

IN BOARD OF SUDBURY SELECTMEN
WEDNESDAY, AUGUST 15, 2012

Present: Chairman Lawrence W. O'Brien, Vice-Chairman Robert C. Haarde, Selectman John C. Drobinski and Town Manager Maureen G. Valente

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

At 7:31 p.m., Chairman O'Brien opened the meeting. He announced absentee ballots are available at the Town Clerk's Office and other Town locations for the State Primary Election on September 6, 2012. The Town Clerk's Office will be open extended hours on August 17, 2012 to accommodate the last day of registration. Town Clerk Rosemary Harvell stated the Secretary of State's Office has recently made voter registrations forms available online, and they can be accessed on the Town website.

Special Permit – Mobile Home – 47 Easy Street

Chairman O'Brien explained an item has been added to tonight's agenda regarding the emergency request by Joseph Durning for a Special Permit for use of a mobile home for dwelling purposes. He noted renovations are necessary for public safety reasons. The Board was previously in receipt of copies of an email from Mr. Durning dated August 14, 2012, a memorandum from Board of Health Director Robert Leupold dated August 14, 2012, an email message from Interim Building Inspector Mark Herweck dated August 14, 2012, an email from Fire Chief William Miles dated August 14, 2012, and copies of the relevant Accessory Structures Section 2320 of the Town Bylaws.

Sudbury resident Joseph Durning explained the request is due to his current home undergoing demolition and mold remediation due to water damage. It is anticipated the repairs will take two to three months.

Selectman Drobinski stated he has no objections to the request.

Vice-Chairman Haarde stated he has no objections, and he wished Mr. Durning well with the repairs. He asked if abutters have been notified. Mr. Durning stated he has reached out to neighbors.

Chairman O'Brien noted the request is for four months. He informed Mr. Durning that the Board can be contacted if an extension is needed due to construction delays.

Selectman Drobinski recommended, and the Board concurred, the approval be given for six months to accommodate any unexpected delays.

It was on motion unanimously

VOTED: To grant a Special Permit to Joseph Durning for use of a mobile home for dwelling purposes, for a six-month period through February 2013 during renovations to his current home; subject to issuance of a building permit for the renovation work, electrical and plumbing permits for the trailer, Board of Health approval involving connection of the trailer to septic system and water, and approval of the Fire Chief regarding the trailer's compliance with smoke and CO detector laws.

Reports from the Town Manager
Petition for Special Town Meeting

Town Manager Valente reported a petition for a Special Town Meeting regarding two articles has been received with the requisite signatures. This will be discussed by the Board tonight.

FEMA – Flood Risk Survey – Update

Town Manager Valente reported Town staff will be coordinating the FEMA Flood Risk Survey.

Information Inquiry - Update

Town Manager Valente received a letter from a Sudbury resident asking why the names of Town employees are not on the Town website. She stated the names are listed online, and the information has also been recently added to the Department web pages as well. Ms. Valente encouraged anyone with questions or recommendations regarding the Town's web approach to contact Mark Thompson.

Eagle Scout Project - Update

Town Manager Valente reported many Eagle Scout projects are currently underway in Town. Scout Andrew Wilkins requested use of the Town Hall parking lot to collect new and used sporting equipment for donation to the Boy's and Girl's Club of America, and she will respond to that request.

Minuteman Regional Vocational High School – Meeting Update

Town Manager Valente reported she coordinated and attended a meeting of Town Managers from some of the member communities of the Minuteman Regional School District to discuss the School's plans to proceed with a feasibility study. This will be discussed by the Board later tonight.

Reports from the Board of Selectmen

Vice-Chairman Haarde stated collective bargaining discussions with the Sudbury Public Schools will continue on August 22, 2012. He also stated the Route 20 Sewer Steering Committee and the Route 20 Sewer Citizens' Advisory Committee met last week, but the meeting was not official due to a quorum of members not being present. The Board will discuss this issue tonight.

Chairman O'Brien stated an Executive Session meeting will be held on August 27, 2012 regarding collective bargaining discussions with Lincoln- Sudbury Regional High School (L-SRHS).

Special Act for Sudbury Senior Tax Relief Bill H4062 – Special Election Options Discussion

Present: Town Clerk Rosemary Harvell

At 7:44 p.m., Chairman O'Brien welcomed Town Clerk Rosemary Harvell to the meeting to discuss Special Election options for the Town to vote on the Special Act for Sudbury Senior Tax Relief Bill H4062. The Board was previously in receipt of copies of a memorandum from Town Manager Valente dated August 9, 2012 and a memorandum from Town Clerk Rosemary Harvell dated August 13, 2012. Town Manager Valente noted the information in the August 9, 2012 memo has been superseded by the submission of two petition articles, and staff will revise information accordingly.

Ms. Harvell provided the Board with information regarding conducting dual elections for the Senior Tax Relief issue and the State's Presidential Election on November 6, 2012. She reviewed the information in her memo, stating the logistics of tracking dual election results could be difficult, given a 90% voter turnout is expected. Ms. Harvell described the process, including preparing a separate voter list for each election and checking in voters twice. She anticipates additional election workers would need to be scheduled for duty.

Vice-Chairman Haarde noted it is possible the dual ballots could create confusion with voters, since each ballot has to be recorded separately.

Ms. Harvell concurred, noting it could also cause long delays for voters. She stated she does not recommend voting on the Senior Tax Exemption at the same time as the Presidential Election on November 6, 2012.

Chairman O'Brien noted the Town may also require another Special Election for the Massachusetts School Building Association's (MSBA) Repair Program for the Nixon School. Town Manager Valente stated staff has suggested the timeframe for this vote at the polls would likely be December 4-December 11, 2012.

Chairman O'Brien suggested, and the Board agreed, to take agenda item #20 out of order to discuss the two petition articles submitted for a Special Town Meeting.

Calling of a Special Town Meeting - Two Petition Articles

The Board was previously in receipt of copies of a Petition for a Special Town Meeting to vote to request Federal and State Representatives and Senators file legislation that will require anyone including the Utilities to: only place on theirs and/or anyone else's property chemicals approved by the Board of Health and/or the Town's Health Officer, but only after a Public hearing and written approval from said authority to use such chemical. If any chemicals have been used in the past, then the Utility or whoever placed said chemicals on any real estate property must clean up said site to the approval of the Board of Health and/or the Town's Health Officer, and to see if the Town will vote to request Federal and State Representatives and Senators file legislation to eliminate all unfunded State and Federal mandates. The articles were read aloud for the record by Town Manager Valente.

Chairman O'Brien explained upon presentation of 200 validated signatures on a petition the Board must "call" the Special Town Meeting and conduct it within 45 days of receipt of the petition. It was noted the proposed date would be September 24, 2012.

Chairman O'Brien stated that, if the Nixon School vote was added to the September 24, 2012 Special Town Meeting, the cost of the project may not be available.

Permanent Building Committee member Mike Melnick stated the Town would not need to disclose the cost until September 24, 2012, and he anticipates a reliable figure could be available by then. Town Manager Valente noted Mr. Melnick checked with MSBA to ensure the Town could consider this vote prior to the anticipated November notification. MSBA has stated it is possible to do so.

Town Manager Valente also noted the required warrant for a September 24, 2012 date would remain open for ten days. She further explained the ballot question regarding the Nixon School would only ask voters whether they would allow the project to be exempt from Proposition 2½.

The question was raised as to whether the senior tax exemption question should be added to the September 24th Special Town Meeting, and it was noted this does not need further Town Meeting action. It only requires approval at a Town Election.

Selectman Drobinski stated it makes sense to consolidate as many of these votes at one time as possible with the petition articles. He highlighted the estimated cost for a Special Election is \$9,600, and it will save the Town money to group issues together.

Chairman O'Brien noted the irony of one of the petition articles, which requests the elimination of all unfunded mandates, yet the proponent, a non-Sudbury resident, has put the Town of Sudbury and other communities exactly in this situation.

Sudbury Public School (SPS) Committee member Lisa Gutch stated a meeting is scheduled next week, and she believes SPS could prepare whatever is needed for the Nixon School project within the deadline timeframes.

Chairman O'Brien asked if an additional Board meeting will be needed to decide these matters. Town Manager Valente stated that, if the Special Town Meeting is "called" tonight, and the warrant remains open for ten days, a Board meeting would then be needed at the close of the ten days.

Chairman O'Brien asked the Board if it has any reason not to "call" the Meeting tonight.

Selectman Drobinski stated he has no comment about the actions taken by the proponent, but the petition has been duly filed, and thus, the Board needs to "call" the Meeting according to procedure.

Vice-Chairman Haarde stated the proponent has the right to file a petition, but he would like the opportunity for the proponent to come before the Board to answer questions.

Chairman O'Brien stated the petition is within the allowable legislative process, but he does not believe it includes enough substance to have any impact on Beacon Hill, and it will cost the Town approximately \$10,000 to accomplish little.

It was on motion unanimously

VOTED: To call a Special Town Meeting as required by State law upon presentation of 200 validated signatures to be held on Monday, September 24, 2012, at Lincoln-Sudbury Regional High School at 7:30 p.m., for the purpose of addressing two articles submitted by petition on August 14, 2012.

Friends of the Bruce Freeman Rail Trail – Donation Proposal

Present: Conservation Coordinator Debbie Dineen

At 8:08 p.m., Chairman O'Brien opened the discussion regarding next steps related to the Bruce Freeman Rail Trail (BFRT). The Board was previously in receipt of copies of a memorandum regarding concept planning from Director of Planning and Community Development Jody Kablack, Department of Public Works (DPW) Director Bill Place and Conservation Coordinator Debbie Dineen dated August 14, 2012.

Town Manager Valente stated Town staff has drafted questions for the Board's consideration to help guide the project.

Conservation Coordinator Debbie Dineen summarized the Town staff memo regarding the process for concept study planning for the best trail for Sudbury.

Chairman O'Brien asked if the process would include public forums. Ms. Dineen stated staff had anticipated preparing the concept plan (s) for presentation to the Board by November 2012. However, she added the need for Special Town Meetings in the interim could change this timeline.

Ms. Dineen stated Town staff believes planning for the best trail for Sudbury will involve balancing a number of factors, including environmental, recreational and financial. Town staff asked for the Board's guidance regarding other factors which should be considered.

Selectman Drobinski stated abutters' concerns must be considered and possible mitigation options. However, he emphasized it is important to not let opposition to ideas influence conclusions one way or the other. Ms. Dineen stated the staff plans to address the abutters who would be most severely impacted by a trail.

Vice-Chairman Haarde stated he believes all the other potential factors noted by staff should be considered, and he acknowledged the task will be difficult. He also stated large neighboring landowners need to be considered. Chairman O'Brien concurred.

Chairman O'Brien read aloud from the memo Town staff's question as to whether it is the intent of the Board to apply all local bylaws to the permitting and construction of the BFRT. He asked how it would be possible the Town would not do this. Ms. Dineen emphasized the same rules would apply to this project as they do to any other Town project.

Selectman Drobinski reiterated his belief, which he has stated publicly, that for the Town not to follow its own Bylaws would be hypocritical.

Ms. Dineen stated the only way to circumvent certain permitting restrictions would be for the Department of Transportation (DOT) to recognize the trail as a transportation project and consider it under a roadwork exemption.

Vice-Chairman Haarde stated he agrees the Town should comply with its Bylaws.

Town staff suggested several possible concepts for the trail based on data, surveys and studies done to date. Ms. Dineen asked if the Board is willing to investigate outside the rail corridor as an alternative for all or part of the trail, and if the Board has other concepts for the trail to be considered.

Selectman Drobinski stated he believes the Board has made its flexibility clear. Vice-Chairman Haarde agreed.

Selectman Drobinski noted there could be a cost benefit analysis to consider for options that go off trail. Ms. Dineen stated staff has not planned on doing any cost analysis as part of its work.

Ms. Dineen described the three concept plans staff would develop, with accompanying pros and cons regarding what permitting issues may be encountered as follows: a trail only partially within the rail corridor, a north/south pedestrian and bike path using the existing walkways and a design which complies with Federal standards, which is completely in the rail corridor right of way.

Selectman Drobinski and Vice-Chairman Haarde stated the three plans make sense.

Ms. Dineen stated staff would keep the Board abreast of its progress. She further stated staff anticipates utilizing a portion of the \$25,000 already approved in 2009 for concept development to hire a consultant.

Ms. Dineen stated other towns have noted parking issues were not as thoroughly planned for in advance as they should have been. Ms. Dineen highlighted parking logistics, noting parking at the northern terminus at Davis Field could be problematic when coupled with field parking needs. It was noted the southern terminus on Union Avenue is also problematic. Parking in this vicinity is private parking designed to meet local zoning requirements. Staff asked if the Board wishes to consider the use of the parking area behind Town Hall as the major BFRT access area.

Selectman Drobinski stated this would need to be discussed more completely and carefully at a later date. Ms. Dineen stated the staff is interested in knowing whether the Board would consider the use of Town-owned parking lots in general for this use.

Chairman O'Brien stated he believes rail trail users will find a way to access the trail from wherever is most convenient for them, and he is not sure it can be effectively regulated.

Selectman Drobinski stated public safety needs to be considered, and that problematic areas could be identified later in the process. Ms. Dineen emphasized there are not a lot of large parking areas for consideration.

The newly-purchased Village Green property was mentioned as an option. Vice-Chairman Haarde stated the new owners might welcome the potential business. Selectman Drobinski suggested individual business owners be approached regarding parking ideas.

Selectman Drobinski stated he is pleased to note staff plans on utilizing information collected by the Rail Trail Conversion Advisory Committee (RTCAC) and that there are plans to involve others in the process.

Ms. Dineen stated staff has a meeting scheduled with the DOT on August 23, 2012. She emphasized that, in completing its work, staff will need to use some assumptions to develop the plans.

Chairman O'Brien suggested an action step be added to include comments from the Public Safety Departments. At 8:39 p.m., he concluded the discussion.

Massachusetts Green Communities and Energy Projects – Update

Present: Combined Facilities Director Jim Kelly and Energy and Sustainability Green Ribbon Committee Chair Bill Braun

At 8:39 p.m., Chairman O'Brien welcomed Combined Facilities Director Jim Kelly and Energy and Sustainability Green Ribbon Committee Chair Bill Braun to the meeting to update the Board on Energy Committee projects. He congratulated Mr. Kelly on his new position. The Board was previously in receipt of copies of site and vicinity maps of the Sudbury Landfill and accompanying diagrams.

Mr. Kelly stated he has worked for the Town for 12 years, and he looks forward to his new responsibilities. He noted the Board considered an article for last year's Annual Town Meeting, which was eventually pulled, regarding Town-building roof repairs. Mr. Kelly asked if this article could be considered to be added to the ballot during any upcoming Special Town Elections and/or Meetings.

Selectman Drobinski stated it could be further evaluated as a way to inform citizens of the need for these projects, even though there has not been sufficient time to educate the public.

Permanent Building Committee member Mike Melnick encouraged the Board to consider moving these projects along because the maintenance needs to be completed.

Chairman O'Brien stated the Board had hoped to work on a strategic plan to prioritize projects, but the Board has fallen behind on its schedule. He asked the Town Manager to have Town staff prepare a list of priority projects for the Board to discuss at a later date.

Town Manager Valente reminded the Board it has the option to bookmark an article in the next ten days, while the warrant is open for the petition articles previously discussed tonight, and it can pull it at a later date, if it is deemed appropriate to do so. She suggested the Town Center project also be considered for prioritization along with the other Town-building roof repairs.

The Board questioned if the next Town Meeting would include too many capital projects for consideration by voters. Vice-Chairman Haarde questioned about putting too many large projects forward, and he stated it needs to be further discussed. Selectman Drobinski concurred.

Mr. Kelly reported the Town received a grant for the Natatorium at the Atkinson Pool, replacing a 25-year old HVAC appliance and the roof upon which it sits. He commended Mr. Braun for his assistance in obtaining the \$250,000 maximum award. Mr. Kelly stated the project went out to bid and the contract has been awarded. In response to a question from Chairman O'Brien, Mr. Kelly stated the work will be completed so as to interfere as little as possible with pool use.

Mr. Braun reported plans for solar energy at the Landfill are progressing. The Town applied for a grant for engineering assistance. Mr. Braun explained it is possible implementation of solar and photovoltaic options at the Landfill could eventually supply 25-40% of the Town's electricity needs. He stated the PPA should be available for review and execution in a few weeks. Mr. Braun also stated the permitting process is progressing well, and there will be a pre-application meeting soon for the upcoming Site Plan review.

Mr. Kelly announced Sudbury, Lincoln and Wayland reached Tier Five in the Solarize Mass program. He explained this is the lowest priced tier for solar photovoltaics from Sudbury's installer. The towns have over 54 systems waiting to be installed over the next year, with Wayland accounting for the most contracts. In response to questions from Vice-Chairman Haarde, Mr. Kelly explained the process for choosing the installer, whether citizens have a choice of installers, whether early adopters get rebates as towns achieve a better tier-status, whether the systems can be removed to re-roof, and the number of panel manufacturers. He stated an effort is being made to educate the public about the option prior to the program's expiration date of September 30, 2012. Mr. Braun stated the installer is very responsive to questions, and more information is available on the astrumsolar.com website.

Chairman O'Brien asked how many Sudbury grant dollars the Energy and Sustainability Green Ribbon Committee has been responsible for obtaining. Mr. Braun stated the figure is approaching \$700,000. However, he emphasized the real benefit is in the reduced cost savings in electricity over time.

Mr. Kelly also briefly described the work the Town has done with the Metropolitan Area Planning Council's (MAPC) regional energy services company (ESCO). ESCO performs energy audits of Town buildings, and based on the audits, it submits energy projects to be implemented. Mr. Kelly explained the realized energy savings cover the project costs.

Selectman Drobinski thanked both gentlemen for their energy-related work on behalf of the Town. Vice-Chairman Haarde thanked them too, and he congratulated Mr. Kelly on his new role. Chairman O'Brien thanked both men for their work and reports, and he concluded the discussion.

Minuteman Regional Vocational Technical School Committee– Update

At 9:12 p.m., Chairman O'Brien opened a discussion regarding Minuteman's plans to proceed with conducting a feasibility study without resolution of enrollment size as unanimously voted by all 16 member towns. The Board was previously in receipt of copies of two memoranda from Town Manager Valente dated August 9, 2012 and July 27, 2012, a letter to Minuteman's superintendent from the Chairman of the Town of Weston's Board of Selectmen dated July 31, 2012, expressing opposition to proceeding with the study, a letter from the Massachusetts School Building Authority (MSBA) Director of Capital Planning to Minuteman's Superintendent dated July 24, 2012, providing a study enrollment certification recommendation of 435 based on students from member districts only, as opposed to the projected 800 students from member and non-member districts, a memorandum from Sudbury member of the Minuteman Regional High School Committee David Manjarrez dated July 30, 2012, which includes opinions by Town Counsel Paul Kenny on two relevant questions, an email message to the Town Manager from Mr. Manjarrez dated August 3, 2012 and a draft letter from the Board's Chairman to Minuteman's superintendent dated August 15, 2012.

Town Manager Valente summarized the current concern regarding Minuteman's plans to proceed with conducting a feasibility study without resolution of enrollment size as unanimously voted by all 16 member towns. She noted Belmont and Weston have sent letters to the School's Superintendent expressing their opposition to these plans. Town Manager Valente further stated Sudbury Town Counsel Paul Kenny has opined that he agrees with the positions taken by the Town of Belmont. Thus, she stated a draft letter has been prepared, noting Sudbury will investigate its options regarding its obligation to pay for any assessments issued for funding a Stabilization Fund, unless it is voted by a majority of member towns in the same year votes are taken to establish said Fund, and its obligation to pay costs for a feasibility study without resolution of enrollment size as unanimously voted by all 16 member towns. Ms. Valente stated the Minuteman School Committee has agreed to expand the scope of the feasibility study.

Town Manager Valente convened a recent meeting of Town Managers from member towns. She encouraged the group to find a way for the feasibility study to proceed in order to avoid further deterioration of the School and to ensure reimbursement by the State at the grandfathered 40% rate.

Vice-Chairman Haarde briefly summarized the opposition by some member towns to the feasibility study. He stated the School has not addressed the core concerns of the percentage of out-of-district students attending the High School, and the inequitable capital funding model which currently exists, whereby member towns subsidize non-member students. Town Manager Valente stated this has been broached, but the School's response is that these problems cannot be addressed without the aid of the feasibility study.

Town Manager Valente suggested the Board consider drafting a letter of support of the feasibility study, if a guarantee is made by the School to address these questions within the study. She suggested she and Vice-Chairman Haarde work on composing the letter with other member towns. Vice-Chairman Haarde agreed, noting the support would have to be conditional.

It was on motion unanimously

VOTED: To authorize Vice-Chairman Haarde and Town Manager Valente to draft a letter with other Minuteman Regional School District member towns, to be sent to Minuteman officials, expressing

conditional support of the School's plans to proceed with a feasibility study, and detailing said conditions, to be circulated to the Board for review prior to being sent.

Town Manager Valente stated she discussed this option with Sudbury member of the Minuteman Regional High School Committee David Manjarrez, who concurred with this approach.

Minutes

It was on motion unanimously

VOTED: To approve the amended Regular Session minutes of July 10, 2012 and the Regular and Executive Session minutes of July 31, 2012.

Unaudited FY12 Fourth Quarter Financial Reports - Acceptance

It was on motion unanimously

VOTED: Acting as co-trustees of Town Trust Funds, to accept the unaudited FY12 fourth quarter statements for the Pooled Town Trust Funds for the period ended June 30, 2012, and vote to accept the Pooled Trust Fund expenditure limits for FY13 as submitted by the beneficiaries and requested by Andrea Terkelsen, Treasurer Collector.

Election Officers - Appointment

It was on motion unanimously

VOTED: To appoint Election Officers for a one-year term commencing August 15, 2012 and ending on August 14, 2013, as recommended by the Democratic and Republic Town Committee Chairmen and the Town Clerk.

Patriot Properties, Inc. – Award Contract

It was on motion unanimously

VOTED: To approve the award by Town Manager of a contract with Patriot Properties, Inc. to provide contract services for DOR-mandated triennial revaluation services, and as reviewed by Town Counsel.

NOTE: This vote confirms the award by Town Manager on August 2, 2012.

CBE Technologies – Award Contract

It was on motion unanimously

VOTED: To approve the award by Town Manager of a contract with CBE Technologies, under State Contract, for telephone system upgrade for the DPW and Library and the Cisco telephone upgrade at the Flynn and Fairbank buildings on the recommendation of the Technology Administrator, and as reviewed by Town Counsel.

Colonial Fair and Muster of Fifes and Drums – Special Permit

It was on motion unanimously

VOTED: To approve a Special Permit to Harold Cutler for the Colonial Fair and Muster of Fifes and Drums to be held on the Wayside Inn grounds from 10:00 a.m. to 5:00 p.m. on Saturday, September 29, 2012, subject to conditions and permits required by the Fire and Police Departments and the Board of Health.

Memorial Day Committee – Donation

It was on motion unanimously

VOTED: To accept, on behalf of the Town, a \$1,000 donation to the Memorial Day Committee from Frank's Pie Company, LLC in appreciation for permission to use the Town Hall parking lot on Thursday, July 19th, said funds to be expended under the direction of the Town Manager.

Property Tax Assessor Services – Award Contract

It was on motion unanimously

VOTED: To approve the award by the Town Manager of a contract for property tax assessor services pursuant to a Request for Proposals dated August 7, 2012, and as approved by Town Counsel.

Rt. 20 Sewer Steering and Citizens' Advisory Committees – Membership Discussion

The Board was previously in receipt of copies of the Mission Statements for the Rt. 20 Sewer Steering and Route 20 Sewer Citizens' Advisory Committees. Vice-Chairman Haarde stated both Committees have routinely struggled to obtain a quorum for meetings, with chronic absences from some members. He stated that, although the groups have had good discussions, they have not been able consider the meetings as official or produce official meeting minutes. Vice-Chairman Haarde noted some nominated members have been extremely dedicated, but others have been chronically absent. He further noted the Board of Health, Finance Committee, Planning Board and SPS School Committee might want to consider whether any representative from their group could attend, even if it is not the appointed member.

Selectman Drobinski stated he is not sure if merging the two groups would help to achieve a quorum. However, he emphasized the DEP will be most concerned with the input from the Citizens' Advisory Committee (CAC).

Vice-Chairman Haarde noted there are citizens interested in serving on the CAC, but they must first be appointed by the Steering Committee. However, he further explained that, since the Steering Committee cannot achieve a quorum, it cannot make the appointments. Vice-Chairman Haarde believes this impediment to participation should be eliminated. He further believes the framework of committee representation should be broadened.

Sudbury resident Pat Brown, 34 Whispering Pine Road, suggested the Board refer to the Town Bylaws for handling committee members who are frequently absent from meetings.

Town Manager Valente stated the original concept for the Steering Committee has changed from its mission. She suggested staff think about ways to improve the situation and present them to the Board for consideration. Ms. Valente further opined that appointed members should state if participation on these Sewer committees is not a personal priority so they can be replaced with someone else.

Sudbury Housing Trust – Appointment

At 9:37 p.m., Chairman O'Brien opened a discussion regarding an appointment to the Sudbury Housing Trust (SHT). The Board was previously in receipt of a memorandum from SHT Chairman Michael Buoniconti dated August 7, 2012, applications from two candidates and an email message from Community Housing Coordinator Beth Rust dated July 17, 2012.

Chairman O'Brien stated the SHT met and reviewed both applications. Based on relevant experience, the SHT voted to recommend to the Board the appointment of Robert Morrison, 16 October Road. The Trust will discuss at a later time the possibility of amending its Charter to add an Associate's position to accommodate interest from other candidates. In addition, it was noted that other interested parties can attend the public meetings.

Vice-Chairman Haarde stated he appreciates the position taken by the SHT, given the difficult task of choosing between two good candidates. However, he believes the tiebreaker should have been to appoint Ms. Huston to her first Town committee, thereby honoring her interest in serving, given that Mr. Morrison is already a member of the Energy and Sustainability Green Ribbon Committee.

Chairman O'Brien stated the SHT thought Mr. Morrison's skill set was better suited to the position, and it hopes to establish an associate member position in the future.

It was on motion

VOTED: To appoint Robert Morrison, 16 October Road, to the Sudbury Housing Trust, filling a vacancy occasioned by the term expiration of Joel Guillemette, for a term to expire April 30, 2014, as requested by the Sudbury Housing Trust Chairman Michael Buoniconti in a memo dated August 7, 2012.

Vice-Chairman Haarde abstained from the vote.

NStar – Proposed Planting Plan – Stock Farm and Pelham Island Roads

The Board was previously in receipt of copies of a memorandum from Town Manager Valente dated August 9, 2012, noting the feedback received from Sudbury resident Stan Kaplan, a memorandum from Executive Assistant to the Town Manager Mary McCormack to Town Manager Valente dated August 7, 2012, noting feedback from Great Meadows U.S. Fish & Wildlife Director Libby Herland, copies of quotations, including planting plans from Weston Nurseries dated July 5, 2012, which were provided by NStar, a letter to Town Manager Valente from NStar's Community Relations Representative Annemarie Walsh dated August 14, 2012 and accompanying relevant section of a previous agreement between Boston Edison and the Town, and a draft letter from the Town to Ms. Walsh dated August 15, 2012.

Town Manager Valente stated U.S. Fish & Wildlife does not want non-native species planted. She summarized the communications with NStar, noting she has drafted a response from the Town requesting NStar return the area plantings to a similar state as they were before the company cut them. The requests include mature 15-foot trees for the south side of Pelham Island Road, the forsythia planned for both sides of Stock Farm Road be replaced with Virginia Rose, and that only native plants be planted on the north side of Pelham Road. All plants should have a one-year warranty, and in addition, the Town requested \$30,000 to be used to contract a landscape company to maintain the four areas. Town Manager Valente stated NStar has not agreed to pay for contracted maintenance, since it believes the Town agreed previously to have this done by Sudbury's Highway Department.

Sudbury resident Stan Kaplan, 98 Victoria Road, stated there is a long history regarding these issues with NStar. He noted the company accepted its responsibility six years ago to water the plants. He believes it is incumbent of the Board to insist NStar plant the area correctly this time, or the same thing will keep happening every few years.

Chairman O'Brien agreed with the approach of keeping the request for the \$30,000 for maintenance funds in the letter. Town Manager Valente concurred, noting there had been no issues with the screening which had been in place prior to it being cut by NStar.

It was on motion unanimously

VOTED: To instruct the Town Manager to send the draft letter from the Town dated August 15, 2012, as reviewed tonight, to NStar's Community Relations Representative Annemarie Walsh regarding NStar's plan for street crossings in/on the Town's right of way at Stock Farm and Pelham Island Roads.

"Sudbury Celebrates 375 Committee" – Draft Mission Statement Discussion

The Board was previously in receipt of copies of a Draft Mission Statement for the "Sudbury Celebrates 375 Committee."

Town Manager Valente stated the Committee would be formed to govern the Town's celebration of Sudbury's incorporation on September 4, 1639.

Selectman Drobinski referenced the Town's 350th celebration and the tremendous sense of community it fostered. He hopes the 375th celebration matches and exceeds that success.

Town Manager Valente suggested a five-member committee be formed. She also noted it has been suggested joint events be pursued with Wayland, which is also celebrating its 375th year. Ms. Valente reported the now disbanded Sudbury Day Committee had an approximate \$16,000 remaining balance. She will ask Town Counsel Kenny whether these funds could be redirected to these celebration events. Ms. Valente stated fundraising can be difficult, but ideas have been generated, including the sale of t-shirts.

Vice-Chairman Haarde suggested referring to the model used for planning the 350th celebration, and he asked if tapes are available from the events held 25 years ago.

Sudbury Historical Society Curator Lee Swanson confirmed films were taken of the 350th events, and they should be available through Sudburytv.org.

Vice-Chairman Haarde suggested Sudburytv.org run a highlight show to generate interest.

It was on motion unanimously

VOTED: To approve the Draft Mission Statement for the "Sudbury Celebrates 375 Committee" as reviewed tonight.

There being no further business, the meeting adjourned at 9:56 p.m.

Attest: _____
Maureen G. Valente
Town Manager-Clerk