeting since she is attending an Executive Management Training conference in Virginia this week. In Ms. Valente's absence, Assistant Town Manager, Wayne R. Walker, was welcomed to the meeting.

It was on motion unanimously

VOTED: To appoint the Assistant Town Manager, Wayne R. Walker, as Secretary and Clerk Pro Tem, in the absence of Town Manager Maureen Valente, for the July 24, 2007 Board of Selectmen's meeting.

**Community Preservation Committee - Appointment Interview**

Present: Interviewee Seamus O'Kelly and Christopher Morely, Community Preservation Committee Chair

At 7:40 p.m., Chairman Drobinski reported that an opening exists on the Community Preservation Committee (CPC) due to the resignation of Mark Kablack. He acknowledged and thanked Mark for his outstanding service to, and untiring efforts on behalf of, the CPC. Chairman Drobinski also announced that three candidates expressed interest in the position: Georgette Heerwagen, who has withdrawn her name from consideration; Mary Addonizio, who is unable to attend tonight's meeting; and Seamus O'Kelly, who is in attendance this evening. Mr. O'Kelly was invited to tell the Board why he is interested in serving on the CPC.

Seamus O'Kelly, 16 French Road, has lived in Sudbury 10 years. He is interested in many issues under the Committee's purview such as Chapter 40B housing, preservation of open space, historic properties, recreational activities and community housing. Mr. O'Kelly is a practicing real estate and litigation lawyer in Boston. He said he would like to become more involved in the community.

In the spirit of full disclosure, Vice-Chairman O'Brien reported that he is acquainted with Mr. O'Kelly through local school activities, and had recommended to Mr. O'Kelly that he apply for the position.

Selectman Keller reported that Georgette Heerwagen, 91 Robert Best Road, expressed to him her continued interest in serving the community in another capacity. However, Ms. Heerwagen withdrew herself from consideration for this position because she believes the CPC will be better served by having an attorney as a member. Ms. Heerwagen, in this way, implicitly endorsed the candidacy of Mr. O'Kelly. Based upon his experience, Chairman Drobinski agreed that having an attorney as a CPC member is extremely beneficial.

Selectman Keller referenced a recent article in *The Boston Globe* discussing the wide variances in CPC funds received throughout the State. Mr. Morely noted that Sudbury works diligently to apply for significant matching funds, and receives one of the largest CPC payments in the Commonwealth.

CPC Chair Chris Morely reported that the Committee interviewed the three candidates previously mentioned, along with Eric Richard, who withdrew himself from consideration due to scheduling conflicts. He said the Committee would welcome Mr. O'Kelly's participation when it resumes meetings in September.

In response to a few questions from the Board, Mr. O'Kelly stated that he would have supported the recent decision for CPC funds to be used for artificial turf for the Lincoln-Sudbury Community Field. He also would support the CPC helping to fund other areas addressed by the Community Preservation Act statute such as community housing and historic preservation of existing structures.

It was on motion unanimously

VOTED: To appoint Seamus O'Kelly, 16 French Road, to the Community Preservation Committee to fill a vacancy occasioned by the resignation of Mark Kablack, for a term to expire on April 30, 2010.

Mr. O'Kelly was informed that an official appointment letter will be sent to him. Upon receipt of that letter, he should contact the Town Clerk's office to be sworn in for duty.

**Public Hearing: Omnipoint Communications, Inc.**

Present: Jennifer Trotta, Prince, Lobel, Glovsky & Tye LLP; the Radio Frequency Engineer from Omnipoint; Jody Kablack, Director of Planning and Community Development

At 8:00 p.m., Chairman Drobinski opened a public hearing regarding Site Plan Application #07-002 of Omnipoint Communications, Inc., 712 Boston Post Road, Martel Business Realty Trust, owner, in accordance with Town of Sudbury Zoning Bylaw Art.IX, Section 6370, Minor Site Plan Review, for installation of wireless services.

Ms. Kablack reported that the hearing was advertised in the *Sudbury Town Crier* on July 5 and July 12, 2007, and abutters were duly notified. She briefly reviewed the following material previously received by the Board: the Application for Site Plan Approval for a Wireless Communications Facility submitted by Omnipoint Communications, Inc., on May 22, 2007, and accompanying material including a dimensional variance issued by the Zoning Board of Appeals; a letter from Fire Chief Kenneth MacLean dated June 11, 2007 noting no objections, and requesting reservation of no-cost antenna and equipment space

and installation for present and future department communication needs as part of the condition of approval; a memorandum from Conservation Coordinator Debbie Dineen dated June 6, 2007, stating no need for the Commission's involvement; a letter from DPW Director/Town Engineer William Place dated May 31, 2007, noting no objections, but recommending that the ballast should be sized, and designed by a registered professional structural engineer, to prevent the antennas from collapsing during severe storms; a letter dated June 28, 2007, from the Sudbury Planning Board Chairman Michael Fee, recommending approval subject to confirmation of the design's safety by a registered structural engineer and requesting that, if approved, Omnipoint be encouraged to withdraw its current application before the Zoning Board of Appeals.

Ms. Trotta briefly reviewed the history of the new request. She explained that the Town boards had previously suggested the applicant research alternative sites that are within the overlay district. She further described that the new proposal is to install, operate and maintain three antennas for wireless communications within two faux vent pipes mounted to the rooftop on the existing building at 712 Boston Post Road. The new wireless system on the roof could be entirely camouflaged, with no need to build a tower. Ms. Trotta described the plan as a standard telecommunications buildout, which includes the GPS and E-911 antennas required by the FCC. Ms. Trotta emphasized that the proposal is within the Wireless Services Overlay District, and it should have no adverse effect on the immediate neighborhood.

In response to a question from Selectman Keller, Ms. Trotta confirmed that, if this plan is approved, Omnipoint will withdraw its application for an alternative site at the Bartlett greenhouse property.

Vice-Chairman O'Brien requested that a formal response from the Police Department and the Department of Public Works be obtained regarding their equipment needs, and that it be incorporated into the application. Ms. Trotta responded that the applicant will do its best to accommodate what it can to meet the Town's needs within the terms of the lease agreement it has already signed with the landlord. Ms. Trotta will also research and provide the Town with examples of language from other communities, which might satisfy the requirements of the public safety Town offices. Ms. Kablack will obtain the requested information from the Town's public safety departments for review. Vice-Chairman O'Brien also requested current coverage maps be provided to the Town.

Ms. Kablack reported that the Planning Office has plans to revise the telecommunications bylaw for presentation at the 2008 Annual Town Meeting. She stated that, as technology upgrades, new features and new services become available to the public, the Town's coverage needs increase as well. Ms. Kablack has found Omnipoint to be very cooperative in helping the Town identify the "next generation" of sites and hilltops to accommodate the Town's needs. She hopes to convene a group in the fall to begin researching this data.

Chairman Drobinski commended Omnipoint for its flexibility and willingness to work so well with the Town.

It was on motion unanimously

VOTED: To continue the public hearing regarding Site Plan Application #07-002 of Omnipoint Communications, Inc., 712 Boston Post Road, Martel Business Realty Trust, owner, in accordance with Town of Sudbury Zoning Bylaw Art.IX, Section 6370, Minor Site Plan Review, for installation of wireless services, for a decision approval on September 11, 2007, at 8:00 p.m., and to instruct Town staff to prepare an affirmative decision, subject to receipt of formal responses from the Police Department and Department of Public Works regarding communication needs, receipt and review of applicable public safety language to be provided by the applicant and submission of an updated coverage map for Sudbury from the applicant.

**Public Hearing: Chapter 61B Land Acquisition - Young Property - Right of First Refusal**

Present: Jody Kablack, Director of Planning and Community Development

At 8:30 p.m., Chairman Drobinski opened a public hearing regarding whether the Town should exercise its statutory right of first refusal option to purchase land at 804 Boston Post Road. The hearing was advertised in the *Sudbury Town Crier* on July 12 and July 19, 2007, and abutters were duly notified.

Ms. Kablack noted, for the record, that the applicant is ill and unable to attend tonight's meeting as expected. However, she continued to state that the absence of the applicant does not negate the Board's ability to discuss this matter. She briefly reviewed the materials previously provided to the Board for review which included: A Notice of Intent to Sell filed by George W. Young, Jr., dated May 22, 2007, for property located at 804 Boston Post Road; a layout and grading plan of 804 Boston Post Road, dated February 7, 2006; a letter from the Conservation Commission dated June 17, 2007, stating several reasons for its recommendation that the Town pursue acquisition of this parcel; a letter from the Board of Selectmen dated June 20, 2007 sent to George W. Young, Jr., 804 Boston Post Road, informing him that the Town would like to exercise its right to survey and inspect the land, conduct soil testing and to perform a visual inspection on June 25, 2007; a letter dated June 28, 2007 from the Sudbury Planning Board Chair Michael Fee, recommending that the Town schedule a multi-board meeting to explore the feasibility of the property for municipal use, and investigate the current purchase offer for its credibility and accuracy; a letter from the Town Manager dated July 5, 2007, notifying the seller that the Town has conducted a visual inspection of the property and has scheduled Schofield Brothers of New England to conduct soil tests on July 17, 2007.

Ms. Kablack also provided a brief history of the approximate seven-acre property, which has a purchase offer for \$815,000 with no contingencies. The property is within the Wayside Inn Historic district, has some wetlands, and currently has a single family dwelling on the site. She further reported that the property had been previously offered to the Town in 2005 for \$465,000 with restrictions. However, in 2005, the Town thought the restrictions were too limiting, and the owner declined the Town's request to sell for unrestricted use.

Ms. Kablack also reported that Town Counsel has concluded that the current purchase offer is *bona fide*. She also stated that the Wastewater Technical Advisory Committee (TAC) endorsed the property as a promising acquisition for the Town as a potential wastewater treatment facility. TAC provided funding for the completion of soil testing which was performed last week. Ms. Kablack received the soils testing reports today, which concluded that the soils cannot support a large wastewater system. Since the property has been declared ineligible as a large wastewater facility site, other uses should be considered by the Town. At the request of the Board, Ms. Kablack will ask Board of Health Director Bob Leupold to determine what size wastewater disposal system could be accommodated by the soils. She will provide the Board with this information prior to its next discussion of this topic.

Ms. Kablack stated that a previous conceptual plan had been provided for the property to be developed into three lots. She believes the property lends itself to a variety of municipal uses, including affordable housing, conservation/park open space, and recreation.

Ms. Kablack reported that the Board has until September 19, 2007 to vote on whether to exercise the option to purchase. If the Town chooses to exercise that option, it then has 90 days to authorize the acquisition by a Town Meeting vote. An appraisal will also need to be completed within that timeframe. If the Town purchases the property, there would be no restrictions on use. She recommended that all applicable Town boards, committees, historic and housing groups include this discussion on their agendas this summer, and provide input to the Selectmen for consideration in their future deliberations.

At 8:41 p.m., Chairman Drobinski opened the discussion for public input. Ian Feldberg, 24 Peakham Road, came to this meeting anticipating a negative discussion revolving around plans for a wastewater facility. Thus, he stated he is pleasantly surprised to hear the possibilities of the property being acquired by the Town for open space, recreational or other municipal uses. He would support the land being used in any manner which maintained its current aesthetic quality, as long as his privacy is not impacted.

Karen Palumbo, 11 Lafayette Road, asked if the property could be developed as a Chapter 40B project if the Town does not exercise its right of first refusal. She was informed that would be a possibility. Ms. Palumbo stated her preference for the Town to pursue the property for recreational purposes. She also asked for clarification of wording on the site plan describing Lot 4. Community Preservation Committee Chair Chris Morely responded that Lot 4 is noted as "not a buildable lot" on the plan.

Vice-Chairman O'Brien noted that many Town groups will be expressing ideas for the property throughout the next several weeks. He told the abutters it is very likely that the Sudbury Housing Trust could propose using the property for a combination of municipal purposes, including affordable housing.

Conservation Coordinator Debbie Dineen stated that there are presently no trails on the property which connect to adjacent neighborhoods. However, she noted that there are a few internal trails currently enjoyed by the owners, as well as a garden which could be renovated for public use. She also said that an on-site pond could also be converted to a public skating area. Ms. Dineen wondered whether the Town would be able to condition the potential buyer to limit clearing and then limit the development to only one house, if the Town does not purchase the property. Ms. Dineen stated that the Conservation Commission will review the soils reports and then provide an official opinion at a later date.

Dan Pellagrino, 18 Peakham Road, said that the buyer may currently state the offer is for one house on the property, but can change the number of potential house lots at any time. The Board concurred. Mr. Pellagrino also asked for clarification on how the Town would pay for the purchase. Chairman Drobinski responded that all appropriations must be voted at a Town Meeting. Depending on the property's intended use, there could be Community Preservation Act funds allocated, subject to review and recommendation by the Community Preservation Committee.

Mr. Pellagrino also questioned how numerous trees could be allowed to be cut on a parcel of property within a historic district, since the Town has not allowed him to remove a tree on his own property because he lives on a designated scenic road. Chairman Drobinski clarified the justification for clearing on public ways for public safety considerations and said the Board could review the matter for consistency, if more information is provided. Mr. Pellagrino prefers not to have trees cut if the property is purchased because that would expose the frontage of his house to Route 20. Mr. Pellagrino informed the Board that he has made a standing offer to the present owner of the property for more than \$815,000.

Bob Kukura, 16 Peakham Road, would like the property to be maintained in a forested state because he believes the large number of trees helps to minimize the noise from Route 20, and enhances the aesthetics in the area.

Chairman Drobinski announced that the Board is gathering information at this point in the public process. He stated that many Town boards, committees and groups will be asked to deliberate this issue and report their opinions to the Board. After hearing from many Town constituencies, the Board will make its decision as to whether it should exercise its right of first refusal. If the Board ultimately decides to recommend that the property be purchased by the Town, a plan for its best public use will be developed and presented for consideration at a Town meeting. This plan will also include a recommendation as to the most cost effective use of taxpayers' resources to acquire the property.

Vice-Chairman O'Brien reminded abutters that they will not be notified each time a Town group or committee discusses this issue in the coming weeks. He encouraged interested parties to check the Town's website for meeting agendas, if they wish to remain involved in the dialogue. Mr. Morely also confirmed that as the Town considers exercising its option to purchase, the Community Preservation Committee will discuss the matter at multiple public meetings in preparation for a fall Town Meeting.

It was on motion unanimously:

VOTED: To continue the public hearing regarding whether the Town should exercise its right of first refusal option to purchase land at 804 Boston Post Road to a future Board of Selectmen's meeting to be determined at a later date.

**Verizon - FIOS Network Discussion**

Present: Patric Musseau, Verizon Right-of-Way Manager; Paul Dinardo, White Mountain Cable

At 9:13 p.m., Chairman Drobinski welcomed Mr. Musseau to explain how Verizon's FIOS network and fiber optics cable will be installed throughout the Town.

Mr. Musseau provided a brief overview of the project and explained that construction is scheduled to begin in August, with hopes of completing work in a significant number of subdivisions so that systems are operational by the end of the year. In response to a question, Mr. Musseau said a few thousand residents have taken the service.

Mr. Musseau has met with Executive Assistant to the Town Manager Mary McCormack and Department of Public Works (DPW) Director Bill Place to coordinate the project and develop a phased schedule for construction. A map was exhibited depicting the proposed eleven phase locations, beginning in North Sudbury, which will be finalized with the approval of Bill Place. He provided the Board with lists of 180 Sudbury streets, of which 50 streets can be modified because Verizon has conduit infrastructure in place. The remaining 130 streets, where Verizon has "direct buried" cables, will require subsurface installations of new conduit lines. The full installation should take approximately two to three years. However, Mr. Musseau stated that the ideal is to aggressively have the build-out done next summer. For any street resurfaced within the last three years, Verizon will bore under the street for the installation. If work begins in August, Mr. Dinardo estimated that possibly five phases of installations could be completed before winter.

Mr. Musseau and Mr. Dinardo assured the Board that Verizon and its contractor White Mountain Cable will work closely with the DPW Director and Town staff to address any concerns throughout the duration of the project. He also stated that the Town's website will be updated throughout the installation process so that neighborhoods can anticipate and be aware of work schedules.

Conservation Coordinator Debbie Dineen emphasized that permits will need to be issued prior to any work being done near wetlands. She also stated that the next Conservation Commission meeting is not scheduled until August 13, 2007. Ms. Dineen recommended that Mr. Musseau meet with her to review the scheduled phases of construction so that she can help identify areas which may need to be delayed for permitting purposes. If necessary, she suggested that perhaps a generic permit could be issued to simplify the process.

Vice-Chairman O'Brien asked when the cable access channel will be live. Since this is not within Mr. Musseau's jurisdiction, he will research this concern. Mr. Musseau said that either he or a Verizon public affairs employee will communicate the answer to Ms. McCormack before the end of the week.

Mr. Dinardo distributed to the Board red door-tag notices which will be circulated to residents to inform them of the project. The tag also lists a toll-free telephone number which will be manned each day from 7:00 a.m. to 5:00 p.m. Vice-Chairman O'Brien also mentioned putting a message on the Channel 8 scroll board to help inform the community.

The Board thanked the representatives from both companies for the informative update. Chairman Drobinski encouraged them to continue their coordination of efforts and communication with Town staff and public safety officials throughout the process. Discussion was closed at 9:36 p.m.

### **Minutes**

It was on motion unanimously

VOTED: To approve the regular and executive session minutes of July 10, 2007.

### **Board of Appeals - Resignation**

It was on motion unanimously

VOTED: To accept the resignation of Stephen Richmond, 10 Alta Road, as a member of the Board of Appeals, as requested in his letter dated July 10, 2007, and to send him a letter of appreciation for his years of service to the community.

### **Pledge of Liquor License - Lotus Blossom Restaurant**

It was on motion unanimously

VOTED: To approve and sign, as the Licensing Authority for the Town of Sudbury, in accordance with MGL c138, s. 12, vote to approve a Pledge of Liquor License for Ho-Tai Sudbury, Inc., d/b/a Lotus Blossom Restaurant, 394 Boston Post Road, to TD Banknorth, N.A., as requested in a letter dated June 29, 2007, from David L. Crowley, Jr., Esq.

### **Street Acceptance Orders of Taking - Fox Hill Drive, a Portion of Mary Catherine Lane and Skyview Drive**

It was on motion unanimously

VOTED: To sign the Orders of Taking relative to streets accepted at the 2007 Annual Town Meeting under Article 13: Fox Hill Drive, Mary Catherine Lane (portion), and Skyview Drive.

### **Sudbury Historical Commission - Appointment**

It was on motion unanimously

VOTED: To approve the appointment by Town Manager Maureen Valente of Ellen M. Given, 60 Green Hill Road, to the Sudbury Historical Commission, for a term to expire April 30, 2008, as requested by Jim Hill, Sudbury Historical Commission Vice-Chair, in a memo dated July 20, 2007.

**Conservation Restriction - Concord Road Nominee Trust**

It was on motion unanimously

VOTED: To approve the Conservation Restriction, granted in perpetuity, in accordance with M.G.L. c.40 s.8C, by Francis Vanaria, individually and as Trustee of Concord Road Nominee Trust, of 724 Concord Road, Sudbury, dated May 30, 2007, on portions of the properties located at 10 Frost Lane and 780 Concord Road, shown on "Conservation Restriction Plan in Sudbury, MA," by Sullivan, Connors and Associates, dated April 26, 2006.

**Conservation Restriction - Grouse Hill, LLC**

Director of Planning and Community Development Jody Kablack displayed to the Board a large copy of the site plan.

It was on motion unanimously

VOTED: To approve the Conservation Restriction, granted in perpetuity, in accordance with M.G.L. c.40 s.8C, by Grouse Hill, LLC, William A. Depietri, Manager, dated May 1, 2007, on a 14.278 a. portion of the 30.704 a. property off Old Framingham Road, Sudbury, as shown on "Plan of Land in Sudbury, Massachusetts" prepared by Sullivan Connors & Associates, dated December 20, 2006.

**Reports From the Board of Selectmen**

Selectman Keller reported that he visited the Lincoln-Sudbury Regional High School (L-SRHS) Community Field this week. He was pleased to announce that the artificial turf is fully installed, the field has been lined for all sports, and a portion of the bleachers has been constructed. He encouraged the community to visit the field this summer.

Vice-Chairman O'Brien reported that the Sudbury Housing Trust had a productive meeting with Habitat for Humanity while he was on vacation. He will pursue an update of that meeting, and he looks forward to the Town's prospect of working with such a reputable organization. Chairman Drobinski added that Lincoln-Sudbury Regional High School has had a long-standing and successful relationship for students to be involved in Habitat for Humanity programs.

Chairman Drobinski reminded the community that there will be a ribbon-cutting and dedication ceremony for the new Council on Aging transportation van at the Fairbank Center on Thursday, July 26, 2007 at 3:00 p.m.

**Reports from the Assistant Town Manager**  
**Budget Task Force - Applications for Appointment**

Assistant Town Manager Walker distributed to the Board ten Applications for Appointment from individuals interested in serving on the recently formed Budget Review Task Force. The Board will review these applications for discussion and appointment at a later date.



**Sudbury Fire Department - Uxbridge Fire**

Assistant Town Manager Walker reported that the Sudbury Fire Department was one of 45 municipalities that responded in some capacity to help the Uxbridge Fire Department fight the fire in the 350,000 square-foot Bernat Mill complex last weekend. Sudbury sent two pieces of apparatus along with seven firefighters, and Sudbury's Fire Chief assisted in a command position. The Town Manager of Uxbridge sent a letter of gratitude to Sudbury for its support during this tragic event.

It was on motion unanimously

VOTED: To authorize Town staff, on behalf of the Board and the Town of Sudbury, to draft and send a letter of commendation and gratitude to the Sudbury Fire Department for its exemplary work and assistance provided to the Uxbridge Fire Department during its recent tragic blaze.

**MMA - Action Alert**

Assistant Town Manager Walker distributed to the Board an alert received from the Massachusetts Municipal Association regarding proposed legislation which would allow and authorize shift minimum manning for fire departments as a mandatory subject of collective bargaining at the local level. The proposed bill could potentially allow the State Joint Labor-Management Committee (JLMC) to determine staffing levels in local fire departments. Mr. Walker has contacted State Representative Tom Conroy to express Sudbury's concerns about the proposed bill, and he will also send a follow-up letter to that effect to Mr. Conroy.

The Board asked that Town staff, on behalf of the Board and the Town of Sudbury, draft a letter to be sent to State Representative Tom Conroy, with copies to be sent to Senators Resor and Fargo, expressing Sudbury's opposition to the proposed Minimum Manning Bill for Firefighters (H2531). It should be noted that the Town views this proposal as an example that would create another unfunded State mandate that eliminates local management rights. The letter should also request a written response to Sudbury's Town Manager and the Board of Selectmen.

**Phase II Bruce Freeman Rail Trail - Four-Season Comprehensive Wildlife Study RFP**

Present: Jody Kablack, Director of Planning and Community Development

Ms. Kablack distributed copies to the Board of Draft #5 of the Four-Season Comprehensive Wildlife Study Sudbury Section: Phase II Bruce Freeman Rail Trail Request for Proposals, dated July 24, 2007. She reported that the document has been reviewed by Town staff and has received final revisions. Ms. Kablack further stated that the title search is underway. Once completed, the title search will be evaluated by Town Counsel to insure clear title. Conservation Coordinator Debbie Dineen received input from the Rail Trail Conversion Advisory Committee, and she will have another meeting this week from which final edits will be incorporated into the document. Ms. Kablack reported that a preliminary title search indicated that 16 of 54 properties may require additional research.

Chairman Drobinski reported that a wetlands specialist also reviewed the document and suggested only minor comments.

It was on motion unanimously

VOTED: To authorize the Town Manager to sign and release the Four-Season Comprehensive Wildlife Study Sudbury Section: Phase II Bruce Freeman Rail Trail Request for Proposals, dated July 24, 2007, subject to title search work being confirmed as satisfactory by Town Counsel.

**Executive Session**

At 9:42 p.m., Chairman Drobinski 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 Drobinski announced regular session would not reconvene following Executive Session.

There being no further business, the meeting adjourned at 9:42 p.m.

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