

IN BOARD OF SUDBURY SELECTMEN  
TUESDAY, JUNE 9, 2009

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

Absent: Chairman Lawrence W. O'Brien

The statutory requirements as to notice having been complied with, the meeting was convened at 7:35 p.m. in the Lower Town Hall, 322 Concord Road.

**Opening Remarks**

At 7:35 p.m., Vice-Chairman Keller opened the meeting. He mentioned that Lincoln-Sudbury Regional High School's (L-SRHS) graduation ceremony went very well last night, and it was well attended. He noted it was Dr. John Ritchie's final ceremony as Superintendent, and on behalf of the Board, Vice Chairman Keller wished him well, as Dr. Ritchie transitions into the next chapter of his life.

Vice-Chairman Keller announced that the Council on Aging Volunteer Appreciation and Awards Ceremony was held yesterday. On behalf of the Board, Vice-Chairman Keller thanked the many volunteers for their invaluable work. Town Manager Valente stated that the volunteers spend numerous hours delivering meals, providing transportation, and many other services which enable senior citizens to stay in their homes. She noted that The Sudbury Foundation Executive Director Marilyn Martino was the featured speaker, and that State Representative Tom Conroy attended the Ceremony.

**Energy and Sustainability Green Ribbon Committee - Interviews of Member Candidates**

Present: Candidates Dean R. Holden, Rami Alwan, Edward W. Lewis and Jeffrey S. Beeler

At 7:41 p.m., Vice-Chairman Keller welcomed four candidates to tonight's meeting, who have expressed an interest in being members of the newly-established Energy and Sustainability Green Ribbon Committee. Town Manager Valente briefly reviewed the genesis of the Committee, which was as a result of recommendations made by the Budget Review Task Force (BRTF) Revenue Generation Subcommittee. She stated Committee membership vacancies have been publicized, the Board has previously approved a Mission Statement and it has appointed two members to the Committee. Town Manager Valente announced that initial efforts by those two members, working with Building Inspector James Kelly, have resulted in coordination of an upcoming visit from the Department of Energy Assistance to perform energy audits.

Vice-Chairman Keller stated the Committee was established for up to nine members, thus seven appointment vacancies remain. He asked each gentleman to tell the Board their reasons for wanting to serve, and what they hope the Committee will accomplish.

Rami Alwan, 119 Pantry Road, is a L-SRHS teacher, with a background in science. He believes that the BRTF's recommendation is important for the Town to further investigate and move forward. Mr. Alwan stated he is interested in the cost benefits from the use of solar energy sources, and would like to work towards good solutions for the community.

Edward Lewis, 28 Revolutionary Road, has lived in Sudbury ten years, and is a mechanical engineer by trade. He believes energy prices will continue to rise in future years, and that it is important to reduce the Town's carbon footprint. Mr. Lewis noted that billions of Federal dollars have been earmarked for energy-related projects. He believes Sudbury can be at the forefront of receiving State and Federal funds, if it acts now to pursue these opportunities. Mr. Lewis further stated that the Town can pursue small projects as well

as large projects, all of which will save money, while reducing the amount of energy consumed. He opined that the energy audits to be conducted by the State will be a good start towards identifying improvements which can be made, such as weatherization of buildings. Mr. Lewis stated he would welcome the opportunity to put his business experience to use for the Committee.

Dean Holden, 41 Oak Hill Road, has lived in Town eight years. He is the President of the Earth Decade Committee, and has worked with area residents to help reduce the carbon emissions in Sudbury and surrounding communities. He is interested in the effects of climate change, and believes that citizens can do a lot personally and for the community to make a difference.

Jeffrey Beeler, 57 Wagonwheel Road, has lived in Sudbury over eleven years, and is a member of the Sudbury Public School Committee. Mr. Beeler also was a member of the BRTF, and believes he could provide continuity for work previously researched by the BRTF to the work which will be conducted by this Committee. As a taxpayer, Mr. Beeler stated he has seen energy costs skyrocket. He noted that, even though Town cost centers have recently re-negotiated energy contracts, approximately \$2.7 million is spent by Sudbury each year for energy, which equates to about 15% of the Town's non-personal budget. Mr. Beeler opined that it is in the Town's best interests to seriously consider improvements and investments to technology which will reduce these costs.

Selectman Drobinski asked each candidate to briefly provide their philosophy for sustainability. Mr. Alwan responded that he would like to see the Town pursue long-term solutions and to invest in options which will provide cost savings for years to come. He also thinks it is important to take advantage of government funds, which will be available. Mr. Lewis responded that he would like to see the Town consider "big" solutions, including implementing solar and wind technologies. However, Mr. Lewis further stated that he hopes this Committee can help individuals realize that they have a choice in improving the conservation aspect of this issue as well. Mr. Holden responded that his beliefs do not revolve around cost-savings, but rather derive from a deep concern that we are living beyond a sustainable limit. He hopes that this Committee will be able to help raise awareness of ways people can enjoy life, while not destroying the planet. Mr. Beeler responded that he believes there will be an inherent sustainability problem in future years as traditional energy resources become more scarce. He believes, solar, wind and geo-thermal options must be considered, and that consumption should move away from being linked to the fossil fuel market.

The Board thanked the applicants for their interest in serving on the Committee, and voted on their candidacies during a subsequent discussion this evening.

**Public Hearing: Natalie's Restaurant, Inc., d/b/a Franco's Trattoria - License Application**

Present: Manager Franco Bruno and Donna Moy-Bruno

At 8:25 p.m., Vice-Chairman Keller opened the public hearing to consider an application, dated May 14, 2009, from Natalie's Restaurant, Inc. d/b/a Franco's Trattoria, located at 365 Boston Post Road in Mill Village, requesting approval of a Wine, Malt and Cordials restaurant license. Vice-Chairman Keller welcomed Manager Franco Bruno to the meeting, who answered a few questions from the Board.

Mr. Bruno stated his business has been thriving in Sudbury, since the time the restaurant opened eight weeks ago, and it was featured in the *Sudbury Town Crier*. Mr. Bruno explained that he has come before the Board tonight to request approval to serve alcohol, which he believes is a natural compliment to the dining experience he offers. He further explained that he has had experience with the responsibilities of serving alcohol, from his tenure at his Framingham restaurant. Mr. Bruno stated that his Framingham establishment passed a police sting operation, with no concerns noted.

Selectman Drobinski noted that the Sudbury Police Department also performs sting operations. He asked Mr. Bruno if all servers will be TIPS-certified. Mr. Bruno responded that servers will need to have their certification renewed for the Sudbury location.

Town Manager Valente noted that this is the first application brought before the Board requesting approval to serve cordials, along with beer and wine. Mr. Bruno responded that a few patrons have expressed interest in a cordial after dessert and coffee. In response to a question from Vice-Chairman Keller, Mr. Bruno reviewed his dessert menu.

It was on motion unanimously

VOTED: As the Licensing Authority for the Town of Sudbury, in accordance with M.G.L. Ch. 138, to approve a Wine, Malt and Cordials restaurant license for Natalie's Restaurant, Inc. d/b/a Franco's Trattoria, located at 365 Boston Post Road, Unit 102, Franco Bruno, Manager, as requested in an application dated May 14, 2009, said license to expire on December 31, 2009, subject to appropriate TIPS certifications being submitted to the Town Manager's Office.

#### **Sudbury Historical Society - Donation of Maps**

Present: Sudbury Historical Society Curator Lee Swanson, Society member Joseph Bausk, and several Society Trustees

At 8:34 p.m., Vice-Chairman Keller welcomed several representatives of the Sudbury Historical Society to the meeting. Sudbury Historical Society Curator Lee Swanson and Society member Joseph Bausk, presented to the Board, maps of Sudbury, including one from 1794, 1830, 1875, 1967 and the 2008 map, all in large-format and laminated with a protective UV filter.

Mr. Swanson described a program the Society developed over the past decade, wherein these maps are used to teach third graders about Sudbury's history, within the context of the country's Colonial Period. He thanked the Sudbury Foundation for its grant, and the Sudbury Public Schools for their roles in developing the project as part of the Massachusetts Curriculum Frameworks. Mr. Swanson reported that the program has been very well received by students, teachers and parents.

Mr. Swanson stated that the Sudbury Historical Society suggested that the maps be displayed in the opening foyer of the Lower Town Hall and around its chair-rail. He also emphasized that, although the maps are coated with a UV filter, which should last about ten years, the maps should not be placed near sun exposure from windows. However, Town Manager Valente stated that placement of the maps will need to be taken under advisement and discussed, since the Ponds and Waterways Committee has also donated maps to the Town.

Vice-Chairman Keller thanked the Society for its gift to the Town, noting what wonderful resources the maps are as learning tools to teach Sudbury's youth about the Town's history. Town Manager Valente suggested that the programs with the third graders be taped.

It was on motion unanimously

VOTED: On behalf of the Town of Sudbury, to accept a set of maps from the Sudbury Historical Society for display in a Town building, to be determined upon further discussion.

Town Manager Valente asked the Society to retain the maps until a placement location is determined.

Society member Joseph Bausk commended all who have worked on the Town's budget process for their efforts to balance the budget.

**Minutes**

It was on motion unanimously

VOTED: To approve the regular and executive session minutes of May 26, 2009.

**Herb Chambers Boston Post Road, Inc., d/b/a BMW of Sudbury - Class 1 License**

It was on motion unanimously

VOTED: To approve a Class I Motor Vehicle License for Herb Chambers Boston Post Road, Inc., d/b/a BMW of Sudbury, to Buy, Sell, Exchange or Assemble Second Hand Motor Vehicles or Parts, at 68 Old County Road, a/k/a 130 Boston Post Road, as requested by Attorney Joshua M. Fox, representing Herb Chambers, in a letter dated May 14, 2009.

**July 4th Road Race - Signage**

It was on motion unanimously

VOTED: To approve placing two signs on Concord Road from Saturday, June 27 to Saturday, July 4, announcing the July 4th Road Race, as requested by Graham R. Taylor on May 21, 2009.

**Memorial Day Parade Committee - Appointment**

It was on motion unanimously

VOTED: To approve the appointment of James A. Wiegel, 665 Boston Post Road, to the Memorial Day Committee, for a term to expire April 30, 2012, as recommended by Spencer R. Goldstein, Chairman of the Memorial Day Committee in an email dated May 22, 2009.

**Council on Aging - Appointment**

It was on motion unanimously

VOTED: To fill a vacancy occasioned by a term expiration, approved the appointment of Robert E. May, 98 Maynard Farm Road, to the Council on Aging for a term to expire April 30, 2012, as requested by Kristin Kiesel for the Council on Aging Board.

**Board of Registrars of Voters - Re-appointment**

It was on motion unanimously

VOTED: To re-appoint Kathleen C. Precourt, 63 Harness Lane, a registered Democrat, as a member of the Board of Registrars of Voters for a term to expire April 30, 2012, as recommended by Rosemary Harvell, Town Clerk.

**Energy and Sustainability Green Ribbon Committee - Appointments**

Town Manager Valente distributed copies of an application for membership to the Energy and Sustainability Green Ribbon Committee from Robert C. Haarde, 37 Belcher Drive. The Board is familiar with Mr. Haarde, and his previously-expressed interest in serving on the Committee.

Town Manager Valente briefly explained the staggered terms of one year, two years, and three years, which were established for the Committee's membership. She highlighted that the Board has already appointed two members to the Committee, Mark E. Sevier and Robert Morrison, each for a three-year term to expire April 30, 2012.

It was on motion unanimously

VOTED: To appoint members, as follows, to the newly-established Energy and Sustainability Green Ribbon Committee for staggered terms: Rami Alwan, 119 Pantry Road, for a term to expire on April 30, 2010, Dean R. Holden, 41 Oak Hill Road, for a term to expire April 30, 2012, Edward Lewis, 28 Revolutionary Road, and Jeffrey S. Beeler, 57 Wagonwheel Road, each for two-year terms to expire April 30, 2011, and Robert C. Haarde, 37 Belcher Drive for a one-year term to expire April 30, 2010.

Town Manager Valente noted that two memberships remain to be filled for a one-year and a two-year term.

Vice Chairman Keller encouraged the new appointees to inform Town officials if they know of anyone else who may be interested in serving on the Committee.

Mr. Alwan asked if an initial meeting of the Committee has been scheduled. Town Manager Valente responded that Building Inspector James Kelly will be working with Committee members and will communicate with members once the email distribution list for the Committee is established. She believes a meeting may be scheduled for the day of June 15, 2009, when the State energy auditors will be visiting.

Selectman Drobinski thanked the appointees for volunteering their time and talents for this Committee, the establishment of which, he opined is long overdue.

**Metro PCS Massachusetts, LLC - Gift**

It was on motion unanimously

VOTED: To accept, on behalf of the Town, a gift of \$2,500 from MetroPCS Massachusetts, LLC, as conditioned in their Site Plan decision dated April 28, 2009, for the purpose of identifying wireless service coverage gaps, and/or the purchase of new municipal communications equipment, and expended under the direction of Jody Kablack, Director of Planning and Community Development.

**Conservation Restriction - John D. McMahon, Grantor - 249 Dutton Road**

Town Manager Valente stated Town Counsel, Town staff and Chairman O'Brien were consulted regarding this request, and no concerns were expressed. The Board briefly reviewed site maps, noting the location of the parcel.

It was on motion unanimously

VOTED: To approve the grant of a Conservation Restriction consisting of approximately 26,627 +/- s.f. (.6113 a. portion of Lot 7, a 12 +/- a. parcel) shown on the sketch plan entitled "Conservation Restriction Exhibit Plan, 249 Dutton Rd., Sudbury, MA, prepared by Engineering Design Consultants, Inc., dated 12/4/2007, granted by John D. McMahon.

#### **Reports from Town Manager**

##### **Sudbury Property Tax Bills - Distribution Revisions**

Town Manager Valente announced that, effective for the mailing of the property tax bills which will be due August 1, 2009, the tax bills will now reflect payment coupons for two quarters. She highlighted that it will be important for citizens to remember to keep the second payment coupon for the tax payments which will be due November 1, 2009. Town Manager Valente noted that this change has been made as a cost-savings measure to save the Town on printing and postage costs by mailing the tax bills twice a year, rather than four times a year. In response to a question from Selectman Drobinski, Town Manager Valente stated that this change will not effect any electronic payments which are received from those whose taxes are paid from escrow accounts. She also noted that anyone who would like to receive a tax payment reminder from the Town can join the email list-serve on the Town website.

##### **Annual 2009 Town Meeting Revised Article 4 Budget**

Town Manager Valente distributed copies to the Board of the handout which will be distributed at the continuation of the Annual 2009 Town Meeting on June 15, 2009, of the Revised Article 4 Budget and the Revised Summary of FY10 Budget Requests. She highlighted that, although revisions have been made to certain line items, the bottom-line operating budget figure has remained the same as previously presented.

Town Manger Valente emphasized that all cost centers worked diligently and cooperatively to balance the budget, in spite of a nearly \$560,000 reduction in State aid funds which had to be recovered. She noted that the deficit was closed by not funding the Stabilization Fund for \$197,000, and by reducing a few other line items. In addition, Town Manager Valente stated that the Federal Stimulus funds to be received by the schools was included to balance the budget. In response to a question from Vice-Chairman Keller, Town Manager Valente stated she believes this budget covers the worst case scenario, since it was based upon the State Senate budget figures. She further stated that she anticipates the Finance Committee will move to support this budget on June 15th.

Selectman Drobinski offered kudos to all who worked so vigorously on behalf of Sudbury's taxpayers to balance the budget in a challenging environment this year. Vice-Chairman Keller commended all the cost centers for fulfilling their responsibilities with the sense of the greater community in mind, a trend he has seen improve over the past decade.

##### **Chuckran Auto Parts, Inc. - Bid**

Town Manager Valente circulated to the Board copies of a Bid Form received from Chuckran Auto Parts, Inc., 1775 Old Plymouth Street, Bridgewater, in the amount of \$1,229.00, for a 1985 Kamatsu Dozer Serial Number 44611.

It was on motion unanimously

VOTED: To accept the bid received from Chuckran Auto Parts, Inc., 1775 Old Plymouth Street, Bridgewater, in the amount of \$1,229.00, for a 1985 Kamatsu Dozer Serial Number 44611.

**Senator Kerry's Staff - Office Hours in Sudbury**

Town Manager Valente announced that a staff member from Senator John Kerry's office will conduct office hours in Sudbury on June 19, 2009, from 10:00 a.m. to 11:00 a.m., for anyone interested in discussing topics of concern.

**Rail Trail Conversion Advisory Committee - Membership**

Town Manager Valente referenced a letter received from the Rail Trail Conversion Advisory Committee, asking if the Board plans to appoint more members to the Committee. The Board confirmed that its intention is not to dissolve the Committee at this time, and not to add members, since the work of the Committee has been primarily completed.

Town Manager Valente suggested that the current membership of ten be revised to reflect all members to be at-large appointments versus representing Town boards and committees.

It was on motion unanimously

VOTED: In the spirit of nurturing a sense of community, to revise the membership criteria for the Rail Trail Conversion Advisory Committee from representation of Town boards and committees to at-large members.

**Reports From the Board of Selectmen**

Selectman Drobinski attended the L-SRHS Awards Ceremony yesterday. He enjoyed the event, which presented scholarships to many deserving students. He also reminded the community to support and participate in the River Fest activities this weekend, beginning June 12, 2009.

Vice- Chairman Keller was pleased to attend the L-SRHS graduation last night. He wished all the local graduates, including those from high schools and colleges, good luck finding jobs. Vice-Chairman Keller and Town Manager Valente were both proud parents this year of graduates from college.

**Executive Session**

At 8:46 p.m., Vice-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.

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

There being no further business, the meeting adjourned at 8:46 p.m.

Attest: \_\_\_\_\_  
Maureen G. Valente  
Town Manager-Clerk