

IN BOARD OF SUDBURY SELECTMEN
TUESDAY, OCTOBER 9, 2007

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

Absent: Maureen G. Valente, Town Manager

The statutory requirements as to notice having been complied with, the meeting was convened at 7:32 p.m. in the Lower Town Hall, 322 Concord Road.

Opening Remarks

At 7:32 p.m., Chairman Drobinski opened the meeting. He reminded the community that there will be a Special Election on October 16, 2007, to vote for a new representative in Congress, and to vote for the debt exclusion issue of construction of a new Police Station. He encouraged everyone to vote on these important matters on October 16th.

Chairman Drobinski announced the recent deaths of two valued members of the Sudbury community, "Babe" Stephan and Dorothy Piper. Chairman Drobinski extended the Town's condolences to the families and friends of both women.

Vice-Chairman O'Brien asked residents to be careful when driving, and to be mindful of pedestrians and bikers now that the days are shorter, and darkness comes earlier.

Chairman Drobinski reported that Town Manager Valente will be absent from tonight's meeting since she is attending a City Manager's meeting. 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 October 9, 2007 Board of Selectmen's meeting.

Town Forum - Council on Aging

Present: Council on Aging Director Kris Kiesel, Council on Aging Chair Patrick Mullen, Jr. and Council on Aging members David Levington, Hale Lamont-Havers and Marilyn Goodrich.

At 7:56 p.m. Chairman Drobinski convened Town Forum and welcomed Kris Kiesel, Director, and Pat Mullin, Chair of the Council on Aging. Ms. Kiesel introduced other Council on Aging members in attendance, and she thanked them for their support.

Ms. Kiesel reported that the Council has had a very busy year servicing 1734 individuals, age 60 and older, for numerous visits and services throughout the year. She noted that an additional 128 non-senior citizens were also served, who may have been family members of a senior or a disabled citizen.

Ms. Kiesel highlighted many activities and initiatives provided by the Council this year. The Council has collaborated with the Fire Department to institute a Lockbox Program geared to seniors and those with medical problems. The program provides an outside safe, which houses a key to one's home, which can only be accessed by the homeowner or the Fire Department in emergency cases. There is also a Fix-It Program which installs the lockbox for free for those who cannot afford the cost. For those who can afford the

expense, and would like to contribute to the program, a \$60 installation fee is collected. To date, 37 lockboxes have been installed. Ms. Kiesel encouraged anyone interested in acquiring a lockbox to contact the Fire Department for additional information.

The Council continues to expand its free Emergency Assistance List, collecting names of individuals who would like to be checked on and contacted in a variety of situations. During a few of the oppressively hot summer days, residents on the list were contacted to ensure there were no health concerns. Ms. Kiesel reported that those citizens were grateful for the contact and interest. She encouraged the community to think about who might need or want to be included on the list, and to contact the Council on Aging with that information.

A collaboration with the Goodnow Library has been initiated to begin a "Books on Wheels" program. The hope is that the program's use will grow in the coming year.

Council on Aging Board member David Levington has continued to provide guidance for a survey which will be drafted and sent to inquire why people move to Sudbury and why they move away. Many topics are covered such as taxes and the need/desire for senior housing options in Town.

In response to a question from Vice-Chairman O'Brien, Ms. Kiesel stated that the Council does try also to coordinate services with the Commission on Disability. Ms. Kiesel meets with the Commission and consults with its membership regarding overlapping services.

In response to a question from Chairman Drobinski, Ms. Kiesel stated that the Council does try to keep abreast of State senior tax relief initiatives. Ms. Kiesel noted that, although there is pending legislation regarding senior issues, she is unaware of any new initiatives presented by Governor Patrick.

Sudbury's Council on Aging has continued its work related to transportation issues. Unfortunately, the new van, which was acquired with recent grant funding, is not yet on the road. Ms. Kiesel briefly explained a series of administrative mishaps at the State level, which have led to the title being held in the State's Executive Office of Transportation. Ms. Kiesel and Mr. Mullen have made several inquiries and visits to the Registry of Motor Vehicles to resolve the problem, but to no avail. Chairman Drobinski offered his assistance to the Council, stating that he will personally visit the State's Executive Office of Transportation to obtain the title. Ms. Kiesel and Mr. Mullen gratefully accepted the Chairman's offer.

Ms. Kiesel emphasized that Sudbury's senior population is not serviced by any other public transportation than what is provided by the Council on Aging. The present van operates approximately 35 hours per week, but does not meet the evening and weekend needs of the community. Since the upcoming budget planning season is underway, Chairman Drobinski recommended that Ms. Kiesel meet with Town Manager Valente to determine if any additional funds can be budgeted for the Council.

In response to a question from Vice-Chairman O'Brien, Ms. Kiesel reported that the Council would like to request that the Board consider voting to have the Town of Sudbury join the MetroWest Regional Transit Authority (MWRTA) as soon as possible. The Council is concerned that Sudbury is not yet in a position to contribute fully to the system design and route discussions that will effect the Town's senior population. The Council believes the Town should be actively a part of the MWRTA's route discussions to ensure Sudbury's residents receive the best coverage possible to meet their needs. Ms. Kiesel has recommended to the Board, in a previous written communication, several transportation routes which would benefit Town residents. The Council is anxious to avail themselves of advice and resources from expert transportation professionals through collaboration with the MWRTA.

Chairman Drobinski suggested, and the Board concurred, that Town Manager Valente be requested to provide the Board with an MWRTA update as soon as possible to facilitate a decision regarding membership. Assistant Town Manager Walker said he will relay that message to Ms. Valente. Mr. Walker reported that, to date, eight other communities have joined the MWRTA.

Ms. Kiesel invited the Board and community to support the FISH Program's Pancake Breakfast on November 3, 2007, from 8:00 a.m. to 10:30 a.m., at the Fairbank Center Gym. This is the major fundraising event sponsored each year by FISH. Ms. Kiesel believes the \$5 cost will be well worth it for those who attend.

Flu clinics are also being planned in collaboration with the Board of Health. The clinics are geared to only Sudbury residents who are 65 years of age and older, or suffer from chronic conditions. Residents who meet these criteria, and whose last names begin with letters A-L, can attend a clinic on November 5, 2007, from 10:00 a.m. to 2:00 p.m., and those with last names beginning with letters M-Z, can attend the November 8, 2007 clinic from 12 noon to 4:00 p.m. Vice-Chairman O'Brien suggested that these dates be advertised on the Channel 8 scroll board.

Ms. Kiesel reported that the Lifelong Learning Program continues to thrive. She commended Mr. Mullen for the several excellent programs focusing on World War II which he has coordinated this year. A field trip to Natick was also planned to visit a private collection museum of World War II artifacts and memorabilia. Mr. Mullen reported that approximately 20 to 30 people have been attending each of the programs, including local veterans from the War, who have shared their personal experiences. The Board recommended that some of these programs and veteran recollections be captured on tape and/or film for a broader audience and educational purposes. The Council will try to pursue this in the future.

The "Senior Strutters" will be performing this year on December 1 and December 2, 2007 at the Curtis Middle School. This year's show is tentatively entitled, "*A Walk in the Park.*"

Ms. Kiesel reported that space issues are a concern for the Council and the Senior Center. Presently, space is being used to maximum capacity. Vice-Chairman O'Brien suggested that perhaps the Sudbury Public Schools could be utilized for programs such as computer classes, on scheduled half-days. Ms. Kiesel will consider this as an option. She also noted that, presently, computer classes are offered in the basement of the Flynn Building. Ms. Kiesel thanked Mark Thompson for his flexibility and assistance in making the computer equipment and space available.

At 8:16 p.m., the Board thanked Ms. Kiesel and Mr. Mullen for their report.

Town Forum - Commission on Disability

Present: Commission on Disability Chair David Mortimer and Commission on Disability member Susan Stockard

At 8:17 p.m., Chairman Drobinski welcomed Chair of the Commission on Disability David Mortimer to the meeting.

Mr. Mortimer reported that the Commission began the year developing a Mission Statement and establishing goals. Work was also done to develop a publicity campaign to better educate the community on the Commission's purpose.

In order to better advocate for public accessibility for those with disabilities, the Commission also has been reviewing and responding to American with Disabilities Act (ADA) guidelines regarding Town-wide

compliance issues. Discussions were held with Building Inspector Jim Kelly to coordinate reviews of building plans to ensure accessibility. Mr. Mortimer reported that the Commission was able to review proposed new plans for Citibank and Middlesex Savings Bank.

The Commission has collaborated with the Council on Aging regarding transportation issues to advocate for better and broader services. The Commission on Disability also supports the Town of Sudbury becoming a member of the MetroWest Regional Transit Authority (MWRTA). However, Mr. Mortimer reported that he plans to talk with the MWRTA Director Ed Carr to discuss concerns that, once local municipalities join the MWRTA, they are not constrained by State and Federal regulations. Vice-Chairman O'Brien requested that Mr. Mortimer apprise the Board of the content of any discussions with the MWRTA so that the Board's pending membership decision can be as well-informed as possible.

Mr. Mortimer stated the Commission recommends that the Board present a request to Town Meeting that a consultant be hired to develop a Town-wide accessibility needs assessment and develop a transitional action plan for compliance with the provisions of the ADA and regulations issued by the State Architectural Access Board.

Mr. Mortimer reported that a Disability Awareness Day was held at Lincoln-Sudbury Regional High School, and it was well received. Twenty-four students participated in the program by either simulating mobility or sight issues or being assigned as an assistant to the disabled. The program was taped, but distribution of the tape has been delayed. Once the tape is available, it will be used for educational and training purposes.

On behalf of the Commission, Mr. Mortimer asked for the Board's assistance regarding enforcement of handicap parking. He suggested a few options to the Board for consideration, which other cities have implemented. Mr. Mortimer also asked the Board to consider conditioning the issuance of a common victualer's license with ADA compliance, as is also done in other cities and towns. Vice-Chairman O'Brien asked Assistant Town Manager Walker if either of these actions would require presentation at Town Meeting. Mr. Walker responded that he suspects they would need to go before a Town Meeting. Mr. Walker also reported that he has met with the Chief of Police to discuss the Town's handicap parking problems. He also reported that the majority of traffic tickets written are for handicap parking violations. Vice-Chairman O'Brien noted that Town Meeting warrant articles must be approved by December 31, 2007. Thus, he encouraged Mr. Mortimer to determine his preferred course of action regarding these matters as soon as possible.

Mr. Mortimer stated that the Commission on Disability would like to reinstate training for Town employees regarding ADA compliance, which it had initially offered. He also would like to collect data regarding the number of disabled individuals in Sudbury and the nature of their disabilities. He has consulted with Town Clerk Rosemary Harvell, who will work with Mr. Mortimer to develop a system for individuals to submit such information on a voluntary basis. Mr. Mortimer mentioned that the Local Emergency Planning Committee has also expressed interest in such information.

In closing, Mr. Mortimer announced that the Commission is in need of new members. He encouraged anyone who could assist the group to please contact him. Mr. Mortimer explained that not all members of the Commission need to be disabled, only a majority of the members. Thus, he mentioned that those who are parents of, or family members of, a disabled person, or those with sensory deprivation regarding sight or hearing may want to consider participation.

Chairman Drobinski, along with fellow Board members, thanked Mr. Mortimer and the Commission members for their commitment to this important work. At 8:36 p.m., he announced the conclusion of the Town Forum.

Middlesex Savings Bank - Site Plan Discussion

Present: Alan Popkin, Maugal Architects, Brian Milisci, PC, Whitman & Brigham Associates, Bruce Weisberg, Middlesex Savings Bank Senior Vice-President, and Director of Planning and Community Development Jody Kablack

At 8:37 p.m., Chairman Drobinski opened a public hearing regarding a Site Plan Application #07-003 for proposed renovation of the existing building located at 454 Boston Post Road, zoned Business District 5, Town Assessor Map K8, Parcel 65, to be renovated into an office building and utilized as a bank with two drive-up lanes and retail, as allowed within the Business District 5 Zoning District, which hearing was continued from September 25, 2007.

Selectman Keller announced that his law firm located in Framingham, Krasnow, Keller & Boris, P.C., has represented Middlesex Savings Bank in a number of real estate closings throughout the past several years. This firm is one of over twenty law firms providing services for Middlesex Savings Bank. Mr. Keller's firm has received fees from the Bank, representing less than 5% of the firm's yearly revenues. Mr. Keller stated that this relationship has not improperly influenced, tainted or biased his opinions or statements regarding the Sudbury proposed site plan. However, Mr. Keller reported that he has discussed this matter with Town Counsel Paul Kenney. Although Town Counsel Kenney indicated that the nature of the relationship did not constitute a conflict of interest, he has advised Mr. Keller to recuse himself from further discussions and the vote on the site plan. Consequently, Selectman Keller announced that he has chosen to recuse himself from tonight's consideration and vote regarding the Middlesex Savings Bank Site Plan discussion.

Director of Planning and Community Development Jody Kablack reported that a Draft Site Plan Decision dated October 9, 2007, has been prepared, addressing the issues raised by the Board at its last meeting and at the October 2, 2007 site visit. She stated that the Draft Decision has been distributed to the Selectmen, Department Heads and the applicant.

In response to questions from Vice-Chairman O'Brien, Architect Alan Popkin reported that no response has been received yet from the Massachusetts Highway Department, nor was a formal response from the Design Review Board regarding the lighting plan requested by the applicant. Ms. Kablack emphasized that both of these issues are conditions for approval. She further stated that, once Mass. Highway has ruled on the curb cuts, the curb cut plans will be brought to the Board for review. Mr. Popkin will also consult with Fire Chief MacLean regarding the type of curbing required to meet proper specifications.

Ms. Kablack reported that the applicant has requested one modification to the Draft Decision, namely to make the contribution noted in Item #20 not a condition of Item #23 and due prior to the Building Permit issuance, but rather to include it as a condition of Item #24, due prior to the issuance of an Occupancy Permit. The Board concurred that this request is acceptable. Ms. Kablack also noted that a statement was added to the Draft Decision today to reflect Selectman Keller's decision to recuse himself from future discussions and votes on this matter.

Ms. Kablack reported that the applicant is working with Fire Chief MacLean to accommodate the Chief's request for an on-site fire hydrant. Mr. Milisci reported that the revised plans will show a new hydrant on the property. Ms. Kablack reported that, since the renovated building will have a new sprinkler system, there is no need to make the hydrant a condition of approval. The Board agreed, and acknowledged the applicant's verbal agreement to install the fire hydrant.

Ms. Kablack also reported that she has sent an email message to the Conservation Commission asking for an opinion regarding the possibility of a bridge to be constructed in the rear of the property to connect existing area walkways. To date, she has not received a response from the Commission. However, Mr. Milisci reported that a hearing date for the applicant with the Conservation Commission has been set for October 15, 2007. Vice-Chairman O'Brien suggested, and the Board agreed, that Ms. Kablack should draft an official letter, on behalf of the Board of Selectmen, to be sent to the Conservation Commission prior to October 15, 2007, asking for an opinion regarding the possibility of a bridge in the rear of the property to connect the existing walkways.

The Board thanked the applicant for its many years of corporate service to the citizens of Sudbury, and for its \$20,000 contribution towards Route 20 improvements in the vicinity of the development.

It was on motion unanimously

VOTED: To approve and sign the Site Plan #07-03 Draft Decision for Middlesex Savings Bank for a Application for a proposed renovation of the existing building located at 454 Boston Post Road, zoned Business District 5, Town Assessor Map K8, Parcel 65, to be renovated into an office building and utilized as a bank with two drive-up lanes as allowed within the Business District 5 Zoning District, as amended this evening so as not to include Item #20 as a condition of Item #23 prior to the Building Permit issuance, but rather to include Item #20 as a condition of Item #24, due prior to the issuance of an Occupancy Permit and other revisions as recommended tonight by the Director of Planning and Community Development.

Chairman Drobinski thanked the applicant for their interest in upgrading the site, wished them success in their new location, and he closed the public hearing.

Minutes

It was on motion unanimously

VOTED: To approve the regular and executive session minutes of September 25, 2007.

Special Town Meeting

It was on motion unanimously

VOTED: To "call" a Special Town Meeting for Monday, December 3, 2007, to be held at Lincoln-Sudbury Regional High School at 7:30 p.m.

Memorial Day Committee - Corrections to Term Expirations

It was on motion unanimously

VOTED: To correct the term expirations of Memorial Day Committee members Peter R. Harvell, 301 Hudson Road, and Laura Bartlett Abrams, 24 Goodman's Hill Road, from April 30, 2007, as appointed on March 28, 2006, to the correct three-year expiration terms of April 30, 2009, as requested by the Town Clerk's office.

Commission on Disability - Resignation

It was on motion unanimously

VOTED: To accept the resignation of Sally Sack, 159 Nobscot Road, as a member of the Commission on Disability, as requested in her letter dated September 14, 2007, and to send a letter of appreciation for her service to the Town.

Board of Appeals - Appointment

Vice-Chairman O'Brien asked at what point in his term Stephen Richmond resigned his position to result in this membership opening. He opined that the Board might want to meet with the proposed candidate, Stephen Garanin, prior to approving a five-year appointment. The Board concurred with this suggestion.

It was on motion unanimously

VOTED: To appoint Stephen A. Garanin, 39 Griscom Road, as a member of the Board of Appeals for a term to expire April 30, 2008, filling a vacancy occasioned by the term expiration of Stephen M. Richmond on April 20, 2007, as requested in a letter from Jeffrey P. Klofft, Chair of the Board of Appeals, dated September 16, 2007, and to schedule a meeting with Mr. Garanin before the conclusion of this appointed term, and to authorize membership recruitment advertisements for additional Earth Removal Board/Zoning Board of Appeals Associates.

Holders of Package Store, Restaurant and Club Alcoholic Beverages Licenses - Election Hours

It was on motion unanimously

VOTED: To grant permission to holders of Package Store, Restaurant and Club Alcoholic Beverages Licenses to sell alcoholic beverages during the polling hours of the Special Town Election on October 16, 2007, and the Annual Town Election on March 31, 2008, in accordance with Massachusetts General Laws c. 138, s.33.

Youth Commission Revolving Fund - Expenditure Limit Increase

Selectman Keller stated he is pleased that so many children were able to participate in the Sudbury Parks and Recreation camp programs this past summer, which resulted in the need for an increase in program-related expenditures. He noted that the collection of fees to support these programs is authorized at Town Meeting, but the projected amount can only be estimated at that time. The increase in expenditures is funded from additional program revenues and does not increase tax levy dollars. On behalf of the Town, the Board extended congratulations to the Parks and Recreation Department and Youth Coordinator Jessica Bendel for coordinating and implementing these excellent programs.

Vice-Chairman O'Brien concurred that the camp programs were received enthusiastically by the community, including his daughter, who thoroughly enjoyed her camp experience.

Assistant Town Manager Walker reported that all of the 2007 summer programs sponsored by the Town's Parks and Recreation Department were the most successful to date, with excellent participation and attendance records.

It was on motion unanimously

VOTED: To approve, in accordance with M.G.L. Chapter 44, Section 53E 1/2, an increase in the authorized expenditure limits for the Youth Commission Revolving Fund from \$30,000 to \$75,000 due to the success of the new Summer Adventure Camp program, which was underestimated by a substantial amount.

Ledgewood II at Sudbury Development Corporation - Easement and Restriction

Assistant Town Manager Walker briefly explained that this request is required by the Zoning Board of Appeals and will complete all the elements required for the taking of Fox Hill Drive. He reported that the paperwork has been reviewed by Town Counsel Paul Kenny, who recommends acceptance of the documents as presented.

Vice-Chairman O'Brien opined that it is rewarding to see projects like this completed. He noted that Town staff have worked on the approval process for this subdivision for nearly twenty years.

It was on motion unanimously

VOTED: To accept an easement granted by Ledgewood II at Sudbury Development Corporation, Richard A. Campana, President and Treasurer, appurtenant to land described in the street acceptance Order of Taking Fox Hill Drive, registered in August 2007, and shown on a plan entitled "Easement Plan of Land Lots 38 & 39 Fox Hill Drive, Sudbury, Mass., dated February 20, 2007, by Medford Engineering & Survey.

Conservation Restriction - 80 Lincoln Lane

Debbie Dineen, Conservation Commission Coordinator

Ms. Dineen reported to the Board that due to State requirements, a few revisions have been made to the previously discussed documents and plan. She noted that this Conservation Restriction has been intricately drafted by three property owners, represented by seven private-practice attorneys and two State attorneys. Ms. Dineen reported that the only revisions to the plans made since the Board's previous approval on September 25, 2007, are that the State attorneys requested that all lines be reflected as straight versus curved in order to accommodate future enforcement practices. The parties would also prefer to maintain the ability to install utilities, such as Town water lines, if desired at a later date. The State attorneys have also requested that an extinguishment clause be added to cover the transition time until the Order of Conditions is granted. Ms. Dineen reported that, once the Order of Conditions goes into effect, the extinguishment clause will become null and void.

Ms. Dineen fielded a few questions from the Board regarding the site. She emphasized that the conditions of this Conservation Restriction are favorable to all parties, including the Town of Sudbury.

It was on motion unanimously

VOTED: To approve acceptance of two Conservation Restrictions (one on Lots 1 and 3 in total; one on a portion of Lot 2) to be granted in perpetuity to the Town of Sudbury, in accordance with M.G.L. c.40 s.8C, by Caroline S. Diamond, on the properties located off Lincoln Lane, as described on "Plan of Land in Sudbury, MA", prepared by Metrowest Engineering, Inc., dated August 22, 2007, as revised.

It was noted that the documents will be signed and notarized at a later date.

Reports From the Board of Selectmen

Selectman Keller attended the dedication of the Lincoln-Sudbury Regional High School (L-SRHS) Community Field. He reported the event was well attended, and that the field looked spectacular under the evening lights and with crowds filling the grandstands. He also has received positive feedback from Parks and Recreation Director Dennis Mannone that many residents are using the new track and field in the mornings as an exercise destination point. Mr. Keller further reported that the Pop Warner League has also begun to use the field, which frees Davis Field for other activities. He emphasized that this project was completed on time, and within its allocated budget.

In addition, Selectman Keller reported that the Lincoln-Sudbury Regional High School (L-SRHS) Boosters will continue fundraising efforts to enhance the Community Field with new lights and a new press box. He stressed that the new Field project came to fruition due to many public and private parties, who contributed generously to the success of this project. He commended the community for its enthusiastic support, and he encouraged everyone to assist the Boosters in upcoming fundraising efforts.

Vice-Chairman O'Brien has continued his participation with the Sudbury Housing Trust. The Trust is already preparing for the Annual Town Meeting. Other Trust activities have included reviewing pending State legislation and policies. The Trust has discussed, and will likely write a letter to legislators, urging that they not support the pending proposal to eliminate Chapter 40B programs.

Chairman Drobinski reported that the Board conducted a site visit to the proposed new location for Middlesex Savings Bank. He stated that the visit was beneficial for review of traffic considerations and the overall site plans.

Chairman Drobinski also reported that a letter has been drafted by the Board, which will appear in the *Sudbury Town Crier* explaining why the Board supports construction of a new Police Station, and urging the community to vote in support of this debt exclusion item at the polls on October 16, 2007. Assistant Town Manager Walker reported that the Police Department held an open house on October 6, 2007, to address citizens' questions. Mr. Walker further stated that this open house was better attended than the previous one.

Reports From the Assistant Town Manager
Town Common - Religious Freestanding Exhibit Request

Assistant Town Manager Walker briefly discussed with the Board a draft response prepared by Town Manager Valente to be sent to Rabbi Yisroel Freeman of Chabad Center of Sudbury regarding his request to exhibit a freestanding, lighted Menorah on the Town Common during the Chanukah holiday from December 4 - 13, 2007. In her response, Ms. Valente mentions that the existing policy of the Board is that no freestanding objects are allowed on the Town Common. She also notes that the Common is owned by First Parish and is only maintained by the Town. Past precedent has been to decline similar requests from many Town groups. Thus, Ms. Valente states that the Board is, unfortunately, inclined to make no exception for one group versus another. However, Ms. Valente continues in her letter to offer Rabbi Freeman the following solution: to conduct a ceremony placing the lighted Menorah on the Town Hall front steps on December 9, and removing it at the conclusion of the event.

Selectman Keller stated he believes it is important to relay to Rabbi Freeman that the Town is supportive of any religious group or individuals who choose to display such exhibits on their own private property. However, Town governments must objectively maintain a neutral oversight of public property. Mr. Keller believes it is important to maintain this separation of governments from churches to preserve religious freedom and equity for everyone.

Chairman Drobinski emphasized that the Board supports Sudbury's cultural and religious diversity. However, he agreed with Mr. Keller's perspective that no specific group can be sanctioned by Town government to the exclusion of others.

Selectman Keller opined that every citizen has the right of assembly, and thereby can congregate, for any purpose, on public land. However, they must then remove any displays and disperse at the conclusion of their assembly.

It was on motion unanimously

VOTED: To authorize the Assistant Town Manager to collect revisions to the draft letter from Board members to be shared with the Town Manager, who will finalize a letter, on behalf of the Board, to be sent to Rabbi Yisroel Freeman of Chabad Center of Sudbury, regarding his request to exhibit a freestanding, lighted Menorah on the Town Common during the Chanukah holiday, and stating that, unfortunately, the Town cannot grant this request, and incorporating the sentiments expressed this evening.

Bosse Sports - Event Notification

Assistant Town Manager Wayne Walker, reported that in accordance with previous Town approvals, Bosse Sports has notified the Board that its Sudbury location has been selected by *Boston Magazine* to host the Best of Boston - West Awards on October 16, 2007, from 6:00 p.m. to 8:30 p.m. A police detail has been arranged, although at this time, not more than 150 people plan to attend. No problems are anticipated.

Vice-Chairman O'Brien recommended that this event information also be shared with Sudbury's Fire Chief. Chairman Drobinski also asked Mr. Walker to thank Bosse Sports for providing the Board with this information. Mr. Walker agreed to relay these messages accordingly.

Massachusetts Municipal Personnel Association

Assistant Town Manager Walker announced that the Massachusetts Municipal Personnel Association will host a meeting on October 26, 2007, focusing on labor relations topics. He will attend the meeting along with Town Manager Valente, Police Chief Fagden and Fire Chief MacLean.

There being no further business, the meeting adjourned at 9:06 p.m.

Attest: _____

Wayne W. Walker

Assistant Town Manager - Clerk Pro Tem