

SUDBURY BOARD OF SELECTMEN
AGENDA
TUESDAY, FEBRUARY 11, 2014
7:30 PM, Lower Town Hall, 322 Concord Road

1. 7:30 Opening remarks by Chairman
2. 7:35 Reports from Town Manager
3. 7:40 Reports from Selectmen
4. 7:50 Citizen's Comments on items not on the agenda
5. 7:55 Question of voting to authorize the Superintendent of the Sudbury Public Schools to submit a Statement of Interest (SOI) to the Massachusetts School Building Authority (MSBA) seeking funding for roof replacement, window replacement, exterior door replacement and envelope caulking replacement at the Nixon Elementary School. (*Jim Kelly, Combined Facilities Director, will attend.*)
Vote/Sign
6. 8:00 **PUBLIC HEARING** (*continued*) - Consideration of Police Station Site Plan application to construct Police Headquarters, 77 Hudson Road (Vote to approve draft decision)
Vote/Sign
7. 8:30 Presentation from Energy and Sustainability Committee on Town Meeting articles: ESCO project, and a Special Stabilization fund for energy projects (*Jim Kelly, Combined Facilities Director, and members of the Energy and Sustainability Committee will attend.*)

Consent Calendar:

8. **Vote** Vote to approve the January 28 regular session meeting minutes.
9. **Vote** Vote to accept the resignation of Elizabeth Quirk, 20 Scotts Wood Drive, from the Zoning Board of Appeals, effective immediately, as noted in a letter dated January 27, 2014, and to send a letter of thanks for her service to the Town.
10. **Vote/Sign** Vote the following regarding Macot Realty Trust/Methods Machines Site Plan endorsement: (1) Vote to set the performance bond at \$19,154.00 for completion of conditions related to the Macot Realty Trust/Methods Machines Site Plan approval of the Board of Selectmen dated 2/12/13; (2) Vote to accept the performance bond in said amount; (3) Vote to endorse the final site plans for Methods Machines at 65 and 71 Union Avenue, as recommended by the Director of Planning and Community Development.

Miscellaneous:

11. **Vote** Question of approving the 2013 Annual Town Report narrative from the Board of Selectmen and Town Manager

These agenda items are those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

12. ***Vote*** Discussion and vote to put Police Station debt exclusion or any other ballot question for inclusion in the Annual Town Election on March 31, 2014. (This is due to the Town Clerk no later than Monday, February 24.) If voted, designate Town Counsel to write the argument in opposition as there is no organized opposition known.
13. ***Vote*** Annual Town Meeting action:
 - a. Accept articles submitted by January 31st for 2014 Annual Town Meeting
 - b. Refer zoning bylaw articles to Planning Board
14. ***Vote*** Hear report of Selectman Woodard regarding current status of the Policy Statement of the Strategic Financial Planning Committee for Capital. After further discussion of the Board, vote to endorse the Policy Statement as recommended.
15. ***Vote*** Question of voting a list of potential transportation projects to Senator Eldridge and Senator Barrett, in response to inquiry from Senator Eldridge

These agenda items are those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

AGENDA REQUEST - Item #5

BOARD OF SELECTMEN

Requestor's Section:

Date of request: *February 4, 2014*

Action requested (Who, what, when, where and why):

Vote to authorize the Superintendent of the Sudbury Public Schools to submit a Statement of Interest (SOI) to the Massachusetts School Building Authority (MSBA) by the deadline of February 14 2014, seeking funding for roof replacement, window replacement, exterior door replacement and envelope caulking replacement at the Nixon Elementary School. Both the School Committee and BoS must vote to authorize the Superintendent to submit the SOI. Certified documents related to these votes must be signed and submitted as part of the SOI.

Financial impact expected: *MSBA Funding, if approved, will offset the cost of the repairs/replacement to the building envelope if approved by Town Meeting.*

Background information (please see attached SOI):

Recommendations/Suggested Motion/Vote:

Read vote wording – see attached. Chairman Drobinski to sign SOI documents.

Person(s) expected to represent Requestor at Selectmen's Meeting:

Selectmen's Office Section:

Date of Selectmen's Meeting: 2/11/14

Board's action taken:

Follow-up actions required by the Board of Selectmen or Requestor:

Vote attested by Town Manager to be submitted to MSBA with SOI.

Future Agenda date (if applicable):

Distribution:

Town Counsel approval needed? Yes () No ()

VOTE:

Be it resolved: Having convened in an open meeting on February 11, 2014, prior to the closing date, the Board of Selectmen of the Town of Sudbury, in accordance with its charter, by-laws, and ordinances,

VOTE to authorize the Superintendent of the Sudbury Public Schools to submit to the Massachusetts School Building Authority the Statement of Interest, dated February 5, 2014, for the General John Nixon Elementary School, located at 472 Concord Road, Sudbury, MA, which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future;

the SOI priority 5 was selected which is the replacement, renovation or modernization of school facility systems, such as roofs, windows, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility; specifically the SOI is requesting roof, window and door replacements and building envelope caulking for the General John Nixon Elementary School;

and hereby further specifically acknowledges that by submitting this Statement of Interest, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the Sudbury Public School District to filing an application for funding with the Massachusetts School Building Authority.

and further

Vote: to authorize the Chairman to execute any certifications related thereto.



Town of Sudbury

Facilities Department

275 Old Lancaster Road
Sudbury, MA 01776
978-443-2209 ext. 1365; Fax 978-443-6128
facilities@sudbury.ma.us

James F. Kelly, Facilities Director

Statement of Interest FY14 (For FY15 Budget)

District Goal for School:

The Sudbury Public Schools (SPS) are committed to replacing the aging and deteriorated shingle roof on the cafetorium of the General John Nixon Elementary School and replacing the 52 year old inefficient single pane glass windows in the cafetorium, administration offices, and the kitchen with new energy efficient stretch code compliant windows along with the replacement of selected older deteriorated exterior doors with new more efficient weather stripped and weather tight doors. The project will also include the replacement of portions of failing exterior envelope caulking located at the window jambs and expansion joints in the brick façade.

The cafetorium roof is at the end of its useful life expectancy and is in poor condition, requiring significant maintenance. This portion of the roof is 5,000 square feet and the shingles are beginning to fail. The 25 year warranty expires next year and the replacement is necessary. The roof insulation is not code compliant and will be increased to meet the stretch energy code.

As part of an ongoing town wide roof analysis being conducted by the Sudbury Permanent Building Committee (PBC), a survey of the Nixon School Roof was conducted by one of the MSBA's pre-qualified consultants, Russo Barr Associates. According to this survey, the roof of the entire building is 61,900 square feet. This project is to replace the small shingle portion of the roof over the cafetorium, approximately 5000 square feet. This consultant and Sudbury's PBC have concluded that the shingle portion should be replaced. Russo Barr has recommended a complete tear off and replacement with new shingles including new rigid board insulation (R-value to meet stretch code), flashings, edge metal and repairs to damaged roof decking.

The second portion of this accelerated repair project is the replacement of the original, 1960 single pane uninsulated glass windows along with selected entry doors that are failing. The windows and doors have exceeded their useful life expectancy, are in poor condition, and are adversely impacting the educational experience of the students. The 53 year old windows are single pane, inefficient and the students and staff are frequently in spaces that are too cold or too hot and scarce budgetary dollars are being diverted out of the classroom and into energy costs.

Russo Barr recently (October 2013) conduct a survey of the existing windows at the Nixon School. The windows are part of the original 1960 school and are inefficient single pane glass. Single pane glass, which is not thermally broken, covers approximately 10,000 square feet.

Many rubber gaskets on these older windows are missing or falling out, leading to air and water infiltration. Most are difficult to operate and do not lock properly. Perimeter sealants have failed and water infiltration is evident. Russo Barr has recommended that all the 1960's windows be removed and replaced with new, energy efficient, commercial grade, thermally broken aluminum framed windows with low-e, insulated glass panels. The Town's PBC also supports this recommendation.

The window replacement at the cafetorium will also provide the opportunity to install security glazing to enhance the recent efforts to increase school safety. The existing glass allows full sight access into the space, used for student assemblies and lunch room. The proposed glazing at the sight level will be tinted or opaque to prevent sight access to student space from unwarranted solicitors.

Making repairs to these elements at Nixon school, and the operational issues caused by their inadequacies, is taking away from the core educational programs and various capital needs. The SPS are aware that increased energy efficiency in the areas addressed by the SOI will result in savings that can help support its core educational mission. Given Sudbury's designation as a Green Community with its associated requirements to reduce its energy baseline, and the SPS's commitment to continued, responsible energy conservation and building capital improvements, it's the goal of SPS to replace the roof, exterior doors and selected windows at Nixon under the accelerated repair program.

AGENDA REQUEST - Item #6

BOARD OF SELECTMEN

Requestor's Section

Date of request: *January 7, 2014*

Requestor: *Jody Kablack, Director of Planning and
Community Development*

Action requested: *Consideration of Site Plan application to construct an approximately 14,500 sq. ft. Police Headquarters on an approximately 13.5 acre parcel of land located at 77 Hudson Road (continued from 1/28).*

Financial impact expected:

Background information (if applicable, please attach if necessary):
See attached material.

Recommendations/Suggested Motion/Vote:

Vote to approve draft decision for Site Plan Application to construct an approximately 14,500 sq. ft. building and associated improvements for a new Police Headquarters on an approximately 13.5 acre parcel of land located at 77 Hudson Road, Town Assessor Map G08-0008.

Person(s) expected to represent Requestor at Selectmen's Meeting:

James Kelly, Combined Facilities Director

Selectmen's Office Section

Date of Selectmen's Meeting: *February 11, 2014*

Board's action taken:

Follow-up actions required by the Board of Selectmen or Requestor:

Future Agenda date (if applicable):

Distribution:

Public Hearing:
Site Plan of Police Headquarters
77 Hudson Road
Material received as of January 24, 2014

Notice of the Public Hearing was duly posted and advertised in the *Sudbury Town Crier* on January 9, 16 and 23, 2014. Abutters according to the Assessors were provided written notice by first class mail. The Sudbury Planning Board and other boards and officials were notified and requested to report to the Selectmen. The Selectmen opened the public hearing on January 28, 2014.

The Board is in receipt of the following:

1. Application for Site Plan dated January 3, 2014 (received January 6, 2014), including Site Plans prepared by The Carell Group, Hopkinton, MA dated January 3, 2014 (revised January 22, 2014) consisting of 21 sheets, Existing Conditions & Demolition Plan; Site & Utilities Plan; Grading & Drainage Plan; Drainage Basin Plan; Layout & Paving Plan; Landscape Plan; Landscape Details; Erosion & Sedimentation Control Plan; Construction Details; Sewerage Disposal Plan; First Floor Plan; Second Floor Plan; Attic Floor Plan; Roof Plan and Exterior Elevations.
2. Site Plan Narrative prepared by Places Associates, Inc. dated January 3, 2014, revised January 21, 2014.
3. Drainage Analysis Summary prepared by Places Associates, Inc.
4. Minutes of the Design Review Board dated January 8, 2014.
5. Memo from Bill Place, Department of Public Works/Town Engineer, to Jody Kablack, Planning Director, dated January 15, 2014
6. Memo from Jody Kablack, Planning Director, to the Board of Selectmen dated January 21, 2014.
7. Memo from Mark Herweck, Building Inspector, to Jody Kablack dated January 21, 2014.
8. Memo from William E. Murray, RLA, Places Associates, Inc. dated January 23, 2014 listing Plan Revisions.
9. Electrical Power and Lighting Site Plan prepared by The Carell Group dated November 18, 2013 consisting of 3 sheets
10. Cut sheets for proposed lighting poles and email from Greg Carell dated January 22, 2014 indicating the height of the parking lot light poles will be 18 feet.
11. Confirmatory Deed, driveway easement and sewage disposal easement for the Property.

Materials received for the Feb. 11, 2014 hearing:

1. Revised Site Plans prepared by The Carell Group, Hopkinton, MA and Places Associates, Inc. dated January 31, 2014.
2. Stormwater Drainage Analysis dated January 3, 2014, revised January 30, 2014, prepared by Places Associates, Inc.
3. Memo from William E. Murray, RLA, Places Associates, Inc. dated February 4, 2014 listing Plan Revisions.
4. Draft Decision dated February 11, 2014.

February 4, 2014

MEMO:

From: William E. Murray, RLA
Project Manager

Revisions to Plan Sets for submissions for:

1. Notice of Intent – Sudbury Wetlands Bylaws & Wetlands Protection Act.
2. Stormwater Permit
3. Site Plan Review- Board of Selectmen
4. Special Permit –WRPD (pending)
5. Curb cut Permit (pending)

The following is a summary of various plan changes made as a result of review by Town Agencies, Town Peer Review, the Building Committee, the Architect and in-house review. Plans are noted as “PERMIT SET ONLY – January 3, 2014: 1-22-14: General Revision; & 1-31-14 Drainage Sys. Mod.”

The changes made are:

C-0; Cover Sheet:

1. A revision note has been added to the Title Block.

C-1; Existing Conditions and Site Demolition Plan:

1. Test hole locations are highlighted, and test hole identifications are correlated with the report of testing provided in the Drainage Report.
2. The Outlet structure limits of work have been revised to correspond with drainage system changes provided for on other sheets.
3. A revision note has been added to the Title Block.

C-2; Site Plan:

1. The drainage basin sub-drain has been added to this sheet in a diagrammatic fashion.
2. A revision note has been added to the Title Block.

Places Associates, Inc.

256 Great Road, Suite 4
Littleton, MA 01460
(978)486-0334

876 Salisbury Street
Holden, MA 01520
(508) 829-0333

places@placesassociates.com

C-3; Grading & Drainage Plan:

1. Test hole locations are highlighted, and test hole identifications are correlated with the report of testing provided in the Drainage Report.
2. Additional detail is provided for inlet/outlet and routing of drainage through the StormTank (Recharge) System.
3. Roof drain Elevations are also provided.
4. Changes to the drainage system adjacent to the Fire Station (westerly side of site) have been made to accommodate other changes to the drainage system design.
5. DCTB # 11 (double catchbasin) has been relocated at the entrance driveway, CTB # 8 (catchbasin) has been added to the plans, DMH # "I"(drainage manhole) has been added to collect flows from CTB #* and DMH "I".
6. Plan note # 21 has been added to the plans.
7. A revision note has been added to the Title Block.

C-3.1; Grading & Drainage Plan:

1. The schedule of structures was amended to include DMH I, CTB # 8 and various elevation changes resulting from plan review, which modify elevations on DMH J, and DMH F.
2. The Drainage Basins were re-named, Basin A and Basin B. Basin A is closest to the existing Fire Station Driveway; Basin B is to the west of Basin A.
3. A Level Spreader Detail has been added to the sheet to ensure uniform flow between basins (A & B) and provide a distinct elevation for the emergency overflow from Basin B.
4. A detail of the outlet control structure from Basin B has been added to the plans.
5. A detail for the stone baffles to be installed in Basin A has been added to the plans.
6. The Basin Underdrain Detail for Basin B has been added to the plans.
7. The Bottom of Basin B is noted to be covered with pea stone as a permanent surface treatment.
8. The plan depiction of the basins has been modified to include the replacement of notes, the addition of construction details and various revisions noted above, items 1 to 7.
9. A revision note has been added to the Title Block.

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C-4; Layout & Paving Plan:

1. A revision note has been added to the Title Block.

C-5; Landscape Plan:

1. A notations relative to the limit of work have been added to plans as described on previous sheets to accommodate the updated limit of work and erosion controls.
2. A note was added for the planting of a specific seed mix for Basin A.
3. A revision note has been added to the Title Block.

C-6; Landscape Plan:

1. A revision note has been added to the Title Block.

C-7; Erosion and Sedimentation Control Plan:

1. Notes have been added and revised:
 - a. Note Entitled, "NPDS GENERAL NOTES", has been revised per review comments.
 - b. Under the heading of "DRAINAGE SYSTEMS OPERATION & MAINTENANCE PLAN" two notes were added under the heading: "Local Permitting."
 - c. Under the heading of "EROSION & SEDIMENTATION CONTROL PLAN" two notes were added under the heading: "Local Permitting."
2. A revision note has been added to the Title Block.

C-8; Construction Details:

1. The dimension for Tactile Warning Strips has been modified from ~~12" width~~ to 24" width.
2. A revision note has been added to the Title Block.

C-9; Construction Details:

1. A revision note has been added to the Title Block.

C-10; Construction Details:

1. A revision note has been added to the Title Block.

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C-11; Construction Details:

1. The Oil/Gas Separator specification for all catch basins has been revised to read, "The Eliminator Oil Separator" as a result of peer review.
2. The "Curb Inlet Catchbasin" catchbasin detail has been crossed out as not being used on the project. It will be removed from subsequent plans sets.
3. The "Stone Lined Channel " detail has been re-named to be "Reinforced Swale" in keeping with plan call-outs.
4. A revision note has been added to the Title Block.

C-12; Sewage Disposal Plan:

1. A revision note has been added to the Title Block.

C-13; Sewage Disposal Plan and Details:

1. A revision note has been added to the Title Block.

End of plan changes summary.

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February 11, 2014

SITE PLAN DECISION
SUDBURY BOARD OF SELECTMEN

Sudbury Police Headquarters
77 Hudson Road

DECISION of the Board of Selectmen of the Town of Sudbury, Massachusetts (the "Board") on the petition of the Town of Sudbury (the "Applicant" and "Owner") for property located at 77 Hudson Road in Sudbury, Massachusetts, Town Assessor Map G08, Parcel 0008 (the "Property") for approval to construct an approximately 14,500 sq. ft. building and associated improvements for a new Police Headquarters on an approximately 13.5 acre parcel of land (the "Facility"). The property is located in an A-Residential Zoning District, and is within the Sudbury Center Historic District and Water Resource Protection District Zone 3.

This decision is in response to an application for approval of a Site Plan submitted to the Board on January 6, 2014 pursuant to the Zoning Bylaw of the Town of Sudbury (the "Zoning Bylaw"), Section 6300.

After causing notice of the time and place of its public hearing and of the subject matter thereof to be published, posted and mailed to the Applicant, abutters and other parties in interest, as required by law, the public hearing was called to order on January 28, 2014, continued to February 11, 2014, and was closed at the end of the February 11, 2014 proceedings. Board members John C. Drobinski, Robert C. Haarde, Lawrence W. O'Brien, Leonard A. Simon and Charles C. Woodard were present throughout the proceedings. The record of the proceedings and submissions upon which this decision is based may be referred to in the office of the Town Clerk or the Board office.

The Board is in receipt of the following:

1. Application for Site Plan dated January 3, 2014 (received January 6, 2014), including Site Plans prepared by The Carell Group, Hopkinton, MA dated January 3, 2014 (last revised January 31, 2014) consisting of 21 sheets, Existing Conditions & Demolition Plan; Site & Utilities Plan; Grading & Drainage Plan; Drainage Basin Plan; Layout & Paving Plan; Landscape Plan; Landscape Details; Erosion & Sedimentation Control Plan; Construction Details; Sewerage Disposal Plan; First Floor Plan; Second Floor Plan; Attic Floor Plan; Roof Plan and Exterior Elevations.
2. Site Plan Narrative prepared by Places Associates, Inc. dated January 3, 2014, revised January 21, 2014.
3. Stormwater Drainage Analysis dated January 3, 2014, revised January 30, 2014, prepared by Places Associates, Inc.

4. Minutes of the Design Review Board dated January 8, 2014.
5. Memo from Bill Place, Department of Public Works/Town Engineer, to Jody Kablack, Planning Director, dated January 15, 2014
6. Memo from Jody Kablack, Planning Director, to the Board of Selectmen dated January 21, 2014.
7. Memo from Mark Herweck, Building Inspector, to Jody Kablack dated January 21, 2014.
8. Memo from William E. Murray, RLA, Places Associates, Inc. dated January 23, 2014 listing Plan Revisions.
9. Electrical Power and Lighting Site Plan prepared by The Carell Group dated November 18, 2013 consisting of 3 sheets
10. Cut sheets for proposed lighting poles and email from Greg Carell dated January 22, 2014 indicating the height of the parking lot light poles will be 18 feet.
11. Confirmatory Deed, driveway easement and sewage disposal easement for the Property.

Based upon a determination that the foregoing evidence, together with the information submitted, conformed to the intent and purpose of the Zoning Bylaw requirements, a motion was made and unanimously approved as follows:

VOTED: To approve the Site Plan Application of the Town of Sudbury, Owner and Applicant, for approval to construct an approximately 14,500 sq. ft. building and associated improvements for a new Police Headquarters on an approximately 13.5 acre parcel of land located at 77 Hudson Road, (Town Assessor Map G08, Parcel 0008), as described in the above referenced application, subject to compliance with all governmental laws, regulations, licenses and permits including, but not limited to Wetlands Protection Act and Sudbury Wetlands Administration Bylaw, zoning, building and health laws and regulations, and further subject to the following conditions insofar as they apply to the Property:

1. Receipt of a Stormwater Management Permit from the Planning Board or its Authorized Reviewing Agent.
2. Plans revised as noted in the memo from William Place, DPW Director, dated January 15, 2014.
3. Plans revised as noted in the memo from Mark Herweck, Building Inspector, dated January 21, 2014.
4. Certification by a structural engineer for any retaining wall constructed over four (4) feet in height.
5. Receipt of a Certificate of Appropriateness from the Historic Districts Commission.
6. Receipt of a Water Resource Protection District Special Permit from the Planning Board, if necessary.
7. Final approval of the Lighting Plan and Landscape Plan by the Design Review Board.
- 7-8. All new signage shall be reviewed by the Design Review Board.
- 8-9. The chain link fence detail on Sheet C-6 shall indicate "black" vinyl fencing.

- ~~9-10.~~ Execution of an appropriate legal document by the Town of Sudbury to be recorded at the Registry of Deeds with a plan of the relocated shared access driveway to Musketahquid Village.
- ~~10-11.~~ Appropriate measures shall be taken during construction to prevent the tracking of material onto any public way. Any material tracked onto a public way shall be swept up and removed on a daily basis.
- ~~11-12.~~ Any materials leaving the Property on outgoing trucks will be stabilized via the use of covers.
- ~~12-13.~~ No wells for drinking water supply to be installed on the Property.
- ~~13-14.~~ No storage or use of chemicals on site except in conformity with guidelines and requirements of the Board of Health and the Fire Chief; the owner or operator of the site shall comply with the Massachusetts Oil and Hazardous Materials Release Prevention and Response Act, M.G.L. Chapter 21E, as amended, and all regulations issued thereunder.
- ~~14-15.~~ Any disposal or removal of effluent and wastes generated on the site shall conform to the requirements of the Board of Health, Town Engineer and/or Conservation Commission, as appropriate.
- ~~15-16.~~ Submission of an "as built" plan. Any change in the physical condition of the site, including changes in the location or design of structures or systems, following approval of the site plan, will require approval by the Board of Selectmen.
- ~~16-17.~~ No Building Permit shall be issued until the Plans are signed by the Board, and certain items noted above [1, 2, 3, 4, 5, 6 and ~~89~~], as specified by the Board, are complied with.
- ~~17-18.~~ No Permanent Occupancy Permit shall be issued until certain items noted above [7, ~~910~~, ~~10-11~~ and ~~1516~~], as specified by the Board, are complied with.

Appeals of the grant of this permit, if any, shall be made pursuant to M.G.L. Chapter 40A, Section 8.

Date: February 11, 2014

SUDBURY BOARD OF SELECTMEN

John C. Drobinski, Chairman

Robert C. Haarde

Lawrence W. O'Brien

Leonard A. Simon

Charles C. Woodard

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, ss

February 11, 2014

On this 11th day of February 2014, before me, the undersigned notary public, personally appeared the above-named _____, proved to me through satisfactory evidence of identification, which was one of the following (check applicable box): a driver's license; personal knowledge, to be the person whose name is signed on the preceding document; or other _____, and acknowledged to me that he/she signed it voluntarily for its stated purpose.

Notary Public

My commission expires _____

cc: Town Clerk
Board of Health
DPW Director
Building Inspector
Planning and Community Development Department
Conservation Commission
Town Counsel
Fire Chief
Police Chief
Permanent Building Committee

AGENDA REQUEST – Item #7

BOARD OF SELECTMEN

Requestor's Section

Date of request: *February 7, 2014*

Requestor: *Jim Kelly, Combined Facilities Director*

Action requested: *Not applicable*

Financial impact expected: *Not applicable*

Background information (if applicable, please attach if necessary):

Presentation from Energy and Sustainability Committee on Town Meeting articles: ESCO project, and a Special Stabilization fund for energy projects

Recommendations/Suggested Motion/Vote: *none*

Person(s) expected to represent Requestor at Selectmen's Meeting:

Jim Kelly, Combined Facilities Director, and members of the Energy & Sustainability Committee

Selectmen's Office Section

Date of Selectmen's Meeting: *February 11, 2014*

Board's action taken:

Follow-up actions required by the Board of Selectmen or Requestor:

Future Agenda date (if applicable):

Distribution:

Town Counsel approval needed? Yes () No (X)

Proposed Energy Services Agreement

Sudbury Energy and Sustainability Committee

Steven Weisman, Peregrine Energy Group, Inc.
Owner's Agent for Sudbury

Overview of Proposed Project

- Total project budget estimated at \$1,120,551, subject to final refinement and sub-contractor bidding results
 - Infrastructure renewal bundled with efficiency upgrades
 - Improvements in multiple buildings under a single contract
 - 15-year term for financing (municipal lease)
- Performance contract per MGL c. 25A (Green Communities Act)
 - Project required to be self-funding over financing term
 - Annual energy savings from efficiency upgrades pay project costs
 - Savings must be guaranteed by contractor and shortfalls made up
 - **No tax rate increase necessary to cover project cost**

Municipal Lease vs. Bond Financing

Lease

- Town Meeting – Majority vote
- Payments can be ascending to match project cash flows
- Payments typically subject to annual appropriations
- Minimal or no cost to issuance
- Rate locks may be available
- Prepaid on any payment date

Bond

- Super majority vote required
- Payments must be equal or descending
- G.O. or similar debt obligations
- Higher cost of issuance
- No lock until market sale
- Usual prepayment in 5 to 10 yrs.

Infrastructure and Efficiency Upgrades

School Department improvements

- Integrated and new energy management systems (\$209,010)
Haynes, Loring, Nixon, Noyes
- Direct digitally controlled unit ventilators (\$186,894)
Nixon
- Lighting system upgrades (\$261,713)
Curtis, Haynes, Loring, Nixon
- Add demand control ventilation (\$52,250)
Curtis, Haynes
- Infiltration reductions (\$13,239)
Haynes
- Install energy efficient transformers (\$221,406)
Curtis, Loring

Infrastructure and Efficiency Upgrades

Town asset improvements

- Lighting system upgrades (\$115,679)
DPW, Fairbank, FDHQ, Flynn, Library
- Variable frequency drives (\$29,959)
Library
- Pipe insulation; infiltration reductions (\$10,825)
FDHQ, FD North, FD South
- Programmable thermostats(\$9,241)
DPW

Project Financials: Costs and Savings

Overall project

- Project costs \$1,120,551, less \$111,580 utility rebates
- Savings (against baseline) \$82,371 escalating annually

Schools

- Project costs \$946,371, less \$93,015 utility rebates
- Savings (against baseline) \$62,447 escalating annually

Town facilities

- Project costs \$174,180, less \$18,565 utility rebates
- Savings (against baseline) \$19,922 escalating annually

Additional Infrastructure Needs

Necessary upgrades that will not “fit” in the 15-year self-financed package:

- Curtis
 - Updated energy management system (\$36,140)
 - Updated controls for variable-air-volume boxes in Wings A, B, & C (\$357,030)
- Haynes
 - Direct digitally controlled unit ventilators (\$178,438)
- Flynn, DPW (new), Library
 - Integrated and new energy management systems (\$233,195)

Why Use Performance Contracting?

- Complete many projects more quickly, avoiding multi-year capital budget requests and approvals
- Streamline CIP budgets
- Avoid tax increases
- Secure resources (technical, staff, financial) to take on multiple improvements at once
- Get performance protection for new equipment and for promised savings

Project Execution by Ameresco, Inc.

- Ameresco selected through RFQ issued by MAPC in 2011 on behalf of 14 cities/towns
 - Unanimous choice of Selection Committee
 - Ameresco's rates and fees were set in selection process
- Town contracted with Ameresco in 2012 to prepare an Investment Grade Audit to identify needs and opportunities
- Energy Committee critiqued and refined proposed project
- Peregrine Energy Group, Inc. hired as Owner's Agent for Town in 2013
- Ameresco responsible for design, construction, performance, supervised by a Town-led Project Management Team

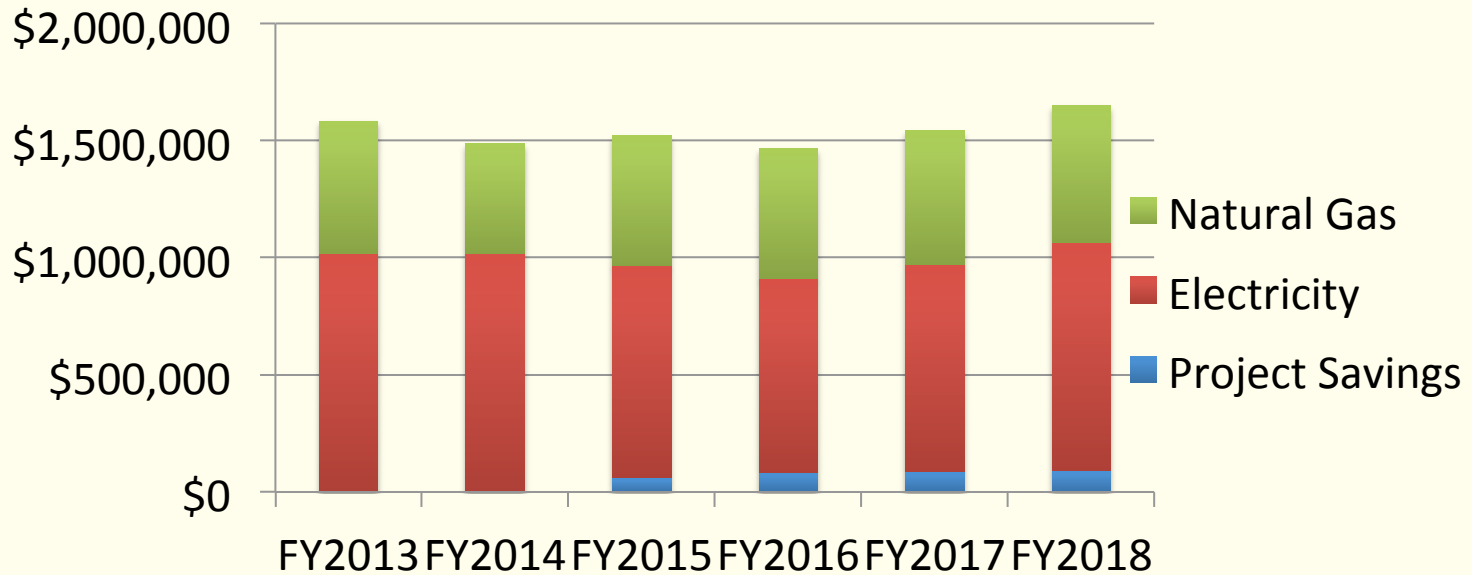
Performance Protections for Town

- All Ameresco project costs are “open book”
 - Ameresco must secure at least 3 bids for each improvement
 - Town can specify bidders and gets to select the winner
 - RFQ process set Ameresco’s soft costs, overhead, profit mark-ups
- Town approves system designs and equipment installation
 - All designs and drawings are reviewed and agreed to by Town
 - All installations are fully commissioned to Town’s satisfaction
- Ameresco provides information to ensure future performance
 - Town personnel trained in proper operation and maintenance
 - Equipment operating parameters set by mutual agreement
 - Guaranteed savings to be measured and verified annually

Project Cash Flows

- Town arranges for financing (municipal lease) and sets up escrow account
- Town pays Ameresco out of escrow project account as equipment is installed and fully commissioned
- Finance costs repayment begins at project completion, using energy savings retained in utility accounts
- Actual savings are confirmed annually by Town's owner's agent
- **Ameresco makes up any shortfall in actual annual savings**

Pay for Financing from Utility Budget



Project savings:	\$61,778	\$84,841	\$87,386	\$90,008
Lease payments:	\$0	\$71,888	\$74,091	\$76,359

Notes:

- Town's natural gas price dropped by 34% in Jan. 2014 due to switch to NGrid supply. Natural gas market price is now spiking and could rise significantly in July 2014. Budget assumes 20% increase in FY2015.
- Town's electricity price will drop 12% Jan. 2015 due to new supply contract that runs to Dec. 2016 (FY2017). Market price will likely be 12% higher by then.
- Guaranteed annual Project Savings, calculated based on lowest energy prices, will cover Municipal Lease payments that begin in FY2016.

Next Steps

- Town Committee briefings on proposed performance contract
- Town authorizes entering into performance contract
- Sudbury arranges financing (e.g. bond or municipal lease)
- Energy Services Agreement executed by Town and Ameresco
- Design and construction commence in late Spring FY2014
- Project completion in FY2016

AGENDA REQUEST - Item # 8

BOARD OF SELECTMEN

Requestor's Section

Date of request: *February 7, 2014*

Requestor: *Patty Golden*

Action requested: *Vote to approve the January 28 regular session meeting minutes.*

Financial impact expected: *None*

Background information (if applicable, please attach if necessary):

CONSENT CALENDAR

Recommendations/Suggested Motion/Vote:

Vote to approve the January 28th regular session meeting minutes.

Person(s) expected to represent Requestor at Selectmen's Meeting: *none*

Selectmen's Office Section

Date of Selectmen's Meeting: *February 11, 2014*

Board's action taken:

Follow-up actions required by the Board of Selectmen or Requestor:

Future Agenda date (if applicable):

Distribution:

Town Counsel approval needed?

Yes ()

No (X)

IN BOARD OF SUDBURY SELECTMEN
WEDNESDAY, JANUARY 28, 2014

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

The statutory requirements as to notice having been complied with, the meeting was convened at 7:30 p.m. in the Lower Town Hall, 322 Concord Road.

Opening Remarks

At 7:30 p.m., Chairman Drobinski opened the meeting. He welcomed the members of the Sudbury Warriors Youth Cheerleaders, coaches and their families to the meeting. Board members congratulated the team on becoming National Champions, and their trophy was on display. The coaches introduced the team members, noting the dedication and work required by each team member to achieve this accomplishment.

Chairman Drobinski reminded residents of the upcoming Town Election. Intentions to run for any of the 13 open positions must be filed with the Town Clerk's Office by February 6, 2014. He also reminded residents to complete and return their Town Census forms. Chairman Drobinski also stated the Conservation Commission needs new members, and he encouraged anyone interested to apply.

Reports from the Town Manager

Town Manager Valente thanked Vice-Chairman Woodard for the work he did to coordinate last week's Town Forum. She reported that she and Assistant Town Manager Maryanne Bilodeau attended the Massachusetts Municipal Association meeting last weekend, and they participated in several informative workshops.

Town Manager Valente explained the process for deficit spending to cover snow and ice expenses. She stated she will need to request approval from the Finance Committee to deficit spend for on-going snow and ice expenses.

Reports from the Board of Selectmen

Vice-Chairman Woodard stated he spent time since the last meeting preparing for the Town Forum.

Selectman Haarde stated he has worked with the Route 20 Sewer Committees, which will provide a report tonight.

Selectman O'Brien stated he spent time since the last meeting preparing for the Town Forum, and he thanked Police Chief Scott Nix, Combined Facilities Director Jim Kelly and Assistant Town Manager Maryanne Bilodeau for their assistance.

Selectman Simon thanked Vice-Chairman Woodard, Sudbury resident Dan DePompei and Town staff for their contributions to the Town Forum. He provided a brief update on the Conservation Commission meeting he attended on January 27, 2014, regarding NStar's plans for expansion of its station. Selectman Simon also encouraged anyone interested in becoming a member of the Commission on Disability to contact the Commission. He noted there are five current members on the Commission which can have up to nine members.

Citizen's Comments

At 7:50 p.m., Chairman Drobinski recognized Sudbury citizen Dan DePompei, 35 Haynes Road. Mr. DePompei stated he appreciates the praise given to him, but he believes Vice-Chairman Woodard deserves the credit for coordinating the Town Forum. The Board thanked Mr. DePompei for his idea which was the genesis for the Forum.

Public Hearing: Construct Police Headquarters – 77 Hudson Road - Site Plan Application

Present: Permanent Building Committee Co-Chair Mike Melnick and member Bill Braun, Combined Facilities Director Jim Kelly, Police Chief Scott Nix, Places Associates, Inc.'s Project Manager William Murray, Architect Greg Carell and owners' project manager Neil Joyce

At 8:07 p.m., Chairman Drobinski opened the Public Hearing regarding the application of the Town of Sudbury, applicant and owner, for Site Plan approval to construct an approximately 14,500 square-foot building and associated improvements for a new Police Headquarters on an approximately 13.5 acre parcel of land located at 77 Hudson Road, zoned A-Residential and within the Town Center Historic District and Water Resource Protection District Zone III, Town Assessor's Map G08-0008. The Board was previously in receipt of copies of the Application for Site Plan Approval dated January 3, 2014 and accompanying architectural plans prepared by The Carell Group, Inc., a memorandum from Director of Planning and Community Development Jody Kablack dated January 21, 2014, the Design Review Board's Meeting Minutes of January 8, 2014, a letter from Department of Public Works Director I. William Place dated January 15, 2014, a memorandum from Building Inspector Mark Herweck dated January 21, 2014, a letter from Places Associates, Inc.'s Project Manager William Murray dated January 23, 2014, and an email from architect Gregory Carell dated January 22, 2014 and accompanying pole light detail. In addition, copies of a revised Project Narrative prepared by Places Associates, Inc. dated January 21, 2014 were distributed tonight. Town Manager Valente read aloud the Public Hearing Notice, and she listed the materials received to date to the file.

Permanent Building Committee Co-Chair Mike Melnick provided a brief history of the project. He stated \$627,000 in design funds were approved at last year's Annual Town Meeting. During the past year, a Request for Proposal (RFP) was developed and The Carell Group, Inc. was invited as the project designer. He noted Carell Group was chosen because of its expertise working on public safety buildings and familiarity with the construction of Sudbury's Fire Station. Mr. Melnick stated the design team has worked closely with Police Chief Nix to develop floor plans. The team has also worked to resolve issues of concern with the Sudbury Housing Authority regarding shared use of the driveway to Musketahquid Village. He stated a meeting with Sudbury's Conservation Commission is pending. Mr. Melnick also stated the plans presented tonight reflect 90% designs.

Police Chief Nix thanked everyone who has worked on the project. He emphasized the Police Department is trying to be conscious of costs as it designs a sustainable building for the long-term.

Architect Greg Carell stated the drawings reflect a very efficient 14,500 square-foot building. Mr. Carell stated attention has been given to the exterior, and several options, including masonry for future low-maintenance, have been researched. He noted the final choice for the exterior would likely be cost-driven, and there is a desire to create a harmonious appearance with the Fire Station. Mr. Carell also stated an unfinished attic has been planned for possible future expansion and/or storage.

Places Associates, Inc.'s Project Manager William Murray summarized the plan details with the use of exhibits. He highlighted the proposed driveways and parking, and he explained the plans provide for a new public access to the Fire Station. Mr. Murray stated the current Fire Station drainage basin would be

enlarged, and a septic system plan has been submitted. He indicated on the plans that a utility building and a covered parking area could be built if there are sufficient funds available. Mr. Murray noted the proposed tree cover has been decreased based on feedback received.

Selectman Simon asked if a location for a radio tower has been discussed. Police Chief Nix stated this issue is still under discussion. It has been proposed to create a connection to a cell tower site at the Department of Public Works (DPW) facility, which could enhance the radio systems for the DPW, Fire and Police Departments.

Selectman O'Brien asked if solar-energy options have been considered. Mr. Melnick stated this issue was investigated, but it appears as if the option would be limited because of the surrounding topography. Police Chief Nix and Mr. Carell stated the roof is being built to support solar capability, if it is viable.

Selectman O'Brien asked if there are proposed locations for an electric charging station for vehicles. Combined Facilities Director Jim Kelly stated the Energy and Sustainability Committee is pursuing a Department of Environmental Protection (DEP) grant which includes this feature.

Selectman O'Brien stated it is his preference to maintain the covered parking area, if possible, in the budget. He asked if signage has been considered. Police Chief Nix stated there has been discussion regarding signage to best direct citizens to public entrances.

Selectman O'Brien suggested the project lighting be coordinated with the Town Center Improvements project with DPW Director Bill Place. Police Chief Nix stated the technology exists which can be coordinated to assist the Public Safety Departments.

Selectman Haarde stated he recently met with Mr. Kelly and Mr. Braun and they discussed the project. He asked if a cost analysis has been conducted regarding a brick façade and whether the ability for a façade to stop bullets has been considered in the design. Selectman Haarde noted the Littleton Police Station has incorporated thick acrylic sheets in the windows to make them bullet-proof-like. Police Chief Nix stated areas of the building considered the most vulnerable have been designed with such protections. Mr. Melnick stated the dispatch area has been designed with bullet-proof features. Mr. Carell stated the highest risk is at night through the windows, since it is unlikely someone would try to shoot through the exterior walls.

Vice-Chairman Woodard asked how the budget looks. Police Chief Nix stated the figure has decreased in recent weeks from the \$7.9 million estimate. Mr. Melnick stated the details and budget are being fine-tuned closer to a preferred number of \$7.5 million.

Chairman Drobinski asked what is planned for all the cubic yards of soil to be removed from the site. Mr. Melnick stated he hopes Mr. Place can use it for other projects. Chairman Drobinski suggested asking Mr. Place if the material is conducive to be used to raise Feeley Field. Selectman Haarde concurred, and encouraged the project team to contact Mr. Place.

Chairman Drobinski also asked if adequate space has been planned for female officers and personnel. Police Chief Nix stated there is sufficient space proposed.

Police Chief Nix emphasized the project team is interested in receiving feedback on the project, and welcomes any questions.

Mr. Melnick stated a meeting with the Sudbury Historic Districts Commission is scheduled for February 6, 2014. A discussion regarding window styles is anticipated.

Chairman Drobinski stated the budget details will be critical information for residents to consider. However, he also noted the Town has a critical need for this project. Chairman Drobinski asked if the current Police Station is a future tear-down scenario. Mr. Kelly stated the systems of the current Station are in severe disrepair, and the building would likely be torn down.

Selectman Simon asked if the attic could be used for future office space, and whether electronic digital files could be stored there. Mr. Melnick and Mr. Carell stated the attic space is ideal for storage and has been so designed. The area could be used for staff offices, but not public offices, since the attic is not serviced by an elevator. It was noted digital files could be maintained in the attic space.

It was on motion unanimously

VOTED: To continue the Public Hearing to February 11, 2014 at 8:00 p.m., regarding the application of the Town of Sudbury, applicant and owner, for Site Plan approval to construct an approximately 14, 500 square-foot building and associated improvements for a new Police Headquarters on an approximately 13.5 acre parcel of land located at 77 Hudson Road, zoned A-Residential and within the Town Center Historic District and Water Resource Protection District Zone III, Town Assessor's Map G08-0008, and to instruct Town staff to draft an affirmative Decision based on the information reviewed tonight.

Route 20 Sewer Steering Committee – Update and Discussion

Present: Route 20 Sewer Steering Committee Co-Chairs Andrew Sullivan and Eric Poch

At 8:50 p.m., Chairman Drobinski welcomed the Route 20 Sewer Steering Committee Co-Chairs Andrew Sullivan and Eric Poch to the meeting. Selectman O'Brien recused himself from the discussion and any pending votes. The Board was previously in receipt of copies of a draft Warrant article, the Route 20 Sewer Steering Committee Report, and a letter from Weston & Sampson Engineers, Inc. dated January 23, 2014, noting a preliminary estimate for proposed scope of work.

Mr. Poch stated substantial progress on a Route 20 sewer has been made in the past year. He stated the Route 20 Sewer Citizens' Advisory Committee (CAC) has created six subgroups to better focus attention on key topic areas. He further stated both Committees and Town staff have discussed the pros and cons of the option of working jointly with the City of Marlborough. Mr. Poch stated preliminary discussions between Sudbury and Marlborough officials have not yet presented any roadblocks to a joint proposal. He emphasized that, if all parties were to agree that a joint effort is the best option, an Inter-Municipal Agreement would be required.

Mr. Poch stated the Steering Committee has proposed a Warrant article requesting \$50,000 for the continued study of wastewater disposal options for a portion of the Route 20 business district, and to determine the financial feasibility of working with Marlborough as an option.

Mr. Sullivan referred to the last two pages of the Report, noting more work is needed from Weston & Sampson Engineers, Inc., which will help determine what the capital costs would be to construct a system to Marlborough and compare and contrast this option with the Sudbury option already studied. He noted the proposed work would also include an overlay zoning for the area and visual renderings of potential development scenarios to help educate residents of the long-term benefits of the project. It was noted that it is possible an article could be presented at the Annual 2015 Town Meeting.

Vice-Chairman Woodard questioned if an IMA could be agreed to with Marlborough by the Annual 2015 Town Meeting. Mr. Poch stated it is hoped that it would be known by then whether a joint project was "a

go" with both Towns. He also stated the Committee hopes to be able to present further recommendations to the Board in the fall of 2014.

Chairman Drobinski stated the option of working with Marlborough is intriguing and it is worth pursuing.

Mr. Poch stated it is important to alleviate public fears regarding the project. He emphasized the sewer project has always been intended as a replacement project to help protect the Town's drinking water, to prevent businesses from moving, to increase the potential for commercial tax revenue, and to accommodate business growth on Route 20. Mr. Poch stated it has never been proposed as an expansion project with the potential for unchecked growth. The project is meant to allow for revitalization of the business community.

Vice-Chairman Woodard asked if an overlay district will help citizens feel more comfortable. Mr. Poch stated residents want a multi-use, village-feel, which maintains the Town's character. He believes the right plan could open up more use choices for landowners, and it could possibly help the Town's Housing Production Plan remain viable.

Vice-Chairman Woodard asked what a reasonable timetable would be for the project. Mr. Sullivan stated two years for design and two years for construction have been proposed for the Sudbury option, and it is possible the Marlborough option could be done quicker. Mr. Poch stated a lot depends on the time required for permitting.

Selectman Simon asked if there are future anticipated funding requests which would be required. Mr. Sullivan stated it is possible more funds would be needed to further explore the Marlborough option. Mr. Poch stated previous reports have estimated \$1 million for permitting and design, but the Marlborough option might be less, since it would not require a treatment plant. Mr. Poch and Mr. Sullivan stated they are unsure what other future requests might arise.

Selectman Simon asked what guarantee the Town would have that Marlborough could accept Sudbury's flow for a long period of time. Mr. Sullivan stated this has been broached in preliminary discussions, and the indication is that the Easterly plant could accommodate Sudbury's needs for at least a 25-30 year time period along with the needs of Marlborough. Selectman Simon asked if the Easterly plant could be expanded, if needed. Mr. Sullivan stated Marlborough seems comfortable about absorbing Sudbury's flow for a long period of time. He emphasized this is the type of issue which would need to be addressed in the IMA.

Selectman Simon asked if the project would include burying of utilities on Route 20. Mr. Sullivan stated the Committees have discussed this and meetings have been held with all applicable utility companies. However, he noted the Sewer Steering Committee decided burying utilities should continue to be pursued, but not at the expense of slowing down the project as a whole. In general, Mr. Sullivan stated there is broad support on the Committees for burying the utilities, but there are questions regarding at what cost this would occur. Mr. Poch clarified the utilities issue is being pursued in parallel to the focus on the main sewer project. In response to a question from Selectman Simon, Selectman Haarde stated a lot of future work would be required regarding the utilities, including having a general contractor who would need to work with all of the utility companies.

Selectman Simon asked if there are plans for user fees. Mr. Sullivan stated several options have been discussed. Mr. Poch stated user fees would definitely be established which would likely be flow-based.

Selectman Simon asked if a new Town department would be needed for oversight. Mr. Sullivan stated this would likely depend on the final option chosen by the Town.

Selectman Haarde asked how the ROI analysis is going. Mr. Sullivan stated the vision is for an improved Route 20, which would provide amenities. Mr. Poch stated feedback from the business community has indicated they are anxious to re-invest in their properties, but they need a “big carrot” to do so.

Selectman Haarde stated it is important to remember this project has been defeated by voters in the past. He believes it is critically important to be able to tell residents clearly what the value of the project is and why the Town is pursuing it. He also noted it is not unusual for these types of capital investments to be upgraded every 25-30 years. To expedite the process, Selectman Haarde suggested the Warrant article language include that the funds be expended under the direction of the Committee. Town Manager Valente stated it should be expended under her direction as the Town’s Chief Procurement Officer.

Vice-Chairman Woodard stated he is impressed with how much the Committees have accomplished.

Minutes

Vice-Chairman Woodard requested a few revisions be made to the minutes as follows:

Page 3, first full paragraph, second sentence, to replace the word “excluding” with the word “including,” and to add the words at the conclusion of this sentence, “, but showed them separately for clarity.”

Page 3, third full paragraph, to add the words “ excluding major new projects,” to the second sentence after the word “spending.”

Page 4, third paragraph from the bottom, last sentence be revised to delete the words after the word “money” and replace them with the words “would be needed for the Melone property.

It was on motion

VOTED: To approve the regular session meeting minutes of January 14, 2014, as amended tonight.

Selectman O’Brien abstained from the vote.

Commission on Disability - Resignation

It was on motion unanimously

VOTED: To accept the resignation of Peter D. Shaer from the Commission on Disability, effective immediately, as noted in a letter dated January 17, 2014, and to send a letter of thanks for his service to the Town.

Annual Town Meeting – Selectmen’s Articles – Discussion, Review and Vote

The Board was previously in receipt of copies of drafts of the Warrant articles submitted by the Board and an accompanying memorandum from Town Manager Valente dated January 23, 2014. Ms. Valente noted the Board typically supports other articles each year, but they are submitted by other entities.

Town Manager Valente summarized the purposes of the proposed articles for special stabilization funds for the Department of Public Works (DPW) rolling stock, for the potential proceeds from the sale or leasing of the current Police Station and its land, and for saving for future energy projects, and an article for Construction of a Police Headquarters.

Vice-Chairman Woodard questioned the draft wording for the proposed special stabilization funds, stating he thought they were to be created this year, but not funded. Town Manager Valente stated Finance Director Andrea Terkelsen and Town Counsel Paul Kenny have suggested this language at this time for the Warrant, but it may be revised later.

Selectman Haarde stated he is not ready to approve the proposed articles tonight. He believes more information is needed regarding the new stabilization funds.

Vice-Chairman Woodard stated he presented the DPW rolling stock stabilization fund concept at the Board's last meeting. It was noted no decisions were being made on the articles tonight.

Chairman Drobinski stated these articles are being presented for the first step of listing them on the Warrant, and they are subject to changes or being withdrawn at a later time.

It was on motion

VOTED: To approve submission of the following Town Meeting articles: Hear Reports, FY14 Budget Adjustments, Stabilization Fund addition, Construct Police Headquarters, New Stabilization Fund for DPW rolling stock, New Stabilization Fund for potential proceeds if the Town sells or leases current Police Station and land on Boston Post Road, and the New Stabilization Fund for savings from energy projects to pay for future energy projects.

Selectman Haarde opposed the vote.

FY15 Town Budget Submission to Finance Committee – Discussion

At 9:37 p.m., Town Manager Valente reviewed her package previously provided to the Board which included copies of the Town Manager's FY15 Budget Message and accompanying charts. Ms. Valente stated that, based on assumptions available at this time, the increase for benefits appears to be lower than in previous years. She stated the Town is reaping the benefit of the "opt-out" program, the lower Town contribution rate for new hires, and a lower percentage of new hires choosing coverage with the Town. Ms. Valente stated the Town still budgets for extra funds in case employees seek Town coverage at some point later in the year.

Town Manager Valente stated she added one-benefit-eligible position to the no-override budget for the Council on Aging. She further stated this addition is offset by reductions made to staffing in the Assessor's Office.

Town Manager Valente highlighted items presented in her level-staff budget proposal which she would like to restore. She emphasized these were services once provided, but they have been cut in recent years. Ms. Valente stated the Town continues to experience repercussions from these cuts.

Vice-Chairman Woodard asked what the increase is in the number of retirees covered for healthcare noted in the report. He also asked what the number of benefit-eligible employees is. Ms. Valente stated she would obtain these figures and report them to the Board at a later time. In response to a question from Vice-Chairman Woodard, Ms. Valente clarified that if the proposed rolling stock article is approved this year, this should be the last year the Town would request funds for new leases at Town Meeting.

Vice-Chairman Woodard stated that, even though taxes are high in Sudbury, if you exclude the large percentage of this revenue which funds the schools, it is clear the Town is very well fiscally run.

Selectman Haarde asked for confirmation that the level staff budget proposal is \$250,000 more than the no-override budget, which Ms. Valente provided. He asked when the final health care rates will be available. Ms. Valente stated this information should be available in March 2014.

Selectman O'Brien stated the information provides a good start for this year's budget discussions. He thanked Town Manager Valente for her thoughtful proposals.

Town Manager Valente stated she has heard that Sudbury Public Schools and Lincoln-Sudbury Regional High School's budgets are within the 2.5% suggested growth guidelines. Thus, no operating budget override requests are anticipated. However, Vice-Chairman Woodard stated there would likely be annual requests for capital and debt exclusions.

Melone Property – Discuss Fund, Consultant's Report and Possible Restoration

At 9:59 p.m., Vice-Chairman Woodard stated the intent initially was to pursue the use of the DPW Mining Fund to be used for purposes related to the Melone property, which could also eliminate the need for Community Preservation Act funding this year when the Community Preservation Committee is deliberating tight budget recommendations.

Town Manager Valente stated this is controlled at the State level, and it will not be possible to use this fund. She explained the revolving fund would have to be considered closed and returned to Free Cash to later be used to request at a Town Meeting to restore the funds to be used for reclamation work on this property.

Vice-Chairman Woodard stated no action regarding the Mining Fund is possible at this time.

Town Manager – Composite Evaluation Report

At 10:04 p.m., Chairman Drobinski distributed copies to the Board of matrices he developed regarding the Board responses received for the performance Evaluation of the Town Manager and his letter to the Board dated January 28, 2014, which he read aloud. He explained the evaluation process scored the Town Manager's Performance in the following five areas: vision and community leadership, relationship with the Board of Selectmen, personnel management, financial management and personal qualities and characteristics. Chairman Drobinski stated he has shared the Board's feedback and rankings with the Town Manager. He reported a super majority of the Board ranked the Town Manager's performance at 96% out of 100%. Chairman Drobinski also reported one Board member was dissatisfied with the Town manager's performance in all areas evaluated and would like more transparency. He stated when this input was incorporated into the matrix, the Town Manager's performance was rated at 82% out of 100%. Chairman Drobinski stated the overall Town Manger performance evaluation rating is high and in conformance with prior evaluations. He urged Board members to reach out to the Town Manager to continue the dialogue shared through the evaluation process.

There being no further business, the meeting adjourned at 10:08 p.m.

Attest: _____
Maureen G. Valente
Town Manager-Clerk

AGENDA REQUEST – ITEM #9

BOARD OF SELECTMEN

Requestor's Section:

Date of request: *January 27, 2014*

Requestor: *Elizabeth Quirk*

Action requested: CONSENT CALENDAR

Accept the resignation of Elizabeth Quirk from the Zoning Board of Appeals

Financial impact expected: *None*

Background information: *N/A*

Recommendations/Suggested Motion/Vote: *Vote to accept the resignation of Elizabeth Quirk from the Zoning Board of Appeals, effective immediately, as noted in a letter dated 1/27/14, and to send a letter of thanks for her service to the Town.*

Person(s) expected to represent Requestor at Selectmen's Meeting: *None*

Selectmen's Office Section:

Date of Selectmen's Meeting: *February 11, 2014*

Board's action taken:

Follow-up actions required by the Board of Selectmen or Requestor:

Future Agenda date (if applicable):

Distribution:

Town Counsel approval needed?	Yes ()	No (X)
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Golden, Patricia

From: Elizabeth Quirk <bethquirk@me.com>
Sent: Monday, January 27, 2014 4:49 PM
To: Selectmen
Subject: ZBA resignation

Dear Selectmen,

I am writing to let you know that I have decided to step down from the Zoning Board of Appeals, effective immediately. It has been an honor to serve the town in this capacity for over 10 years, but I am ready for a change and know that the ZBA will continue to be well served by its existing members and associates.

Sincerely,

Beth Quirk

AGENDA REQUEST – Item #10
BOARD OF SELECTMEN

Requestor's Section

Item Name: Methods Machines Site Plan endorsement

Date of request: February 3, 2014

Requestor: Jody Kablack, Dir. Planning and Community Development

Action requested (Who, what, when, where and why):

Vote to set bond amount, accept bond and endorse approved site plans

CONSENT CALENDAR

Financial impact expected: None

Background information (if applicable, please attach if necessary):

Site Plan decision dated February 12, 2013

Bond estimate prepared by William Place, DPW Director, dated Jan. 21, 2014

Recommendations/Suggested Motion/Vote:

- (1) Vote to set the performance bond at \$19,154.00 for completion of conditions related to the Site Plan approval of the Board of Selectmen dated 2/12/13;*
- (2) Vote to accept the performance bond in said amount; and*
- (3) Vote to endorse the final site plans for Methods Machines at 65 and 71 Union Avenue, as recommended by the Director of Planning and Community Development.*

Person(s) expected to represent Requestor at Selectmen's Meeting: none

Selectmen's Office Section

Date of Selectmen's Meeting: Feb. 11, 2014

Board's action taken:

Follow-up actions required by the Board of Selectmen or Requestor:

Future Agenda date (if applicable):

Distribution:

Town Counsel approval needed? Yes () No (X)



Town of Sudbury

Dept. of Public Works

275 Old Lancaster Road
Sudbury, MA 01776
(978) 440-5421; (978) 440-5451 fax
I. William Place, DPW Director/Town Engineer

ENGINEERING • HIGHWAY • PARKS & GROUNDS • TRANSFER STATION • TREES & CEMETERY

January 21, 2014

Ms. Jody Kablack, Director
Community Planning & Development
278 Old Sudbury Rd.
Sudbury, MA 01776

Subject: Surety Amount, Macot Realty Trust
65 and 71 Union Ave.

Dear Ms. Kablack:

Per the request of David Duane, Manager, Macot Realty Trust, I have prepared the following cost estimate to complete the work as shown on a Proposed Site Plan dated December 3, 2012, latest revision date June 10, 2013, prepared by Thomas Land Surveyors containing two sheets.

<u>Item</u>	<u>Qty.</u>	<u>Description</u>	<u>Unit Price</u>	<u>Amount</u>
1.	3,200 s.f.	Pavement Removed	\$.80 /s.f.	\$2,560.00
2.	53 c.y.	Earth Excavation	9.80 /c.y.	519.40
3.	40 c.y.	Filter Strip	10.55 /c.y.	422.00
4.	14 c.y.	Stone Berm	15.00 /c.y.	210.00
5.	2.2 c.y.	Headwall	1,235.00 /c.y.	2,717.00
6.	42 c.y.	Loam Borrow	29.00 /c.y.	1,218.00
7.	1,675 s.y.	Seeding	.73 /s.y.	1,222.75
8.	295 l.f.	Hay Bales / Silt Fence	11.25 /l.f.	3,318.75
9.	l.s.	As-Built	2,000.00	2,000.00

Subtotal: \$14,187.90

15% Engineering & Contingencies: 2,128.19

20% Inflation: 2,837.58

Total: \$19,153.67

Say: \$19,154.00

If you have any questions, please advise.

Sincerely,

I. William Place

I. William Place, P.E.
Department of Public Works/Town Engineer

IWP/gs

cc: David Duane, Manager, Macot Realty Trust



Town of Sudbury

Office of Selectmen
www.sudbury.ma.us

13 FEB 13 PM 3:47

Flynn Building
278 Old Sudbury Rd
Sudbury, MA 01776-1843
978-639-3381
Fax: 978-443-0756

Email: selectmen@sudbury.ma.us

February 12, 2013

SITE PLAN DECISION SUDBURY BOARD OF SELECTMEN

Macot Realty Trust/Methods Machine
65 and 71 Union Avenue

DECISION of the Board of Selectmen of the Town of Sudbury, Massachusetts (the "Board") on the petition of Scott McIver, Trustee of the Macot Realty Trust (the "Applicant") for property located at 65 and 71 Union Avenue in Sudbury, Massachusetts, (Town Assessor Map K08, Parcels 0051 and 0087 (the "Property")) for approval to modify an approved Site Plan to change the use of approximately 14,233 sq. ft. of space from warehouse to office use at Methods Machine. The property is zoned Industrial District and Industrial Park District.

This decision is in response to an application by the Applicant for approval of a Site Plan Modification submitted to the Board on December 20, 2012 pursuant to the Zoning Bylaw of the Town of Sudbury (the "Zoning Bylaw"), Section 6300.

After causing notice of the time and place of its public hearing and of the subject matter thereof to be published, posted and mailed to the Applicant, abutters and other parties in interest, as required by law, the public hearing was called to order on January 22, 2013, and was closed at the end of the January 22, 2013 proceedings. Board members Lawrence W. O'Brien, Robert C. Haarde and John C. Drobinski and were present throughout the proceedings. The record of the proceedings and submissions upon which this decision is based may be referred to in the office of the Town Clerk or the Board office.

The Board is in receipt of the following:

1. Application for Site Plan Modification dated December 20, 2012 including Site Plans prepared by Thomas Land Surveyors, Hudson, MA dated December 3, 2012, last revised February 5, 2013 consisting of 2 sheets, Existing Conditions Plan and Proposed Site Plan; Exterior Elevations prepared by Gunderson Associates dated October 23, 2012 (1 sheet); and memo from Joshua Fox, attorney dated December 20, 2012.
2. Memo from Debbie Dineen, Conservation Coordinator, to Jody Kablack dated December 31, 2012.
3. Minutes from the Design Review board, dated January 9, 2013.
4. Memo from Jody Kablack, Planning Director, to the Board of Selectmen dated January 16, 2013, including pre-application meeting notes dated January 8, 2013.

Based upon a determination that the foregoing evidence, together with the information submitted, conformed to the intent and purpose of the Zoning Bylaw requirements, a motion was made and unanimously approved as follows:

VOTED: To approve the Site Plan Application of Scott McIver, Trustee of Macot Realty Trust for approval of a site plan modification to an approved Site Plan for a change of use of approximately 14,233 sq. ft. of space from warehouse to office space use at 65 and 71 Union Avenue (Town Assessor Map K08, Parcels 0051 and 0087), as described in the above referenced application, subject to compliance with all governmental laws, regulations, licenses and permits including, but not limited to Wetlands Protection Act and Sudbury Wetlands Administration Bylaw, zoning, building and health laws and regulations, and further subject to the following conditions insofar as they apply to the Property:

1. Receipt of a Stormwater Management Permit from the Planning Board or its delegated Review Authority.
2. Receipt of an Order of Conditions or a Negative Determination of Applicability by the Conservation Commission.
3. Final approval by the Board of Health for the septic system expansion.
4. Close out of the 1984 Conservation Commission filing.
5. Final approval by the Design Review Board of the Landscaping Plan and any new signage.
6. Parking requirements for this change of use are 199 spaces. Paved parking for 140 cars shall be provided. A Special Permit from Section 3113 of the Zoning Bylaw is hereby granted for the approval of 59 Reserve Parking Spaces, which shall be shown on the Plan but not striped.
7. Access around the building at #65 must be kept free from obstruction at all times. Signage shall be required to be installed behind the southwest corner of the building prohibiting parking in this location.
8. The Applicant shall indicate, either on the Plan or in a letter to the board, the type, size and quantity of plantings to be planted in the new landscape island at the front of the site.
9. The plan must be revised to include signature blocks for the Board, the DPW Director, Building Inspector and Planning and Community Development Director.
10. The Applicant has agreed to contribute twenty-five hundred dollars (\$2,500.00) towards the construction of a walkway along Union Avenue, to be expended under the direction of the Director of Public Works.
11. Placement of any new utilities underground.
12. No wells for drinking water supply to be installed on the site.

13. No storage or use of chemicals on site except in conformity with guidelines and requirements of the Board of Health and the Fire Chief; the owner or operator of the site shall comply with the Massachusetts Oil and Hazardous Materials Release Prevention and Response Act, M.G.L. Chapter 21E, as amended, and all regulations issued thereunder.
14. Any disposal or removal of effluent and wastes generated on the site shall conform to the requirements of the Board of Health, Town Engineer and/or Conservation Commission, as appropriate.
15. Submission of an "as built" plan. Any change in the physical condition of the site, including changes in the location or design of structures or systems, following approval of the site plan, will require approval by the Board of Selectmen.
16. No Building Permit shall be issued until the Decision has been recorded in the Middlesex South District Registry of Deeds, the Plans are revised as noted above and signed by the Board, and certain items noted above [1, 2, 3, 4, 8, 9 and 10], as specified by the Board, are complied with.
17. No Occupancy Permit shall be issued until certain items noted above [5, 7, 11 and 15], as specified by the Board, are complied with.


Appeals of the grant of this permit, if any, shall be made pursuant to M.G.L. Chapter 40A, Section 8.

Date: February 12, 2013


SUDBURY BOARD OF SELECTMEN



Lawrence W. O'Brien, Chairman



Robert C. Haarde



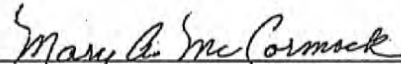
John C. Drobjanski

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, ss

February 12, 2013

On this 12th day of February 2013, before me, the undersigned notary public, personally appeared the above-named Lawrence W. O'Brien, proved to me through satisfactory evidence of identification, which was one of the following (check applicable box): a driver's license; personal knowledge, to be the person whose name is signed on the preceding document; or other _____, and acknowledged to me that he/she signed it voluntarily for its stated purpose.



Notary Public

My commission expires 8/3/18



MARY A. MCCORMACK
Notary Public
Commonwealth of Massachusetts
My Commission Expires
August 3, 2018

- cc: Town Clerk
- Board of Health
- DPW Director
- Building Inspector
- Planning and Community Development Department
- Conservation Commission
- Town Counsel
- Fire Chief
- Applicant

ASSIGNMENT OF CERTIFIED CHECK NO. 1422001089

BANK OF AMERICA

(Bank Name)

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, we, MALCOLM REALTY TRUST P.O. Box 810 Sudbury, do hereby assign, transfer and set over to the
(Developer)

TOWN OF SUDBURY, ITS SUCCESSORS AND ASSIGNS all our right, title and

interest in and to all moneys from Certified Check No. 1422001089 drawn on

BANK OF AMERICA 303 WALNUT ST NEWTON MA 02460

(Bank Name & Address)

payable to the Town of Sudbury which is delivered herewith together with all our claims and demands against such Certified Check as security for the full and complete

performance of all of the terms, conditions and agreements set forth in the Application dated December 20, 2012, and the Decision of the Board of Selectmen dated February

13, 2013, from the undersigned with the Town of Sudbury, and with the understanding and agreement that if any defaults shall occur, or if any of the required work to be

performed or materials to be furnished are unsatisfactory or not completed by the

specified dates any part or all of the sums from said check may be used by the Town of Sudbury, in its sole discretion, to complete or perform any or all of such work or supply

or furnish and install any part or all of such materials, and any and all determinations

made by said Board of Selectmen, if made in good faith, hereunder shall be final and

binding on all persons and interests.

Dated at Sudbury, Massachusetts, this 24th day of January, 2014.

By: DAVID DEAN
(Developer's Name)

[Signature]
(Signature)

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss

Jan. 24, 2014

On this 24th day of January, 2014, before me, the undersigned notary public, personally appeared the above-named David Duane, proved to me through satisfactory evidence of identification, which was personal knowledge, to be the person whose name is signed on the preceding document, and acknowledged to me that he/she signed it voluntarily for its stated purpose.

Jody A. Kablack
Jody A. Kablack Notary Public

My commission expires 1/6/2017

IN WITNESS WHEREOF we have hereunto set our hands and seals this _____ day of _____, 2014.

THE TOWN OF SUDBURY
BOARD OF SELECTMEN

AGENDA REQUEST - Item #11

BOARD OF SELECTMEN

Requestor's Section:

Date of request: *Feb. 7, 2014*

Requestor: *Town Manager*

Action requested (Who, what, when, where and why):

Question of approving the 2013 Annual Town Report narrative from the Board of Selectmen and Town Manager

Financial impact expected: *N/A*

Background information (if applicable, please attach if necessary):

See attached report

Recommendations/Suggested Motion/Vote: *Vote to approve the Board of Selectmen/Town Manager's joint 2013 Annual Report*

Person(s) expected to represent Requestor at Selectmen's Meeting:

N/A

Selectmen's Office Section:

Date of Selectmen's Meeting: *February 11, 2014*

Board's action taken:

Follow-up actions required by the Board of Selectmen or Requestor:

Future Agenda date (if applicable):

Distribution:

Town Counsel approval needed?	Yes ()	No (X)
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Board of Selectmen and Town Manager

The Board of Selectmen in conjunction with the Town Manager hereby submits the reports of the elected and appointed Town officials, boards, and committees for the year 2013, giving a summary of their activities and financial transactions in accordance with Article III, Section 2 of the Town Bylaws. Our report follows.

A Special Act to increase the membership of the Board of Selectmen from three to five members was signed into law by Governor Patrick and approved by a majority of Sudbury voters at the Annual Election held on March 25, 2013. The Board of Selectmen then called a special election for June 25, 2013 and Charles Woodard and Leonard Simon were elected as the two new members. Robert Haarde was re-elected for a second term as Selectman in the March annual election. The newly constituted five-member Board of Selectmen met for the first time on July 9th and elected John Drobinski to serve as Chairman, and Chuck Woodard to serve as Vice Chairman. Maureen G. Valente continues as Town Manager and clerk to the Board of Selectmen, entering into her fourteenth year in these positions.

2013 saw the completion of major progress toward a number of initiatives and goals that the Board and staff have been working on for several years.

1. The Special Act for Senior Tax Relief was implemented by the Town's Finance Department/Board of Assessors in connection with the FY14 tax rate setting. This Senior Tax Exemption program is the first of its kind in the State and is being used as a pilot program by state officials. After three years the Legislature may consider using Sudbury's program as the model for a statewide local option for senior tax exemption.
2. Advanced Life Support Services (ALS) was launched as a Town service by the Sudbury Fire Department. Under the leadership of Chief Miles, this service was granted a license by the state to begin operation on November 1, 2013. A labor agreement was completed after a lengthy bargaining process, 10 paramedics have been hired and sent to the Massachusetts Fire Academy, and two current firefighters are now training to become paramedics.
3. Police station design funds were approved at the 2013 Annual Town Meeting. The Permanent Building Committee, Police Chief Scott Nix and Facilities Director Jim Kelly are working closely with an architect to provide design and costs estimates for the Police station construction article to be presented at the May 2014 Town Meeting for voter review.
4. The Town's Stabilization Fund was increased to the target 5% of revenues level by the 2013 Annual Town Meeting. This level of reserves is a best practice for municipalities and adds to the Town's financial capabilities to handle different events that might occur and will contribute to maintaining the AAA credit rating from Standard & Poor's Corporation.
5. The AAA credit rating was reaffirmed by Standard & Poor's in 2013. The Town has maintained an AAA rating since 2000.
6. A new 1.5 megawatt solar array at the Town's landfill was designed and constructed on Route 20. This project was a joint project of the Energy Committee, the Facilities Department and the DPW. The solar system was installed in the summer of 2013 and is currently producing approximately 1.9 million kilowatt hours per year. Sudbury anticipates saving over \$100,000 per year in electricity costs as a result of the solar project. In connection with this project, a post use closure permit for the Town owned Landfill was obtained from the Department of Environmental Protection (DEP).
7. Funds were allocated in 2013 from a Town appropriation and grants for the purpose of obtaining a Master Plan for the Fairbank Community Center, including a needs assessment and marketing

analysis including identification of current conditions, for the entirety of the Fairbank building complex. The PBC selected a design firm and commenced the design study in the summer of 2013. The design study and schematic plans are expected to be completed in 2014.

8. Pursuant to a vote of the Board of Selectmen, a staff group produced a 90 page *Strategic Financial Planning Report* documenting three major financial strategic areas the Board wanted to pursue: increasing the Town's reserves in the Stabilization Fund to optimum levels; documenting and developing plans to address the backlog of capital projects; and developing plans for dealing with the unfunded liability of the Town/SPS and L-S for retiree health care.
9. Town Center reconfiguration project was approved at 2013 Annual Town Meeting and the work to design and construct this intersection to improve safety while still protecting the historical look and feel of this area is now underway.
10. Grinnell Park area was extended with the purchase of an adjacent Hudson Road parcel. Property at 15 Hudson Road was purchased in order to expand the Town's property holdings in the historic Town Center. Restoration of the site was completed in 2013.
11. The Architectural assessment for the Town Hall was begun, and a design firm began the design process under the direction of the Permanent Building Committee (PBC) working with the Facilities Director. The report produced by the design firm identified the needed repairs and alternatives for the future uses and purpose of the Town Hall.
12. The Massachusetts Department of Transportation has agreed to the Town's request for a traffic signal at the intersection of Route 20 and Landham Road, and has agreed to take over from the Town the work of final design and construction to make this intersection safer.
13. The Board of Selectmen signed an Inter-municipal Agreement with the city of Marlborough creating a Veteran's Service District. Through the district, the two communities share a Director of Veterans' Services and support staff position.
14. The committee established by the Selectmen to plan celebrations in honor of Sudbury's 375 birthday unveiled plans for a number of events in 2014. September 2014 is the official 375th anniversary. A logo contest in mid-summer resulted in the selection of a logo based on the classic granite road markers of colonial America. The Committee will be supporting the staging of the Fourth of July Parade by the Sudbury Chamber of Commerce and will sponsor a Family Community Fair on August 23, 2014 at the First Parish Meeting House and other locations in the Town Center to celebrate the agricultural history of Sudbury. The primary celebration event will be held on Saturday afternoon, September 6, and will include field day activities and musical performances by community groups, culminating in a pops-style concert followed by a fireworks display.
15. The Board and Town Manager continue to follow and participate in discussions regarding the future of the Minuteman Regional Vocational High School. Sudbury is one of 16 member towns of this regional school. As a major project to renovate or replace the building is being discussed, Sudbury officials must remain concerned about the wisdom of continuing as a part of this school district.
16. The Town continues to work collaboratively with the Sudbury Military Support Network in welcoming home our soldiers with banners hung on the Town Hall and the Board of Selectmen signing proclamations naming a special day in each soldier's honor. The Board of Selectmen also declared May 2013 as Military Appreciation Month in the Town of Sudbury for the third year. In honor of Military Appreciation Month, volunteers spruced up the landscaping of several monuments in Town. In November, members of the Board attended the third Veteran's Appreciation Luncheon at the Senior Center to honor our veterans who have served our country. The Board also started working with the SMSN in creating space for a monument to honor those who have served in the conflicts in Afghanistan and Iraq and look forward to continuing this endeavor. The Board met with Department Inspector for Military Order of the Purple Heart Edward Donnelly, as Sudbury was designated a Purple Heart Community. The Board welcomed Sudbury residents who have been recipients of a Purple Heart medal, which included retired

Police Officers John Longo and Ronald Nix, as well as Steve and Janice Milley on behalf of their son Scott who was killed in action in Afghanistan and they thanked them on behalf of the Town for their sacrifice and courage.

Respectfully submitted,

BOARD OF SELECTMEN

John Drobinski, Chair

Charles Woodard, Vice Chair

Robert C. Haarde

Lawrence O'Brien

Leonard Simon

TOWN MANAGER

Maureen G. Valente

AGENDA REQUEST – Item #12

BOARD OF SELECTMEN

Requestor's Section

Item Name: *Vote if Board chooses to put any questions on the March election ballot*

Date of request: *February 3, 2014*

Requestor: *Maureen Valente, Town Manager*

Action requested (Who, what, when, where and why):

Discussion and vote to put Police Station debt exclusion question or any other ballot question on the March 31 Annual Town Election

Financial impact expected: *None for adding a question to the ballot – election is being held anyway*

Background information (if applicable, please attach if necessary):

None -

Recommendations/Suggested Motion/Vote:

See attached draft ballot question for Police Station

Person(s) expected to represent Requestor at Selectmen's Meeting:

Selectmen's Office Section

Date of Selectmen's Meeting: **Feb. 11, 2014**

Board's action taken:

Follow-up actions required by the Board of Selectmen or Requestor:

Future Agenda date (if applicable):

Distribution:

Town Counsel approval needed?	Yes (X)	No ()
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Town of Sudbury

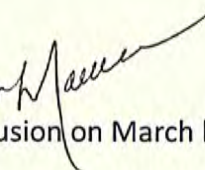
Town Manager's Office

278 Old Sudbury Road
Sudbury MA 01776
978-639-3385

Maureen G. Valente, Town Manager

Townmanager@sudbury.ma.us

<http://www.sudbury.ma.us>

Date: February 7, 2014
To: Board of Selectmen
From: Maureen G. Valente, Town Manager 
Subject: Question of Police Station debt exclusion on March ballot

The question of when to schedule the Police Station ballot question (before or after Town Meeting) is on the agenda.

The Permanent Building Committee, Facilities Director Jim Kelly, other senior managers, and Police Chief Scott Nix were asked to provide you with their thoughts on this matter. Chief Nix provided the following response. I have not heard from the others as of Friday afternoon.

In regards to having the police station project put on the March 31st ballot I would definitely concur. With the numerous meetings being held I believe this is the optimal time given the exposure and information provided. Feedback, even from previous opponents, has been positive. As we continue to hold further meetings we hope to cover any lingering concerns but overall pushback has been very limited. I would assume the voter turnout in March would be greater than the turnout in June which I "think" may be a benefit?

Additionally, as we discussed, in may be a competing interest to that of the fire apparatus.

If you are looking for anything further please let me know. Thank you!

Scott

Respectfully,

Scott Nix
Chief of Police
Sudbury Police Department
415 Boston Post Road
Sudbury, MA 01776
(978) 443-1042
nixs@sudbury.ma.us

Ballot Question No. 1

Shall the Town of Sudbury be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bonds issued in order to construct a new Police Department Headquarters and appurtenant structures on Town-owned land adjacent to the existing Fire Headquarters, for site development, purchasing additional equipment, technology, furniture, landscaping, and all expenses connected therewith, including professional, engineering, and architectural services and preparation of plans, specifications and bidding documents, supervision of work, relocation, and borrowing costs and expenses?

YES

NO

AGENDA REQUEST – Item #13
BOARD OF SELECTMEN

Requestor's Section

Date of request: *February 3, 2014*

Requestor: *Maureen Valente, Town Manager*

Action requested (Who, what, when, where and why):

Discussion and vote on 2014 ATM articles and refer zoning bylaw articles to Planning Board

Financial impact expected: none

Background information (if applicable, please attach if necessary):

See attached draft list of articles

Recommendations/Suggested Motion/Vote:

Vote to accept articles submitted by January 31st for 2014 Annual town Meeting, and refer zoning bylaw articles to Planning Board

Person(s) expected to represent Requestor at Selectmen's Meeting:

Selectmen's Office Section

Date of Selectmen's Meeting: **Feb. 11, 2014**

Board's action taken:

Follow-up actions required by the Board of Selectmen or Requestor:

Future Agenda date (if applicable):

Distribution:

Town Counsel approval needed? Yes () No (X)



Town of Sudbury

Office of Selectmen

Flynn Building
278 Old Sudbury Rd
Sudbury, MA 01776-1843
978-639-3381
Fax: 978-443-0756
selectmen@sudbury.ma.us

Feb. 7, 2014

TO: Board of Selectmen

FROM: Patty Golden

RE: Annual Town Meeting Articles and Timeline

Attached is a copy of all articles submitted by January 31st. They are in no particular order, however, you may refer to the cover sheet which lists them individually. Staff is currently inputting this information into a Town Meeting Article tracking database which is new this year.

At the Feb. 25 meeting, you will be asked to vote on the order of the articles, as well as designate articles for the Consent Calendar. You will also be asked to vote to sign the Town Election Warrant, which must be printed and posted by Monday, March 17th.

At the April 8th meeting you are to vote to sign the ATM warrant, which must be printed and delivered to households by April 28th.

Annual Town Meeting commences Monday, May 5th!

2014 Annual Town Meeting Articles DRAFT

- T01 - Hear Reports
- T02 - FY14 Budget Adjustments
- T03 - Stabilization Fund
- T04 - FY15 Operating Budget
- T05 - FY15 Transfer Station Enterprise Budget
- T06 - FY15 Pool Enterprise Budget
- T07 - FY15 Recreation Field Maintenance Enterprise Budget
- T08 - Unpaid Bills
- T09 - Chapter 90 Highway Funding (T10 - Removed)
- T11 - Town/School Revolving Funds
- T12 - FY15 Capital Budget
- T13 - Construct Police Headquarters
- T14 - Town-wide Walkways (T15 - Removed)
- T16 - Sudbury Housing Trust 10% Allocation
- T17 - Historical Commission Projects (T18-Combined with T17)
- T19 - Bruce Freeman Rail Trail Design
- T20 - Melone Property Engineering
- T21 - SHA Bathroom Project
- T22 - Amend Zoning Bylaw, Medical Marijuana Treatment Centers
- T23 - Amend Zoning Bylaw Accessory Structures
- T24 - Amend Zoning Bylaw, Sect 4100 Flood Plain Overlay District
- T25 - Town of Sudbury Bylaws - Art. V.3, Regulation of Dogs
- T26 - Purchase of Fire Department Ambulance and Fire Engine - FY15 Capital Exclusion
- T27 - Energy Services Company Energy Improvement Program
- T28 - DPW Rolling Stock Replacement
- T29 - Technology Infrastructure Improvement - Lincoln-Sudbury Regional High School
- T30 - Israel Loring Elementary School - Purchase of New Phone System
- T31 - School Driveways, Parking Lot, and Sidewalks Improvement
- T32 - Ephraim Curtis Middle School - Purchase of Technology Devices
- T33 - Fairbank Community Center Roof Project
- T34 - Nixon School - Partial Roof, Window and Door Replacements
- T35 - Conduct Feasibility Study for Wastewater Disposal Options for Rte 20 Business District
- T36 - DPW Rolling Stock Stabilization Fund
- T37 - Energy Saving Programs Stabilization Fund
- T38 - Police Station Debt Stabilization Fund
- T39 - Rescind/Amend Borrowings
- T40 - Amendments to the District Agreement of the Minuteman Regional Vocational School District
- T41 - Chapter 110, Section 110 of the Acts of 1993, Disabled Veteran's Exemption Residency Requirements
- T42 - Petition-Lafayette Drive Land
- T43 - Petition-Sale of Land under C61A
- T44 - Petition-Divestment of PRIT funds
- T45 - Petition-Utilize Portion of CPA Funds to Fund Conservation Fund
- T46 - Petition-Amend Wetlands Administration Bylaw: Projects funded with CPC funds
- T47 - Petition-Amend Bylaw Art. IV Finance Committee
- T48 - Community Preservation Fund - Amend Art. 43/2006 ATM SHA Unit Buy-Down
- T49 - CPC - Reversion of Funds
- T50 - CPC General Budget and Appropriations
- T51 - Amend Zoning Bylaw: (Wastewater facilities delete sec. 4500)

Instructions:

- 1) The **ORIGINAL, TYPED** article is to be submitted to the Selectmen's Office in final form.
- 2) Articles submitted by Boards and Committees must be signed by a majority accompanied by a copy of the vote signed by its Clerk.
- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ARTICLE 1. HEAR REPORTS

To see if the Town will vote to hear, consider and accept the reports of the Town Boards, Commissions, Officers and Committees as printed in the 2013 Town Report or as otherwise presented; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Majority vote required)



 Maureen G. Valente

Approved by: 

 Town Counsel

Instructions:

- 1) The **ORIGINAL, TYPED** article is to be submitted to the Selectmen's Office in final form.
- 2) Articles submitted by Boards and Committees must be signed by a majority accompanied by a copy of the vote signed by its Clerk.
- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ARTICLE FY14 BUDGET ADJUSTMENTS

To see if the Town will vote to amend the votes taken under Article 4, FY14 Budget, of the 2013 Annual Town Meeting, by adding to or deleting from line items thereunder, by transfer between or among accounts or by transfer from available funds; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Majority vote required)

By: Maurice G. Sala

Approved: [Signature]
Town Counsel

Instructions:

- 1) The **ORIGINAL, TYPED** article is to be submitted to the Selectmen's Office in final form.
- 2) Articles submitted by Boards and Committees must be signed by a majority accompanied by a copy of the vote signed by its Clerk.
- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ARTICLE 3. STABILIZATION FUND

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, to be added to the Stabilization Fund established under Article 12 of the October 7, 1982 Special Town Meeting, pursuant to M.G.L. Chapter 40, Section 5B; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Two-thirds vote required)

BY: *Maureen [Signature]*

Approved by: *[Signature]*
Town Counsel

TOWN OF SUDBURY WARRANT ARTICLE FORM

ARTICLE 704

Instructions:

- 1) The **ORIGINAL, TYPED** article is to be submitted to the Selectmen's Office in final form.
- 2) Articles submitted by Boards and Committees must be signed by a majority accompanied by a copy of the vote signed by its Clerk.
- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ARTICLE FY15 BUDGET

To see if the Town will vote to raise and appropriate, or appropriate from available funds, the following sums, or any other sum or sums, for any or all Town expenses and purposes, including debt and interest, and to provide for a Reserve Fund, all for the Fiscal Year July 1, 2014 through June 30, 2015, inclusive, in accordance with the following schedule, which is incorporated herein by reference; and to determine whether or not the appropriation for any of the items shall be raised by borrowing; or act on anything relative thereto.

Submitted by the Finance Committee.

(Majority vote required)

SUBMITTED BY: 

Approved by: 

Town Counsel

Instructions:

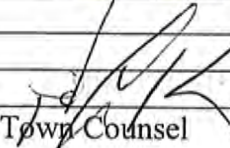
- 1) The **ORIGINAL, TYPED** article is to be submitted to the Selectmen's Office in final form.
- 2) Articles submitted by Boards and Committees must be signed by a majority accompanied by a copy of the vote signed by its Clerk.
- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ARTICLE . FY15 TRANSFER STATION ENTERPRISE FUND BUDGET

To see if the Town will vote to raise and appropriate, or appropriate from available funds, the following sums set forth in the FY15 budget of the Transfer Station Enterprise, to be included in the tax levy and offset by the funds of the enterprise; or act on anything relative thereto.

Submitted by the Finance Committee.

SUBMITTED BY:  For Finance

Approved by: 
Town Counsel

Instructions:

- 1) The **ORIGINAL, TYPED** article is to be submitted to the Selectmen's Office in final form.
- 2) Articles submitted by Boards and Committees must be signed by a majority accompanied by a copy of the vote signed by its Clerk.
- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ARTICLE . **FY15 POOL ENTERPRISE FUND BUDGET**

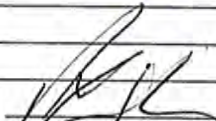
To see if the Town will vote to raise and appropriate, or appropriate from available funds, the following sums set forth in the FY15 budget of the Atkinson Pool Enterprise, to be included in the tax levy and offset by the funds of the enterprise; or act on anything relative thereto.

Submitted by the Finance Committee.

SUBMITTED BY:

 For Fin Com

Approved by:


Town Counsel

Instructions:

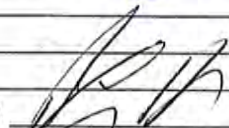
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ARTICLE . FY15 RECREATION FIELD MAINTENANCE ENTERPRISE FUND
BUDGET

To see if the Town will vote to raise and appropriate, or appropriate from available funds, the following sums set forth in the FY15 budget of the Recreation Field Maintenance Enterprise, to be included in the tax levy and offset by the funds of the enterprise; or act on anything relative thereto.

Submitted by the Finance Committee.

SUBMITTED BY:  for FinCom

Approved by: 
 Town Counsel

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ARTICLE 706 UNPAID BILLS

To see if the Town will vote to raise and appropriate, or appropriate from available funds, a sum of money for the payment of certain unpaid bills incurred in previous fiscal years or which may be legally unenforceable due to the insufficiency of the appropriation in the years in which such bills were incurred; or act on anything relative thereto.

Submitted by the Town Accountant.

(Four-fifths vote required)

TOWN ACCOUNTANT REPORT: Invoices that are submitted for payment after the accounts are closed at the end of a fiscal year or payables for which there are insufficient funds (and were not submitted for a Reserve Fund Transfer) can only be paid by a vote of the Town Meeting, a Special Act of the Legislature, or a court judgment.

SUBMITTED BY: Barbara Chisholm

Approved by: [Signature]
Town Counsel

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ARTICLE CHAPTER 90 HIGHWAY FUNDING

To see if the Town will vote to authorize the Town Manager to accept and to enter into a contract for the expenditure of any funds allotted or to be allotted by the Commonwealth for the construction, reconstruction and maintenance projects of Town ways pursuant to Chapter 90 funding; and to authorize the Treasurer to borrow such amounts in anticipation of reimbursement by the Commonwealth; or act on anything relative thereto.

Submitted by the Director of Public Works.

(Majority vote required)

DIRECTOR OF PUBLIC WORKS REPORT: Each year the Legislature allocates funds to cities and towns for the improvement of their infrastructure, to be expended under the Chapter 90 guidelines. The current plans are to continue the implementation of our pavement management program.

SUBMITTED BY: *E. William Glose*

Approved by: _____
Town Counsel

[Handwritten Signature]

ARTICLE TOWN/SCHOOL REVOLVING FUNDS

To see if the Town will vote to authorize for FY15 the use of revolving funds under M.G.L. c.44, s.53E 1/2, by the following Departments of the Town in accordance with the description for each fund placed on file with the Town Clerk, said funds to be maintained as separate accounts set forth as follows:

<u>Fund</u>	<u>Department</u>	<u>Maximum Amount</u>
Plumbing & Gas Inspectional Services	Building Inspector	\$ 50,000
Portable Sign Administration & Inspectional Services	Building Inspector	\$ 10,000
Conservation (Trail Maintenance)	Conservation Commission	\$ 5,000
Conservation (Wetlands)	Conservation Commission	\$ 35,000
Council on Aging Activities	Council on Aging	\$ 35,000
Council on Aging Van Transportation (MWRTA)	Council on Aging	\$ 100,000
Cemetery Revolving Fund	DPW Director	\$ 20,000
Fire Department Permits	Fire Chief	\$ 45,000
Goodnow Library Meeting Rooms	Goodnow Library	\$ 10,500
Recreation Programs	Park and Recreation Commission	\$ 542,000
Teen Center	Park and Recreation Commission	\$ 20,000
Youth Programs	Park and Recreation	\$ 110,000
Bus	Sudbury Schools	\$ 450,000
Instrumental Music	Sudbury Schools	\$ 100,000
Cable Television	Town Manager	\$ 30,000
Regional Housing Services	Town Manager	\$ 5,000
Rental Property	Town Manager	\$ 40,000
Dog	Treasurer/Collector	\$ 60,000
Treasurer/Collector Passport Fees	Treasurer/Collector	\$ 16,000
Zoning Board of Appeals	Zoning Board of Appeals	\$ 25,000;

and to confirm that said funds have been established in accordance with M.G.L. c.44 §53E 1/2.

Submitted by: Town Finance Director.

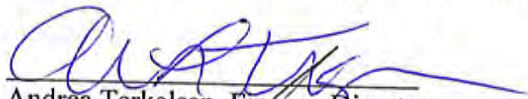
(Majority vote required)

FINANCE DIRECTOR REPORT: This article seeks authorization for Fiscal Year 2015 for certain previously established revolving funds pursuant to M.G.L. c.44, s.53E1/2. A descriptive summary of the funds follows:

- Plumbing and Gas Inspectional Services – permit fees collected are used to fund services for plumbing and gas inspections;
- Portable Sign Administration and Inspectional Services – annual registration fees collected pursuant to Section 3259A, Portable Signs, of the Zoning Bylaw are used to fund administration and inspectional services;
- Conservation – license fees collected from agricultural use of fields on conservation lands are used to fund trail maintenance on Town-owned designated conservation lands;
- Conservation – application fees collected are used to fund administration of the Sudbury Wetlands Bylaw;
- Council on Aging Activities – fees collected are used to fund Senior Center classes and programs;
- Council on Aging Van Transportation (MWRTA) – payments from the MetroWest Regional Transit Authority (MWRTA) and fares are used to pay salary and benefits of van driver and van operating expenses;
- Cemetery – sale of lots and other fees excepting perpetual care funds are used to fund maintenance of Town cemeteries;
- Fire Department – permit fees collected are used to fund expenses related to the issuance of permits, including salaries and benefits, purchase and maintenance of equipment required

- Goodnow Library – fees from non-Town agency use of Library meeting rooms are used for maintenance and utility charges for those rooms;
- Recreation Programs – fees collected are used to fund recreation programs and activities;
- Teen Center – fees collected are used for Teen Center programs and activities;
- Youth – fees collected are used to fund youth programs and activities;
- Bus – user fee collections are used to fund additional or supplemental school transportation;
- Instrumental Music – user fees are used to fund additional or supplemental instrument music lessons after school hours;
- Cable Television – fees and other income collected in connection with cable television are used to fund local access services and the Town institutional network (I-Net);
- Regional Housing Services – membership fees of other towns and other external sources collected by the Regional Housing Services Office are used to fund all Regional Housing Services Office costs, inclusive of salaries, administrative expenses and other staffing costs;
- Rental Property – receipts received from the rental of Town-owned houses are used to fund expenditures related to the upkeep of these houses;
- Dog – fees, fines, charges, and penalties imposed under the Town Bylaw, Art. V.3, Regulation of Dogs, and those costs required by the Massachusetts General Laws are used for making purchases or paying any expenses related to the regulation of dogs;
- Treasurer/Collector – processing fees for passport applications are used to fund salaries, benefits and expenses therefor;
- Zoning Board of Appeals – application fees collected are used to fund consultants and part-time employee salaries.

The maximum amount stated is the same as the FY14 maximum voted for each revolving fund except for the following: Council on Aging van transportation increased from \$70,000 to \$100,000; Dog Revolving Fund increased from \$50,000 to \$60,000; Plumbing & Gas Inspectional Services increased from \$45,000 to \$55,000; and Youth Programs increased from \$70,000 to \$110,000. The Regional Housing Services revolving fund has been decreased from \$150,000 to \$5,000 as the office will be moving to Concord and the Park and Recreation Recreation Programs revolving fund has been decreased from \$582,000 to \$542,000.


 Andrea Terkelsen, Finance Director

Approved:


 Paul L. Kenny, Town Counsel

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ARTICLE . PLUMBING & GAS INSPECTIONAL SERVICES REVOLVING FUND

To see if the Town will vote to authorize for fiscal year 2015 the use of a revolving fund by the Building Inspector for the purpose of providing services for plumbing and gas inspections by the Sudbury Plumbing Inspector, to be funded by permit fees collected; said fund to be maintained as a separate account in accordance with Massachusetts General Law, Chapter 44, Section 53E½; the amount to be expended therefrom shall not exceed \$50,000; or act on anything relative thereto.

Submitted by the Building Inspector.

(Majority vote required)

BUILDING INSPECTOR REPORT: The Building Department, which is responsible for the administration of the plumbing and gas inspectional services, requests Town Meeting approval for FY15 to use a revolving fund account to receive fees and pay expenses related to plumbing and gas inspection services. This revolving fund will allow the Town to retain the plumbing and gas permit fees collected in a revolving fund and apply them against the actual costs of the Plumbing Inspector's position so that no tax payer dollars need to be used for that purpose.

SUBMITTED BY: Mark Herweck

Approved by: [Signature]
Town Counsel

[Signature]

1-24-14

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ARTICLE . PORTABLE SIGN ADMINISTRATION & INSPECTIONAL SERVICES
REVOLVING FUND *(Consent Calendar)*


To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Building Inspector for administration and inspection of the portable sign program, pursuant to the Town of Sudbury Zoning Bylaw, Art. IX, Section 3259A, to be funded by registration fees collected; said fund to be maintained as a separate account, in accordance with M.G.L., Chapter 44, Section 53E½; the amount to be expended therefrom shall not exceed \$10,000; or act on anything relative thereto.

Submitted by the Building Inspector.

(Majority vote required)

BUILDING INSPECTOR'S REPORT: This revolving fund was established by the 2007 Annual Town Meeting and must be authorized on a yearly basis.

SUBMITTED BY: Mark Herweck  1.24.14

Approved by:  _____
 Town Counsel

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ARTICLE . CONSERVATION REVOLVING FUND

To see if the Town will vote to authorize for Fiscal Year 2015, the use of a revolving fund by the Conservation Commission for expenditures related to trail maintenance on Town-owned designated conservation lands, to be funded by license fees collected from the licensing of agricultural use of fields on conservation land; said funds to be maintained in a separate account, in accordance with M.G.L., Chapter 44, Section 53E½; the amount to be expended there from shall not exceed \$5,000; or act on anything relative thereto.

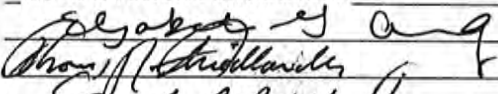

Submitted by the Conservation Commission.

(Majority vote required)

CONSERVATION COMMISSION REPORT: This revolving fund is established for the purpose of receiving agricultural license fees and depositing the proceeds into this revolving funds to be expended by the Conservation Commission for trail maintenance on town-owned designated conservation lands. This fund will provide a source of money to contribute toward safe and enjoyable public access to the conservation land trails.

SUBMITTED BY:

Conservation Commission

Approved by:

Town Counsel

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ARTICLE . CONSERVATION REVOLVING FUND

To see if the Town will vote to authorize for Fiscal Year 2015, the use of a revolving fund by the Conservation Commission for the administration of the Sudbury Wetlands Administration Bylaw, to be funded by application fees collected; said funds to be maintained in a separate account, in accordance with M.G.L., Chapter 44, Section 53E½; the amount to be expended therefrom shall not exceed \$35,000; or act on anything relative thereto.

Submitted by the Conservation Commission.

(Majority vote required)

CONSERVATION COMMISSION REPORT: A revolving fund has been established for the purpose of receiving application fees and paying expenses related to administration of the Sudbury Wetlands Administration Bylaw. This fund makes the Wetlands Bylaw self-supporting. State law requires this fund to be authorized at Town Meeting each year.

SUBMITTED BY:

Robert J. King _____ *[Signature]* _____

[Signature] _____ *[Signature]* _____

[Signature] _____ *[Signature]* _____

Approved by: _____
Town Counsel

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TITLE _____

To see if the Town will vote to authorize for Fiscal Year 2015, the use of a revolving fund by the Council on Aging for Senior Center classes and programs, to be funded by user fees collected; said fund to be maintained as a separate account, in accordance with MGL, Chapter 44, Section 53E1/2; the amount to be expended therefrom shall not exceed the amount of \$35,000; or act on anything relative thereto.

Submitted by the Council on Aging.

COUNCIL ON AGING REPORT: This fund accepts payments from class participants at the Senior Center and expends money for the instructors of the classes. The classes pay for themselves.

SUBMITTED BY: Council on Aging *Debra Galloway for Sudbury Council on Aging*

APPROVED BY: *[Signature]*

Town Counsel

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ARTICLE COUNCIL ON AGING VAN TRANSPORTATION (MWRTA)

To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Council on Aging to receive payments from the MetroWest Regional Transit Authority and fares from passengers and to expend money for the expenses incurred by operating the Senior Center van, including salary and benefits for the van drivers, pursuant to Massachusetts General Laws §53E 1/2 ; the amount to be expended therefrom shall not exceed the amount of \$100,000; or act on anything relative thereto.

COUNCIL ON AGING REPORT: This fund accepts rider's payments and payments from the MWRTA to cover the expense of running the Senior Center van for the benefit of Sudbury residents age 60 and older and people with disabilities and expends money for the van service, removing the cost of the service from the taxpayers. The MWRTA account limit will increase from \$70,000 to \$100,000 to accommodate an increase in the contract amount from the MWRTA. The increase allowed the Senior Center to add a second van for service on Mondays, Thursdays and Fridays from 9:00-1:00.

SUBMITTED BY: Council on Aging

Debra Hallway for Sudbury Council on Aging

APPROVED BY: _____

[Signature]
Town Counsel

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ARTICLE. GOODNOW LIBRARY “MEETING ROOM” REVOLVING FUND

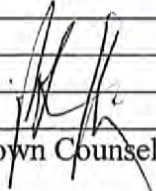
To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Goodnow Library for maintenance and utility charges for the Library’s meeting rooms, to be funded by all fees received from the programs utilizing meeting rooms by non-town agencies; said fund to be maintained as a separate account, pursuant to M.G.L., Chapter 44, Section 53E½; the amount to be expended therefrom shall not exceed \$10,500; or act on anything relative thereto.

Submitted by the Trustees of the Goodnow Library.

(Majority vote required)

GOODNOW LIBRARY TRUSTEES REPORT: This fund was first approved by Town Meeting for FY92 and, as required by state law, approved at each subsequent Town Meeting. The revolving fund provides additional funds for the Library’s Building Maintenance budget for the Library’s meeting rooms.

SUBMITTED BY: Esmé Green 

Approved by: 
Town Counsel

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ARTICLE . RECREATION PROGRAMS REVOLVING FUND

To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Park and Recreation Commission for recreation programs and activities, to be funded by fees collected; said fund to be maintained as a separate account, in accordance with M.G.L., Chapter 44, Section 53E½; the amount to be expended therefrom shall not exceed \$542,000; or act on anything relative thereto.

Submitted by the Park and Recreation Commission.

(Majority vote required)

PARK AND RECREATION COMMISSION REPORT: The Park and Recreation Department offers over 200 programs and activities throughout the year and all are self-funding. The Park and Recreation Commission requests Town Meeting approval for FY15 to use a revolving account to receive fees and pay expenses related to programs and activities by the Park and Recreation Director.

SUBMITTED BY:

[Signature]

[Signature]

Approved by:

[Signature]
Town Counsel

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ARTICLE . TEEN CENTER REVOLVING FUND

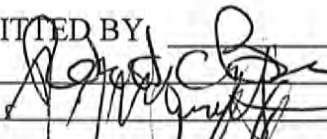
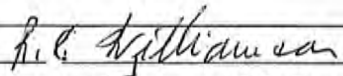
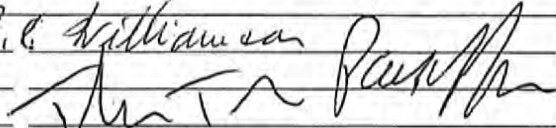
To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Park and Recreation Commission for Teen Center programs and activities, to be funded by fees collected; said fund to be maintained as a separate account, in accordance with M.G.L., Chapter 44, Section 53E½; the amount to be expended therefrom shall not exceed \$20,000; or act on anything relative thereto.

Submitted by the Park and Recreation Commission.

(Majority vote required)

PARK AND RECREATION COMMISSION REPORT: The Teen Center offers events for middle school youth and two events for high school youth during the school year. All events are self-funded from fees collected. The Park and Recreation Commission requests Town Meeting approval for FY15 to use a revolving account to accept fees and pay expenses related to teen center events administered by the Teen Center Director.

SUBMITTED BY:

Approved by:

Town Counsel

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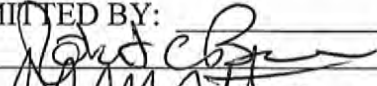

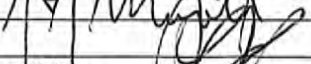
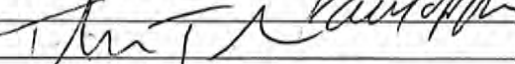
ARTICLE . YOUTH COMMISSION REVOLVING FUND

To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Youth Commission for youth programs and activities, to be funded by fees collected; said fund to be maintained as a separate account, in accordance with M.G.L., Chapter 44, Section 53E½; the amount to be expended therefrom shall not exceed the amount of \$110,000; or act on anything relative thereto.

Submitted by the Youth Commission/Park & Recreation Commissioners. (Majority vote required)

YOUTH COMMISSION/ PARK & RECREATION COMMISSIONERS REPORT: Programs and activities are self-funding. Youth Commission requests Town Meeting approval for FY15 to use a revolving account to receive fees and pay expenses related to youth programs and activities.

SUBMITTED BY:

Approved by:

Town Counsel

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ARTICLE . CEMETERY REVOLVING FUND

To see if the Town will vote to authorize for Fiscal Year 2015, the use of a revolving fund by the Director of Public Works for expenditures related to maintenance of Town cemeteries, to be funded by sale of lots and other fees excepting funds set aside for perpetual care; said funds to be maintained in a separate account, in accordance with M.G.L., Chapter 44, Section 53E½; the amount to be expended there from shall not exceed \$20,000; or act on anything relative thereto.

Submitted by the Director of Public Works.

(Majority vote required)

DIRECTOR OF PUBLIC WORKS REPORT: This revolving fund is established for the purpose of receiving funds from sale of lots and other fees excluding those amounts set aside for perpetual care, said revolving fund to be expended by the Director of Public Works for maintenance of Town cemeteries.

I. Wm. Place
I. Wm. Place, Director, Department of Public Works

Approved by: [Signature]
Town Counsel

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ARTICLE . FIRE DEPARTMENT REVOLVING FUND, PERMITS

To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Fire Chief for expenditures related to the issuances of permits, including salaries and other benefits, purchase and maintenance of equipment required, and expenses related thereto, to be funded by fees collected; said funds to be maintained in a separate account, in accordance with M.G.L., Chapter 44, Section 53E½; the amount to be expended therefrom shall not exceed the sum of \$45,000; or act on anything relative thereto.

Submitted by the Fire Chief.

(Majority vote required)

FIRE CHIEF REPORT: Each year the Sudbury Fire Department issues hundreds of permits for smoke detector inspections, fire alarms, oil burner installations, blasting, tank removals, burning permits and others, incurring expenses and generating revenue. Permit fees collected offset the cost of printing, office supplies, salaries, and other expenses associated with generating, inspecting, and enforcing the permits issued.

SUBMITTED BY: *Mr. L. M.J.* Fire Chief

Approved by: *[Signature]*
Town Counsel

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ARTICLE. BUS REVOLVING FUND

To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Sudbury Schools for the purpose of providing additional or supplemental school transportation, to be funded by user fee collection; said fund to be maintained as a separate account, pursuant to M.G.L., Chapter 44, Section 53E½, and expended under the direction of the Sudbury School Committee; the amount to be expended therefrom shall not exceed \$450,000; or act on anything relative thereto.

Submitted by the Sudbury School Committee.

(Majority vote required)

SUDBURY SCHOOL COMMITTEE REPORT: Since September of 1991, the School Department has been receiving payments from the students to offset the cost of school bus transportation. The amount offset has been shown each year in the Warrant as part of the School Department's budget. In order to continue to use the offset funds, Town Counsel advises that a revolving fund must be authorized each year at the Annual Town Meeting. Passage of this article achieves that purpose.

SUBMITTED BY: Richard Robinson
[Signature]
[Signature]
[Signature]

Approved by: [Signature]
 Town Counsel

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ARTICLE . INSTRUMENTAL MUSIC REVOLVING FUND

To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Sudbury Schools for the purpose of providing additional or supplemental instrumental music lessons after school hours, to be funded by user fee collection; said fund to be maintained as a separate account, pursuant to M.G.L., Chapter 44, Section 53E½, and expended under the direction of the Sudbury School Committee; the amount to be expended therefrom shall not exceed \$100,000; or act on anything relative thereto.

Submitted by the Sudbury School Committee.

(Majority vote required)

SUDBURY SCHOOL COMMITTEE REPORT: This revolving account was established in FY03 to supplement the Schools Instrumental Music Program. Fees collected for lessons will fund the music program. Town Counsel advises that a revolving fund must be authorized each year at the Annual Town Meeting. Passage of this article achieves that purpose.

SUBMITTED BY: Michael Johnson
[Signature] [Signature]
[Signature] [Signature]

Approved by: [Signature]
 Town Counsel

Instructions:

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- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ARTICLE. DOG REVOLVING FUND

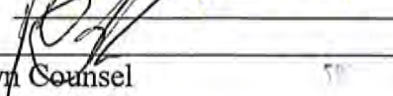
To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Town Clerk for the purpose of making any purchases or paying any expenses related to Sudbury Bylaw Article V.3, Regulation of Dogs, or any costs required by the Massachusetts General Laws related to the regulation of dogs, to be funded by all fees, fines, charges, penalties or other like monies imposed under said Bylaws; said fund to be maintained as a separate account, pursuant to M.G.L., Chapter 44, Section 53E½, and expended with the approval of the Town Clerk; the amount to be expended therefrom shall not exceed \$60,000; or act on anything relative thereto.

Submitted by the Police Chief.

(Majority vote required)

TOWN CLERK REPORT: State law requires that a revolving fund must be authorized each year at an Annual Town Meeting. Receipts from dog fees and fines are allocated to this fund and deposited in a special account by the Treasurer-Collector. Expenditures charged against this fund, subject to the approval by the Town Clerk, shall be limited to available funds. Expenses to maintain the program are small; the remaining funds will be used to offset the Dog Officer's salary.

SUBMITTED BY:  Chief Nix

Approved by: 
Town Counsel

Instructions:

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- 5) Article wording must be approved and article signed by Town Counsel before submission.

ARTICLE . CABLE TELEVISION REVOLVING FUND

To see if the Town will vote to authorize for Fiscal Year 2015 a revolving fund for use by the Town Manager for local access services and Town institutional network (I-Net), to be funded by fees and other income collected with regard to the implementation, use, establishment or maintenance of cable television; said fund to be maintained as a separate account, pursuant to M.G.L., Chapter 44, Section 53E½; the amount to be expended therefrom shall not exceed \$30,000; or act on anything relative thereto.

Submitted by the Town Manager.

(Majority vote required)

TOWN MANAGER REPORT: As required by their franchise agreements, or by statute, our CATV providers pay the Town a fee of 50 cents per subscriber annually (approximately \$3,000/year), as well as several thousand dollars in other funds specifically to be used for cable-related purposes. The intent of this article is to continue the revolving fund to direct these funds for their proper purpose, offsetting some of the Town's costs in providing local access programming and I-Net services.



Maureen G. Valente

Approved by: 

Town Counsel

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- 5) Article wording must be approved and article signed by Town Counsel before submission.

ARTICLE . RENTAL PROPERTY REVOLVING FUND

(Consent Calendar)

To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Town Manager for expenditures related to the use of rental houses held by the Town in conjunction with historical value and conservation program, to be funded by rents collected; said fund to be maintained as a separate account, in accordance with M.G.L., Chapter 44, Section 53E½; said sum to be expended therefrom shall not exceed \$40,000; or act on anything relative thereto.

Submitted by the Town Manager

(Majority vote required)

TOWN MANAGER REPORT: The re-authorization of this revolving fund for FY15 will allow rental receipts to be used directly for normal upkeep and repairs, as well as to build a fund for any major repairs on the properties with buildings thereon maintained by the Town.



Maureen G. Valente

Approved by: 

Town Counsel

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ARTICLE . REGIONAL HOUSING SERVICES REVOLVING FUND

To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Regional Housing Services Office for the final close-out of the Regional Housing Services Office, the funds which are solely funded by membership fees of other towns and other external sources collected by the Office for all remaining costs associated therewith, including salaries, administrative expenses and other staffing costs; said fund to be maintained in a separate account, pursuant to MGL Chapter 44, Section 53E ½ and expended under the direction of the Town Manager; the amount to be expended therefrom shall not exceed the amount of \$5,000; or act on anything relative thereto.

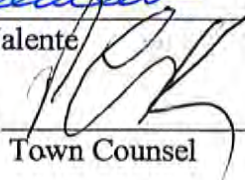
Submitted by the Town Manager.

(Majority vote required)

BOARD OF SELECTMEN REPORT: For three years, the Towns of Acton, Bedford, Concord, Lexington, Sudbury, and Weston have collaborated on housing administrative services through an Inter-Municipal Agreement establishing the Regional Housing Services Office (RHSO). The RHSO has been located in Sudbury; with Sudbury delivering the agreed upon services. The RHSO office will be relocating to Concord starting in FY15, with Concord providing the contracted services. Sudbury will remain a member town. All monies in the revolving fund are expected to be spent by the end of FY14, and this article allows for trailing invoices to be paid – services rendered in FY14 but not invoiced until FY15.



 Maureen G. Valente

Approved by: 

 Town Counsel

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ARTICLE . TREASURER-COLLECTOR REVOLVING FUND – PASSPORT FEES

To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Treasurer-Collector for expenditures related to the processing of national passport applications, including salaries and other benefits, purchase and maintenance of equipment required, and expenses related thereto, to be funded by fees collected; said funds to be maintained in a separate account, in accordance with M.G.L., Chapter 44, Section 53E½; the amount to be expended therefrom shall not exceed the sum of \$16,000; or act on anything relative thereto.

Submitted by the Finance Director.

(Majority vote required)

FINANCE DIRECTOR REPORT: Starting in July 2008 the Town of Sudbury, through the Treasurers-Collector's Office operation has been processing national passport applications along with providing onsite passport ID photography. The fees collected offset the cost of printing, office supplies, salaries, and other expenses associated with providing these services to the public.

SUBMITTED BY:

Approved by:



Town Counsel

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ARTICLE . ZONING BOARD OF APPEALS REVOLVING FUND, PERMITS

To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Zoning Board of Appeals for expenditures related to Administration of Comprehensive Permit applications and other applications requiring multiple hearings, to be funded by application fees collected; said funds to be maintained in a separate account, in accordance with M.G.L., Chapter 44, Section 53E; the amount to be expended therefrom shall not exceed the sum of \$25,000; or act on anything relative thereto.

Submitted by the Zoning Board of Appeals.

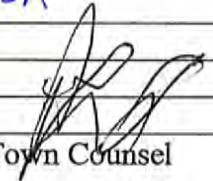
(Majority vote required)

ZONING BOARD OF APPEALS REPORT: The complexity and duration of Comprehensive Permit applications, as well as applications which require several hearings, can dramatically increase the staff hours necessary to process these applications. These applications also place burdensome demands on staff resources, requiring expert advice on some matters. This article will give the Town the flexibility to fund additional hours by the ZBA secretary, as well as funds outside consultants, to assist in review of complex applications. The fees are paid directly by the applicant, and reduce the Town's reliance on the Reserve Fund when additional staff time is needed.

Approved for submission by the ZBA *Jody Kablack, Director of Planning + Community Development*

For the ZBA

Jody G. Kablack
1/15/14

Approved by: 
Town Counsel

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ARTICLE . ZONING BOARD OF APPEALS REVOLVING FUND, PERMITS


To see if the Town will vote to authorize for Fiscal Year 2015 the use of a revolving fund by the Zoning Board of Appeals for expenditures related to Administration of Comprehensive Permit applications and other applications requiring multiple hearings, to be funded by application fees collected; said funds to be maintained in a separate account, in accordance with M.G.L., Chapter 44, Section 53E; the amount to be expended therefrom shall not exceed the sum of \$25,000; or act on anything relative thereto.

Submitted by the Zoning Board of Appeals.

(Majority vote required)

ZONING BOARD OF APPEALS REPORT: The complexity and duration of Comprehensive Permit applications, as well as applications which require several hearings, can dramatically increase the staff hours necessary to process these applications. These applications also place burdensome demands on staff resources, requiring expert advice on some matters. This article will give the Town the flexibility to fund additional hours by the ZBA secretary, as well as funds outside consultants, to assist in review of complex applications. The fees are paid directly by the applicant, and reduce the Town's reliance on the Reserve Fund when additional staff time is needed.

Approved for submission by the ZBA





Approved by: _____
 Town Counsel

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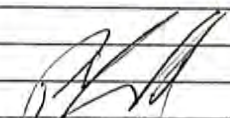
ARTICLE . FY15 CAPITAL BUDGET

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, for the purchase or acquisition of capital items including but not limited to capital equipment, construction, engineering, and design, including but not limited to renovation to buildings; and to determine whether this sum shall be raised by borrowing, lease purchase, or otherwise; or act on anything relative thereto.

Submitted by the Town Manager.

(Two-thirds vote required, if borrowed)


 SUBMITTED BY: *M. Goddard* For Town Manager

Approved by: 
 Town Counsel

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ARTICLE CONSTRUCT POLICE HEADQUARTERS

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, to be expended under the direction of the Permanent Building Committee, for the purpose of constructing a new Police Department Headquarters and appurtenant structures on Town-owned land adjacent to the existing Fire Headquarters, site development, purchasing additional equipment, technology, furniture, landscaping, and all expenses connected therewith, including professional, engineering, and architectural services and preparation of plans, specifications and bidding documents, supervision of work, and relocation, and to determine whether said sum shall be raised by borrowing or otherwise; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Two-thirds vote required, if borrowed)

Submitted by:

Maureen G. Valente

Maureen G. Valente, Town Manager

Approved by:

[Signature]
Town Counsel

5. COMMUNITY PRESERVATION FUND – TOWN-WIDE WALKWAYS

To see if the Town will vote to appropriate an amount not to exceed \$50,000 from the Community Preservation Act funds, as recommended by the Community Preservation Committee, for the purpose of constructing new walkways within the Town, such design and construction to be guided by the spirit and intent of the Town of Sudbury 2001 Master Plan, the February 2000 Report of the Walkway Committee, the July 2005 Sudbury Board of Selectmen directive regarding public works projects on Scenic Roads, and by recommendation of the Town of Sudbury Planning Board, the Director of Planning and Community Development, and the Director of the Department of Public Works, or act on anything relative thereto. All appropriations will be allocated to the Recreation category and funded from FY15 Revenue.

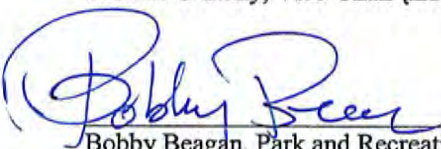
COMMUNITY PRESERVATION COMMITTEE REPORT: This Article requests an appropriation to fund the engineering, design and construction of priority new walkways within the Town. The walkways funded will be selected by the DPW Director, with the recommendation of the Planning Board, from the list of walkways identified in the February 2000 Report of the Walkway Committee. The CPC firmly believes that the design and construction of walkways should be guided by the spirit of the Town's 2001 Master Plan as it pertains to Town character and by the July 2005 directive from the Board of Selectmen regarding public works projects on Scenic Roads. The CPC believes that Sudbury's walkways provide a relatively low-maintenance/low-operational cost opportunity for neighborhood recreation. This opportunity, in addition to the safety benefits that walkways confer, contributes greatly to the quality of life in Town, and has been repeatedly identified as desirous by residents not only at Town Meeting, but in other forums and studies as well.



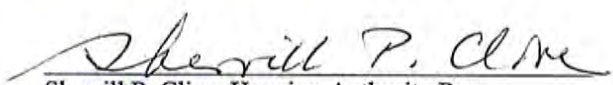
Christopher Morely, Chair and Planning Board Rep.



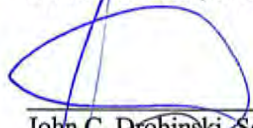
Seamus O'Kelly, Vice-Chair and At-large Member



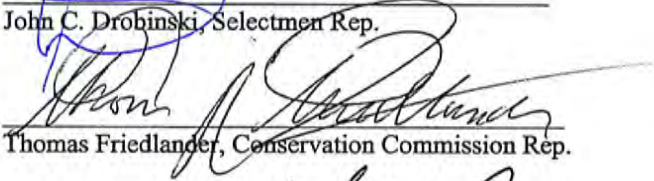
Bobby Beagan, Park and Recreation Commission Rep.



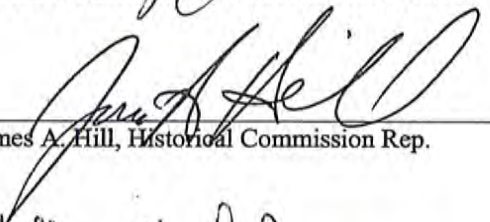
Sherrill P. Cline, Housing Authority Rep.



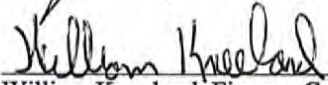
John C. Drobinski, Selectmen Rep.



Thomas Friedlander, Conservation Commission Rep.



James A. Hill, Historical Commission Rep.



William Kneeland, Finance Committee Rep.



Lynne H. Remington, At-large Member



4. COMMUNITY PRESERVATION FUND – SUDBURY HOUSING TRUST 10% ALLOCATION

To see if the Town will vote to appropriate an amount not to exceed \$100,000 of Community Preservation Act Funds, as recommended by the Community Preservation Committee, for the purpose of providing funds to the Sudbury Housing Trust in support of its efforts to provide for the preservation and creation of affordable housing, or act on anything relative thereto. All appropriations will be allocated to the Community Housing category and funded from FY15 Revenue.

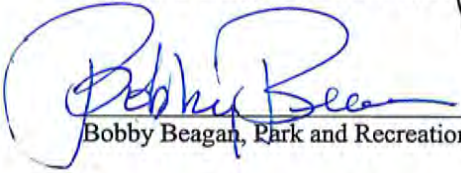
COMMUNITY PRESERVATION COMMITTEE REPORT: This article requests an appropriation to fund the Sudbury Housing Trust using a portion of the ten percent (10%) of FY15 anticipated revenues that the Act requires be set aside for affordable housing. The Trust was created at the 2006 Annual Town Meeting, provided with start-up funding at the 2007 Annual Town Meeting, and funded with the ten percent (10%) allocation each year since 2008. These appropriations will go toward implementing the Housing Trust's multi-pronged housing strategy. The goal of all these community housing efforts is to make progress toward the state-mandated number of affordable housing units in town, and to provide an increased diversity among Sudbury's housing options. The CPC understands that as long as progress is not made toward that goal, the Town suffers a lack of control over not only the location, but also the construction parameters of multi-unit housing (40B developments) anywhere in town.



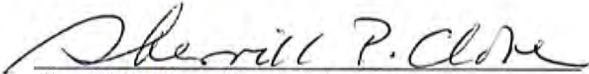
Christopher Morely, Chair and Planning Board Rep.



Seamus O'Kelly, Vice-Chair and At-large Member



Bobby Beagan, Park and Recreation Commission Rep.



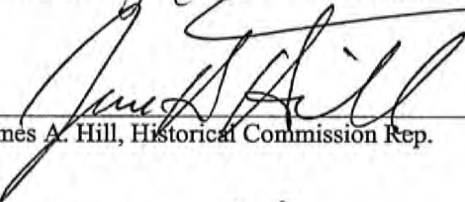
Sherrill P. Cline, Housing Authority Rep.



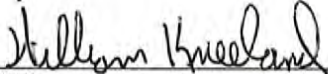
John C. Drobinski, Selectmen Rep.



Thomas Friedlander, Conservation Commission Rep.



James A. Hill, Historical Commission Rep.



William Kneeland, Finance Committee Rep.



Lynne H. Remington, At-large Member



6. COMMUNITY PRESERVATION FUND – HISTORIC PROJECTS

To see if the Town will vote to appropriate an amount not to exceed \$162,500 from the Community Preservation Act Funds, as recommended by the Community Preservation Committee, for the purpose of completing the following projects as proposed and recommended by the Sudbury Historical Commission: restoration of approximately 150 gravestones in Sudbury cemeteries and restoration and preservation of the historic war monuments in Sudbury, or act on anything relative thereto. All appropriations will be allocated to the Historic category and funded from Historic Reserves or FY15 Revenue.

COMMUNITY PRESERVATION COMMITTEE REPORT: This Article requests an appropriation to fund two specific projects in the historic category, as recommended by the Sudbury Historical Commission. The CPC believes these projects are necessary to protect and preserve the integrity of Sudbury's historic assets.

Christopher Morely, Chair and Planning Board Rep.

Seamus O'Kelly, Vice-Chair and At-large Member

Bobby Beagan, Park and Recreation Commission Rep.

Sherrill P. Cline, Housing Authority Rep.

John C. Drobinski, Selectmen Rep.

Thomas Friedlander, Conservation Commission Rep.

James A. Hill, Historical Commission Rep.

William Kneeland, Finance Committee Rep.

Lynne H. Remington, At-large Member

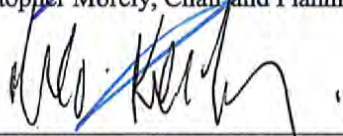
1. COMMUNITY PRESERVATION FUND – BRUCE FREEMAN RAIL TRAIL DESIGN


To see if the Town will vote to appropriate an amount not to exceed \$150,000 of Community Preservation Act funds, as recommended by the Community Preservation Committee, for the purpose of preparing the 25% design plan for the full 4.4 mile Bruce Freeman Rail Trail in Sudbury to MA DOT standards, and to redirect remaining funds in the amount of \$27,684.56 from Article 24 of the 2007 Annual Town Meeting (BFRT Base Map) and \$25,000 from Article 27 of the 2009 Annual Town Meeting (BFRT Concept Plan) to be used for this purpose, or act on anything relative thereto. All appropriations will be allocated to the Recreation category and funded from FY15 Revenue or unrestricted reserves.

COMMUNITY PRESERVATION COMMITTEE REPORT: This Article will begin the next logical step in the creation of a rail trail along the Bruce Freeman corridor, and will provide the necessary technical details in determining the parameters of trail construction along the corridor. Funds for this project will be supplemented by an additional \$58,700 of funds committed to the Town from the Friends of the Bruce Freeman Rail Trail for this purpose. If funds are approved, an RFP will be developed and competitive bids solicited for the work.

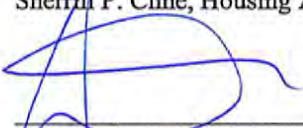
The Town has been supportive of creating a rail trail within this corridor. Over \$170,000 has been appropriated since 2005 for this project, including surveying the right of way, title examination, wetland mapping and wildlife survey. Non-binding resolutions at both the 2012 Annual Town Meeting and the 2012 Town Election indicated strong support for completion of this project.


Christopher Morely, Chair and Planning Board Rep.

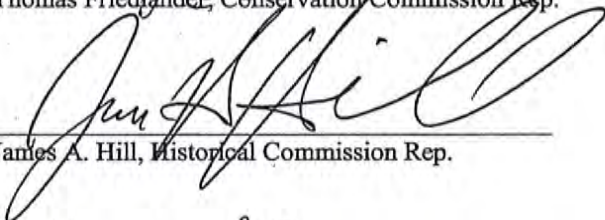

Seamus O'Kelly, Vice-Chair and At-large Member


Bobby Beagan, Park and Recreation Commission Rep.

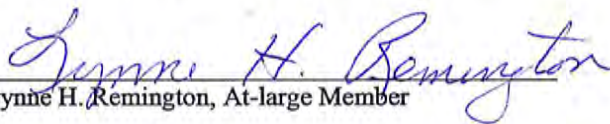

Sherrill P. Cline, Housing Authority Rep.


John C. Drobinski, Selectmen Rep.


Thomas Friedlander, Conservation Commission Rep.


James A. Hill, Historical Commission Rep.


William Kneeland, Finance Committee Rep.


Lynne H. Remington, At-large Member



2. COMMUNITY PRESERVATION FUND – MELONE PROPERTY ENGINEERING

To see if the Town will vote to appropriate an amount not to exceed \$150,000 of Community Preservation Act funds, as recommended by the Community Preservation Committee, to complete a Master Plan for the Melone property for development of rental housing which counts towards the Town's 10% affordable housing goal, as well as complementary and/or accessory open space and recreation uses, or act on anything relative thereto. All appropriations will be allocated to the Community Housing category and funded from FY15 Revenue.

COMMUNITY PRESERVATION COMMITTEE REPORT: This proposal is a request to fund \$150,000 to hire consultants to assist the Town in preparing a Master Plan for the Melone property on Route 117 for rental housing and other possible complementary and/or accessory uses (recreation, open space, retail services, etc.). The process will include (1) a public process to define the parameters of the development within realistic financing scenarios (type and size of development, occupancy, multiple uses, etc.), (2) identification of development constraints, (3) the preparation of a zoning bylaw to facilitate the preferred development, and (4) preparation of a RFP for disposition of the land to a private developer.

The Town has been looking for a suitable use for this property for many years. The CPC funded a preliminary development feasibility analysis of the property in 2006 which indicated that there was significant development potential for a variety of uses, including residential and recreation. In 2012 the Selectmen approved the completion of a planning analysis of market rate development scenarios for the property, which indicated rental housing would be economically attractive for private development.

With the recent decision by the Board of Selectmen to include the achievement of 10% affordable housing as a goal for FY15, continued study of this property makes sense as it is the largest undeveloped town-owned parcel of land which is suitable for housing. The parcel is included in the 2011 Housing Production Plan as a potential property for housing development. Further, it is the Selectmen's goal to maximize the number of units developed on this property that qualify to count on the Town's Subsidized Housing Inventory in order to make significant progress towards the 10% mandate. It is also the Selectmen's goal to minimize the financial impacts to the Town with any development of the property, and to create a development which will be budget positive on an ongoing basis.

Christopher Morely, Chair and Planning Board Rep.

Seamus O'Kelly, Vice-Chair and At-large Member

Bobby Beagan, Park and Recreation Commission Rep.

Sherrill P. Cline, Housing Authority Rep.

John S. Drobinski, Selectmen Rep.

Thomas Friedlander, Conservation Commission Rep.

James A. Hill, Historical Commission Rep.

William Kneeland, Finance Committee Rep.

Lynne H. Remington, At-large Member

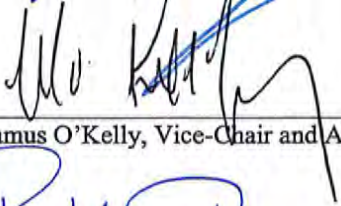
3. COMMUNITY PRESERVATION FUND – SHA BATHROOM PROJECT

To see if the Town will vote to appropriate an amount not to exceed \$200,000 of Community Preservation Act funds, as recommended by the Community Preservation Committee, for the purpose of replacing the ceramic tile tub surrounds in 62 units of housing at Musketahquid Village which is necessary to preserve the structural integrity of the building, or act on anything relative thereto. All appropriations will be allocated to the Community Housing category and funded from FY15 Revenue.

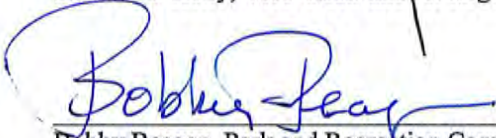
COMMUNITY PRESERVATION COMMITTEE REPORT:



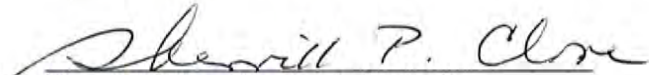
Christopher Morely, Chair and Planning Board Rep.



Seamus O'Kelly, Vice-Chair and At-large Member



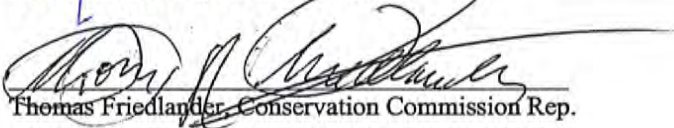
Bobby Beagan, Park and Recreation Commission Rep.



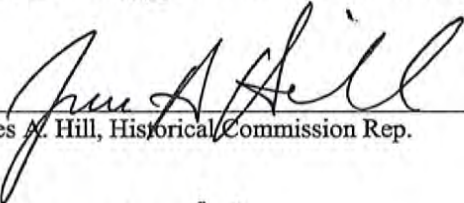
Sherrill P. Cline, Housing Authority Rep.



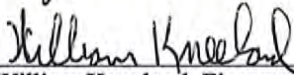
John C. Drobinski, Selectmen Rep.



Thomas Friedlander, Conservation Commission Rep.



James A. Hill, Historical Commission Rep.



William Kneeland, Finance Committee Rep.



Lynne H. Remington, At-large Member





Town of Sudbury

Planning Board

Flynn Building
278 Old Sudbury Rd
Sudbury, MA 01776
978-639-3387
Fax: 978-443-0756

planningboard@sudbury.ma.us

<http://www.sudbury.ma.us/services/planning>

TO: Patty Golden, Administrative Assistant
FROM: *jax* Jody Kablack, Planning Director
RE: Warrant Articles for 2014 Annual Town Meeting
DATE: January 24, 2013

Enclosed please find four articles submitted by the Planning Board for inclusion in the 2014 Annual Town Meeting warrant.

1. Amend Zoning Bylaw, section 2326, Accessory Structures - T23
2. Amend Zoning Bylaw, section 4500, Wastewater Facilities Bylaw - T51
3. Amend Zoning Bylaw, Section 4100, Flood Plain Overlay District - T24
4. Amend Zoning Bylaw, Medical Marijuana Treatment Centers - T22

If you need anything further, please advise.

Attachments

cc: Town Counsel

Amend Zoning Bylaw, Medical Marijuana Treatment Centers

1.22

To see if the Town will vote to amend Article IX (the Zoning Bylaw), as follows:

A. To amend the Zoning Bylaw by repealing the “Section 8000. Temporary Moratorium on Medical Marijuana Treatment Centers” adopted at the 2013 Annual Town Meeting.

B. Amend Zoning Bylaw Section 7000, Definitions, to add the following new definition:

“Medical Marijuana Treatment Center” shall mean a “not-for-profit entity, as defined by Massachusetts law only, registered by the MA Department of Public Health, that acquires, cultivates, possesses, processes (including development of related products such as food, tinctures, aerosols, oils or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to qualifying patients or their personal caregivers.”

C. Amend the Zoning Bylaw Section 2230, Table of Principal Use Regulations as follows:

Add a new use in C. Commercial, Medical Marijuana Treatment Center, which is allowed in the following zoning districts

Principal Use	A-Res	C-Res	WI	BD	LBD	VBD	ID	LID	IP	RD
Medical Marijuana Treatment Center	N	N	N	N	N	N	SP*	SP*	N	N

*Medical Marijuana Treatment Centers shall only be allowed in ID-2, ID-4, ID-6 and LID-1.

D. Amend the Zoning Bylaw by adding the following new section 4600, Medical Marijuana Treatment Centers:

4600. Medical Marijuana Treatment Centers.

4610. Purpose: To provide for the placement of Medical Marijuana Treatment Centers, in accordance with the Humanitarian Medical Use of Marijuana Act, G.L. c.94C, App. §1-1, et seq., in locations suitable for lawful medical marijuana facilities and to minimize adverse impacts of Medical Marijuana Treatment Centers on adjacent properties, residential neighborhoods, historic districts, schools, playgrounds and other locations where minors congregate by regulating the siting, design, placement, security, and removal of Medical Marijuana Treatment Centers.

4620. General Regulations: Medical Marijuana Treatment Centers may be permitted in the Industrial District 2 (ID-2), Industrial District 4 (ID-4), Industrial District 6 (ID-6) and Limited Industrial District 1 (LID-1) pursuant to a Special Permit issued by the Planning Board.

4621. Location: Medical Marijuana Treatment Centers may not be located within 500 feet of the following protected uses which are lawfully existing at the time of enactment of this Bylaw:

- a. schools, including a public or private elementary, vocational, or secondary school or a public or private college, junior college, or university;
- b. licensed child care facilities;
- c. public libraries;

- d. public playgrounds and public parks;
- e. public or private youth centers, recreational fields or recreational facilities;
- f. public swimming pools; or
- g. similar facilities which provide services exclusively or predominantly to minors (dance studio, tutoring establishments, etc.), but not including restaurants, retail establishments or other commercial uses which are frequented by the general public, as identified by the Zoning Planning Board.

4622. The distance under this section is measured in a straight line from the nearest point of the property line of the protected uses identified in this section to the nearest point of the property line of the proposed Medical Marijuana Treatment Center.

4623. Location waiver: The distance requirement may be reduced by up to twenty-five percent (25%), but only if:

- a. The applicant demonstrates that the Medical Marijuana Treatment Center would otherwise be effectively prohibited within the municipality;
- b. The applicant demonstrates that the Medical Marijuana Treatment Center will employ adequate security measures to prevent diversion of medical marijuana to minors who are not qualifying patients pursuant to 105 CMR 725.004.

4624. Other restrictions:

- a. No Medical Marijuana Treatment Center may remain open for business past 9:00 P.M.
- b. There shall be no use of products or sampling of products at a Medical Marijuana Treatment Center.
- c. No marijuana or marijuana-based product shall be made, sold, grown or cultivated, interior or exterior, of a residential dwelling unit. Sale, processing, growing and related cultivation activities shall occur only in districts as permitted in this Bylaw, except as allowed under Massachusetts law.

4630. Procedure:

4631. Application: In submitting an application to the Planning Board, the applicant shall include:

- a. A copy of its registration as a Medical Marijuana Treatment Center from the Massachusetts Department of Public Health (DPH);
- b. Detailed floor plan of the premises of the proposed Medical Marijuana Treatment Center that identifies the square footage available and describes the functional areas of the Medical Marijuana Treatment Center, including areas for cultivating, any preparation or processing of products and retail sales area;
- c. Detailed site plans that include the following information:
 - (1) Compliance with the requirements for parking and loading spaces calculated separately for each area of use identified in the floor plans

(2) Compliance with all dimensional requirements of section 2600, and all other provisions of this Bylaw;

(3) Design and appearance of proposed buildings, structures, signs, screening and landscaping; and

(4) Compliance with the Special Permit Criteria set forth in section 6220 of the Zoning Bylaw.

- d. A description of the security measures, including employee security policies, approved by DPH for the Medical Marijuana Treatment Center;
- e. A copy of the emergency procedures approved by DPH for the Medical Marijuana Treatment Center;
- f. A copy of the policies and procedures for patient or personal caregiver home-delivery approved by DPH for the Medical Marijuana Treatment Center;
- g. A copy of the policies and procedures for the transfer, acquisition, or sale of marijuana between Medical Marijuana Treatment Centers approved by DPH;
- h. A copy of proposed waste disposal procedures; and
- i. A description of any waivers from DPH regulations issued for the Medical Marijuana Treatment Center.

4632. The Planning Board shall refer copies of the application to the Board of Selectmen, Town Counsel, Building Department, Fire Department, Police Department, Board of Health, Conservation Commission, Town Engineer and any other boards, departments or committees as it may deem necessary or appropriate. The boards/departments shall review the application and shall submit their written recommendations. Failure to make recommendations within 35 days of referral of the application shall be deemed lack of opposition.

4633. After notice and public hearing and consideration of application materials, consultant reviews, public comments, and the recommendations of other town boards and departments, the Planning Board may act upon such a permit.

4640. Special Permit Conditions on Medical Marijuana Treatment Centers: The Planning Board shall impose conditions reasonably appropriate to improve site design, traffic flow, protect ground and surface water quality, air quality, and significant environmental resources, ensure public safety and otherwise serve the purpose of this section. In addition to any specific conditions applicable to the applicant's Medical Marijuana Treatment Center, the Planning Board shall include the following conditions in any special permit granted under this Bylaw:

4641. Hours of Operation, including dispatch of home deliveries;

4642. The permit holder shall file a copy of any Incident Report required under 105 CMR 725.110(F) with the Zoning Enforcement Officer and the Sudbury Police Department within 24 hours of creation by the Medical Marijuana Treatment Center. Such reports may be redacted as necessary to comply with any applicable state or federal laws and regulations;

4643. The permit holder shall file a copy of any summary cease and desist order, cease and desist order, quarantine order, summary suspension order, order limiting sales, notice of a hearing, or final

action issued by DPH or the Division of Administrative Law Appeals, as applicable, regarding the Medical Marijuana Treatment Center with the Zoning Enforcement Officer and Sudbury Police Department within 48 hours of receipt by the Medical Marijuana Treatment Center.

4644. The permit holder shall provide to the Zoning Enforcement Officer and Sudbury Police Department, the name, telephone number and electronic mail address of a contact person in the event that such person needs to be contacted after regular business hours to address an urgent issue. Such contact information shall be kept updated by the permit holder.

4645. The special permit shall terminate within five years of its issuance. If the permit holder wishes to renew the special permit, an application to renew the special permit must be submitted at least 120 days prior to the expiration of the special permit.

4646. The special permit shall be limited to the current applicant and shall lapse if the permit holder ceases operating the Medical Marijuana Treatment Center.

4647. The special permit shall lapse upon the expiration or termination of the applicant's registration by DPH.

4648. The permit holder shall notify the Zoning Enforcement Officer and Planning Board in writing within 48 hours of the cessation of operation of the Medical Marijuana Treatment Center or the expiration or termination of the permit holder's registration with DPH.

4650. Exemption from Medical Marijuana Treatment Center Special Permit Requirement: Medical Marijuana Treatment Centers that demonstrate that they are protected pursuant to the agricultural exemption under G.L. c.40A Section 3 are not required to obtain a special permit, but shall apply for Site Plan Approval pursuant to Section 6300 of the Zoning Bylaw.

4660. Prohibition Against Nuisances: No Medical Marijuana Treatment Center shall be permitted to create a nuisance to abutters or to the surrounding area, or create any hazard, including but not limited to fire, explosion, fumes, gas, smoke, odors, obnoxious dust, vapors, offensive noise or vibration, flashes, glare, objectionable effluent or electrical interference, which may impair the normal use and peaceful enjoyment of any property, structure or dwelling in the area.

4670. Severability: The provisions of this Bylaw are severable. If any provision, paragraph, sentence, or clause of this Bylaw or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this Bylaw;

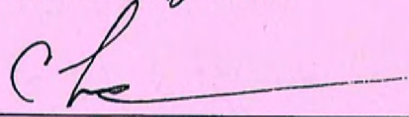
or act on anything relative thereto.

Planning Board Report: The 2013 Annual Town Meeting adopted a temporary moratorium on the establishment of Medical Marijuana Treatment Centers because the MA Dept. of Public Health had not issued final regulations as of that date. The regulations have been issued, and the 35 licenses will be awarded sometime in 2014. While Sudbury has not been chosen as a site for a Medical Marijuana Treatment Center, the Planning Board believes that pro-active zoning for this use is in the best interest of the community. This bylaw is similar to many in our neighboring communities, and provides modest but restrictive areas where such centers could be located.

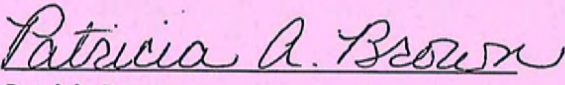
Submitted by the Planning Board:



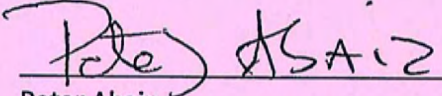
Michael Hunter, Chairman



Craig Lizotte, Vice-Chair

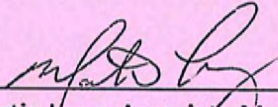


Patricia Brown

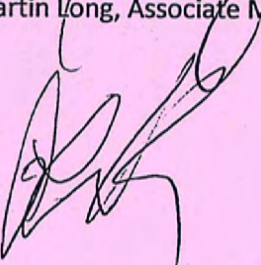


Peter Abair

Christopher Morely



Martin Long, Associate Member



Amend Zoning Bylaw, section 2326, Accessory Structures

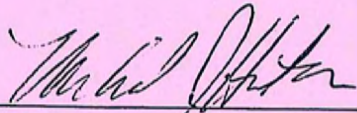
To see if the Town will vote to amend Article IX (the Zoning Bylaw), as follows:

Amend Section 2326 to replace the words "12 feet in length on any side, or with a maximum gross floor area of one hundred twenty square feet, whichever is less" with the words "16 feet in length on any side, or with a maximum gross floor area of two hundred (200) square feet, whichever is less";

or act on anything relative thereto.

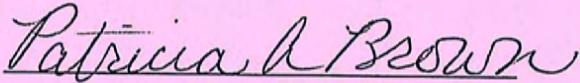
Planning Board Report: This bylaw change has been suggested by the Building Inspector in order to mirror the requirements of the State Building Code on the placement of small sheds on residential property. The Planning Board recommends approval.

Submitted by the Planning Board:



Michael Hunter, Chairman

Craig Lizotte, Vice-Chair

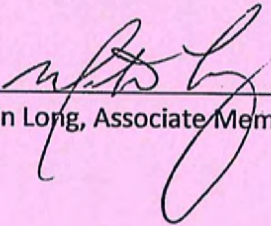


Patricia Brown



Peter Abair

Christopher Morely



Martin Long, Associate Member



129

Amend Zoning Bylaw, Section 4100, Flood Plain Overlay District

To see if the Town will vote to amend Article IX (the Zoning Bylaw), section 4100 (Flood Plain Overlay District) as follows:

1) Delete section 4130 and replace with the following:

4130. Location. The Flood Plain Overlay District shall consist of the several areas shown as flood plains on the following described maps or as otherwise described:

Flood Plain Boundaries

The Flood Plain District is herein established as an overlay district. The District includes all “special flood hazard areas inundated by 100-year flood” within the Town of Sudbury designated as Zones A and AE and “floodway areas in Zone AE” on the Middlesex County Flood Insurance Rate Map (FIRM), issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Middlesex County FIRM that are wholly or partially within the Town of Sudbury are panel numbers 25017C0362F, 25017C0363F, 25017C0364F, 25017C0366F, 25017C0367F, 25017C0368F, 25017C0369F, 25017C0386F, 25017C0388F, 25017C0501F, 25017C0502F, 25017C0506F, 25017C0507F, 25017C0508F and 25017C0509F dated July 7, 2014. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Flood Insurance Study booklet dated July 7, 2014. The FIRM and Flood Insurance Study booklet are incorporated herein by reference and are on file with the Town Clerk, Planning Board, Building Official, Conservation Commission and Engineering Department.

Floodway Data

In Zones A and AE along watercourses that have not had a regulatory floodway designated, the best available Federal, State, local, or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

The areas in the Flood Plain Overlay District are hereby deemed to be subject to seasonal or periodic flooding, and the use of land in any such area is hereby declared to be dangerous to the health and safety of occupancy thereof, and each said area shall be known as a Flood Plan.

2) Delete section 4143 and replace with the following:

4143. Encroachments, including fill, new construction, substantial improvements and other development within any floodway shown on the Middlesex County Flood Insurance Rate Map for the Town of Sudbury Community No. 250217, dated July 7, 2014, prepared by the Federal Emergency Management Agency under the National Flood Insurance Program (on file with the Town Clerk and incorporated herein by reference), which would result in any increase in the 100-year flood level are prohibited, and no special permit shall be issued to allow such encroachments.

3) Delete section 4181 and 4183 and replace with the following:

4181. Massachusetts State Building Code as to floodplain and coastal high hazard areas (currently 780 CMR);

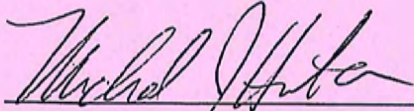
4183. Inland Wetlands Restriction, DEP (currently 310 CMR 13.00);

Or act on anything relative thereto.

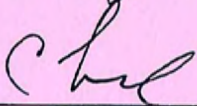
PLANNING BOARD REPORT:

The changes proposed in this article have been recommended by the Department of Conservation and Recreation Flood Hazard Management Program, which is the State Coordinating Office for the National Flood Insurance Program State Flood Hazard Mapping office, and reflect the new Federal Emergency Management Act (FEMA) flood maps that are expected to become effective in summer 2014 for the Concord-Sudbury-Assabet Watershed. FEMA has been working with MA communities to review existing zoning bylaws and to ensure that communities do not get suspended from the National Flood Insurance Program (NFIP). The National Flood Insurance Program is a federal program, administered by FEMA, which makes subsidized flood insurance available in communities that agree to adopt corrective and preventative floodplain management regulations that will reduce future flood damages. Communities that participate in the NFIP must adopt and abide by a floodplain district bylaw or ordinance that regulates development within their flood hazard areas as shown on their FEMA *Flood Insurance Rate Map*. Most of the minimum NFIP standards are included in the State Building Code, Wetlands Act and Title V. However, additional provisions are also required in the Flood Plain Overlay District Bylaw. The Sudbury Flood Plain Overlay District bylaw was originally adopted in 1962, and the major changes contemplated in this article are updates to FIRM map numbers and flood zone designations.

Submitted by the Planning Board:



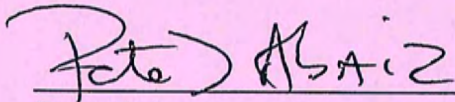
Michael Hunter, Chairman



Craig Lizotte, Vice-Chair

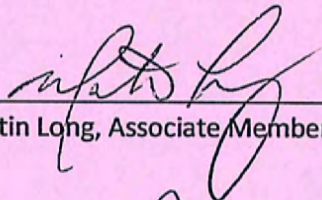


Patricia Brown



Peter Abair

Christopher Morely



Martin Long, Associate Member



Instructions:

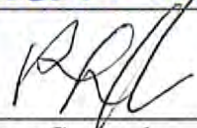
- 1) The **ORIGINAL, TYPED** article is to be submitted to the Selectmen's Office in final form.
- 2) Articles submitted by Boards and Committees must be signed by a majority accompanied by a copy of the vote signed by its Clerk.
- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ART. TOWN OF SUDBURY BYLAWS - ART. V.3, REGULATION OF DOGS

To see if the Town will vote to amend, change, or delete Article V, Section 3 of the Town of Sudbury Bylaws, Regulation of Dogs, to bring into conformity with State law; or act on anything relative thereto.

Submitted by the Town Manager.

BY: 

Approved by: 
Town Counsel

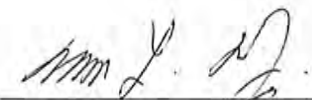
Instructions:

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- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ART. PURCHASE OF FIRE DEPARTMENT AMBULANCE AND FIRE ENGINE – FY15 CAPITAL EXCLUSION

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$ 685,000 or any other sum, for the Fiscal Year 2015 purchase or acquisition of a Type I or III Ambulance or equivalent and associated equipment and the purchase or acquisition of one Fire Engine and associated equipment; or act on anything relative thereto.

FIRE CHIEF'S REPORT: The Fire Chief is requesting funding for a total of \$ 220,000 for the purchase of a new ambulance and associated equipment and funding for a total of \$ 465,000 for the purchase of a new fire engine and associated equipment. The cost of this capital purchase will be excluded from the Proposition 2 ½ tax levy limit for only the FY15 tax levy if the ballot question passes. The present full time ambulance is a 2008 Ford F 450 Type I with approximately 90,000 miles. The backup ambulance is a 2003 E 450 Type III, and will be used for trade in. The present ambulance will become the backup ambulance. The scheduled replacement of Fire Engine 1 is based on a conservative estimate of 15 years of active service followed by five years of reserve duty. Originally scheduled to be replaced in 2007, this 1987 model was taken out of service in August of 2013 due to frame corrosion and other repairs that the Fire Chief deemed too costly to repair a 26 year old piece of apparatus. The Fire Department depends on reliable and well equipped ambulances and apparatus to provide and serve emergency medical services and needs of the Town.

BY:  Fire Chief

Approved by: 
Town Counsel

ENERGY SERVICES COMPANY ENERGY IMPROVEMENT PROGRAM

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, for the purpose of making extraordinary repairs including capital energy improvements in the Town and School Buildings, and all expenses therewith including professional engineering, the preparation of plans and supervision of work; and borrowing costs and to determine whether said sum shall be raised by borrowing or otherwise; or act on anything relative thereto.

Submitted by:

Energy and Sustainability Green Ribbon Committee

ENERGY SERVICES COMPANY ENERGY IMPROVEMENT PROGRAM REPORT: In 2011, the Town of Sudbury and the Sudbury Public Schools, through the Green Energy Committee, joined the Metropolitan Area Planning Council (MAPC) procurement to qualify and select a professional Energy Services Company (ESCO) to provide comprehensive energy efficiency services under an Energy Savings Performance Contract (ESPC) for the town and School buildings.

This procurement process led to a contract signed by the Town of Sudbury with the selected ESCO, Ameresco, Inc. of Framingham, MA, in 2012 to conduct an energy audit at thirteen town facilities. The investment grade audit (IGA) includes a detailed list of energy savings measures in the buildings that are estimated to reduce energy expense by approximately \$130,000 per year. These measures will be implemented as a "performance contract" in accordance with MGL Chapter 25A, Section 11C which requires that project be self-funding, i.e. the value of the energy reductions must meet or exceed the cost of the contract.

This Article requests an appropriation to fund the cost of implementation of the energy measures outlined in the Investment Grade Audit prepared by Ameresco. A copy of this audit with specific costs and guaranteed energy savings will be available online at the Energy Committee's website.

If the Town agrees to proceed with the ESPC, Ameresco, coordinating with the Town of Sudbury and the Sudbury Public Schools, will be responsible for all construction-related activities of the project including: design engineering, solicitation and selection of subcontractors, equipment installation, and construction management, commissioning, staff training in equipment operation and maintenance and savings measurement and verification.

Primary benefits to the Town of the proposed project are:

- There will be no increase in the tax rate to pay for this project. All debt service will be paid out of direct energy savings from the Towns operating budget.
- The Town will obtain new energy equipment and improvements without drawing on the CIP. (Often, we have identified energy and water conservation projects in our buildings, but have not had sufficient capital improvement funding to make the improvements.)
- All projects will be completed within a one-year period.
- Ameresco will guarantee the amount of energy savings attributable to the installation and operation of the energy conservation measures. If those guaranteed savings do not materialize, then Ameresco pays the difference.

Submitted By :  1.27.2014

Approved by : 
Town Counsel

Instructions:

- 1) The **ORIGINAL, TYPED** article is to be submitted to the Selectmen's Office in final form.
- 2) Articles submitted by Boards and Committees must be signed by a majority accompanied by a copy of the vote signed by its Clerk.
- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ART. DPW ROLLING STOCK REPLACEMENT

To see if the Town will vote to raise and appropriate, or appropriate from available funds, the sum of \$558,000, or any other sum, for the purchase of rolling stock/vehicles/equipment for the Department of Public Works; or act on anything relative thereto.

BY: S. William Close

Approved by: [Signature]
Town Counsel

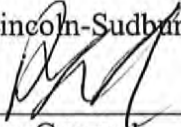
Instructions:

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- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ART. TECHNOLOGY INFRASTRUCTURE IMPROVEMENTS -
LINCOLN-SUDBURY REGIONAL HIGH SCHOOL

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, to be expended under the direction of the District's School Committee for the purpose of purchasing technology infrastructure equipment, installing, constructing, reconstructing, or making extraordinary repairs to the facility for the purposes of installation and all expenses therewith including professional and engineering, the preparation of plans, specification and bidding documents, supervision of work and borrowing costs; and to determine whether said sum shall be raised by borrowing or otherwise; or act on anything relative thereto.

BY: Vote of the Lincoln-Sudbury Regional School District 11/12/13

Approved by:  _____
 Town Counsel

LINCOLN-SUDBURY REGIONAL SCHOOL DISTRICT
390 LINCOLN ROAD
SUDBURY, MASSACHUSETTS 01776



TELEPHONES:
(978) 443-9961
(781) 259-9527
FAX: (978) 443-8824
E-MAIL: WWW.LSRHS.NET

January 27, 2014

Maureen Valente, Town Manager
Flynn Building
278 Old Sudbury Road
Sudbury, MA 01776

Rosemary Harvell, Town Clerk
Town Hall
322 Concord Road
Sudbury, MA 01776

Re: Request for Warrant Article for Town Meeting Warrant

Dear Town Manager Valente and Town Clerk Harvell,

On November 12, 2013, the School Committee of the Lincoln-Sudbury Regional School District voted as follows for the inclusion of a warrant article in the upcoming Town Meeting:

“TOWN MEETING ARTICLE: To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, to be expended under the direction of the District’s School Committee for the purpose of purchasing technology infrastructure equipment, installing, constructing, reconstructing, or making extraordinary repairs to the facility for the purposes of installation and all expenses therewith including professional and engineering, the preparation of plans, specification and bidding documents, supervision of work and borrowing costs; and to determine whether said sum shall be raised by borrowing or otherwise; or act on anything relative thereto.

Could you please provide this information to whoever prepares the Town Meeting Warrant, as well as confirm receipt of this letter? Thank you.

Sincerely,

A handwritten signature in blue ink that reads 'Frances Zingale'.

Frances Zingale
Secretary to the School Committee

LINCOLN-SADBURY REGIONAL SCHOOL DISTRICT
390 LINCOLN ROAD
SADBURY, MASSACHUSETTS 01776



TELEPHONES:
(978) 443-9961
(781) 259-9527
FAX: (978) 443-8824
E-MAIL: WWW.LSRHS.NET

January 27, 2014

Maureen Valente, Town Manager
Flynn Building
278 Old Sudbury Road
Sudbury, MA 01776

Rosemary Harvell, Town Clerk
Town Hall
322 Concord Road
Sudbury, MA 01776

Re: Request for Warrant Article for Town Meeting Warrant

Dear Town Manager Valente and Town Clerk Harvell,

On November 12, 2013, the School Committee of the Lincoln-Sudbury Regional School District voted as follows for the inclusion of a warrant article in the upcoming Town Meeting:

“TOWN MEETING ARTICLE: To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, to be expended under the direction of the District’s School Committee for the purpose of purchasing technology infrastructure equipment, installing, constructing, reconstructing, or making extraordinary repairs to the facility for the purposes of installation and all expenses therewith including professional and engineering, the preparation of plans, specification and bidding documents, supervision of work and borrowing costs; and to determine whether said sum shall be raised by borrowing or otherwise; or act on anything relative thereto.

Could you please provide this information to whoever prepares the Town Meeting Warrant, as well as confirm receipt of this letter? Thank you.

Sincerely,

Frances Zingale
Secretary to the School Committee
By direction

ISRAEL LORING ELEMENTARY SCHOOL – PURCHASE OF NEW PHONE SYSTEM

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, to be expended for the purpose of purchasing a new phone system and any expenses therewith, for the Israel Loring Elementary School; or act on anything relative thereto.

FACILITIES DIRECTOR’S REPORT: The aging phone system at Israel Loring School is in need of being upgraded. The system is vulnerable to failure due to aging hardware (14 years old) and software (20+ years old). Failures to the system have already occurred causing delays in communication and operational difficulties. As of now, the voice mail capability is no longer working. The system is no longer supported by the manufacturer, therefore it cannot be repaired. The phones have reached the end of their serviceable life.

SUBMITTED BY: James F. Kelly 1.27.2014

Approved by: [Signature]
Town Counsel


SCHOOL DRIVEWAYS, PARKING LOT, AND SIDEWALKS IMPROVEMENTS

To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$330,000 or any other sum, to be expended under the direction of the Facilities Director for the purpose of constructing, reconstructing, or making extraordinary repairs to the Sudbury Public Schools driveways, parking lots and sidewalks.

Submitted by the Facilities Director

FACILITIES DIRECTOR REPORT: The driveways, sidewalks and parking lots at the Sudbury Public Schools, primarily the Nixon and Curtis Middle School are in need of repair. These parking lots, sidewalks and curbs have deteriorated and lack proper drainage, do not meet ADA regulations (Nixon) and are becoming unsafe. The Nixon parking lot is 53 years old and needs to be upgraded. The Curtis Middle School parking lot was new in 2000 and is in need of resurfacing with additional drainage installed.

SUBMITTED BY: James J Kelly 1.29.14

Approved by: 
Town Counsel

EPHRAIM CURTIS MIDDLE SCHOOL – PURCHASE OF TECHNOLOGY DEVICES

To see if the Town will vote to raise and appropriate, or appropriate from available funds, an amount of money to be expended under the direction of the Sudbury Public Schools School Committee for the purpose of purchasing technology devices, Google *Chromebook* laptops, and any expenses therewith, for sixth and seventh grade students at Ephraim Curtis Middle School; or act on anything relative thereto.

SUDBURY PUBLIC SCHOOL COMMITTEE REPORT: This request will fund part of the materials needs for the initial implementation of our full 1:1 technology program at Ephraim Curtis Middle School. After the initial implementation, the program will be funded through the operating budget. After extensive research and site visits to other schools with 1:1 technology already in place, we began the program with a very successful pilot program in FY14 for one team of sixth graders at the Middle School. Over the course of the year, we have collected data from both teachers and parents. The combined results have led us to propose expanding the pilot to all sixth and seventh grade teams in FY 15. Our goal for FY15, based on what has been learned from the pilot program, is to provide each student in sixth and seventh grade with a Google *Chromebook* laptop, accessible across school and home settings. In this way, teachers and students have the opportunity to reliably and efficiently integrate the benefits of technology into teaching and learning routines – much the way many of us do in our own work lives.

Submitted by the Sudbury Public Schools School Committee.

SUBMITTED BY: Richard Johnson
[Signature]
[Signature] [Signature]
 Approved by: [Signature]
 Town Counsel

ARTICLE FAIRBANK COMMUNITY CENTER ROOF PROJECT

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds for the purpose of making repairs to the roofs or portions thereof at the Fairbank Community Center and all expenses therewith including professional and engineering, the preparation of plans, specifications and bidding documents, and supervision of work; or act on anything relative thereto.

Submitted by the Facilities Director.

FACILITIES DIRECTOR REPORT: In 2010, the Town and the Sudbury Public Schools, through the Permanent Building Committee, jointly commissioned Russo Barr Associates to conduct a comprehensive survey which included detailed on-site investigation of the roofing systems for all nineteen Sudbury public buildings. The survey is intended to serve as a basis for a planned and systematic approach to roof repair and replacement as necessary over a 10 year period. The report set forth a recommended repair and replacement schedule based on the age and condition of each roof.

Last fall, at the September 24, 2012 Special Town Meeting, the request of \$608,000 to replace the failing roof at the Fairbank Center was rejected. The concern arose that the facility may not be adequate for future use. Until such determination was made, there was an apprehension to invest a substantial amount to repair the roof. In response to that concern, the Selectmen created the Fairbank Center Roof Task Force to advise the Town as to the best option for dealing with the facility. The Task Force concluded that a feasibility study addressing the needs of the Community Center should be conducted before a capital roof investment is made to the existing building.

That feasibility study is underway and its preliminary finding is that the existing structure will cost more to renovate into a new community center than the cost to tear it down and build new. Therefore, this article requests that funds should be appropriated to fund the cost of repairing selected portions of the approximately 20,600 square feet of roofing at the Fairbank Community Center. These roof sections (labeled 3, 4, and 6, on the Roof Plan) are the flat roof areas that cover the kitchen, school administrative offices, the park and recreation offices and the Atkinson Pool locker rooms.

BY: James J. Kelly 1.30.14

Approved by: [Signature]
Town Counsel

NIXON SCHOOL – PARTIAL ROOF, WINDOW AND DOOR REPLACEMENTS

To see if the Town will vote to appropriate, borrow or transfer from available funds, an amount of money to be expended under the direction of the Permanent Building Committee/School Building Committee for the purpose of partial roof replacement, window and door replacement, and envelope repair at the General John Nixon Elementary School, 472 Concord Road, and all expenses connected therewith, which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program and for which the Town has applied for a school construction grant from the Massachusetts School Building Authority (“MSBA”). The Town acknowledges that the MSBA’s grant program is a non-entitlement discretionary program based on need, as determined by the MSBA, and if the MSBA’s Board of Directors votes to invite the Town to collaborate with MSBA on this proposed repair project, any project costs the Town incurs in excess of any grant that may be approved by and received from the MSBA shall be the sole responsibility of the Town.

FACILITIES DIRECTOR REPORT: The Sudbury Public Schools (SPS) are committed to replacing the aging and deteriorated shingle roof on the cafetorium of the General John Nixon Elementary School and replacing the 52-year old inefficient single pane glass windows along with the replacement of selected older deteriorated exterior doors with new more efficient weather stripped and weather tight doors.

The cafetorium roof is at the end of its useful life expectancy and is in poor condition, requiring significant maintenance. This portion of the roof is 5,000 square feet and the shingles are beginning to fail. The 25 year warranty expires next year and the replacement is necessary. The roof insulation is not code compliant and will be increased to meet the stretch energy code.

The windows and doors have also exceeded their useful life expectancy and are in poor condition. Many rubber gaskets on these older windows are missing or falling out, leading to air and water infiltration. Most are difficult to operate and do not lock properly.

SUBMITTED BY: *Michael Johnson*
[Signature] *[Signature]*
[Signature] *[Signature]*

Approved by: *[Signature]*
Town Counsel

what does
 To see if the Town will vote to raise and appropriate, or appropriate from available funds, to be expended under the direction of the Town Manager for the purpose of *conducting* ~~completing~~ a feasibility analysis for wastewater disposal options for the Route 20 business district, identifying environmental permitting challenges, estimating design and construction costs for the options, and development of a Master Plan for the proposed sewer district ~~and~~ *with* graphic representations of potential development schemes; *or act on anything* ~~with~~ *relation thereto.*

Submitted by the Route 20 Sewer Steering Committee:

January 14, 2014

Eric D. ...
 Eric D. ...

Carl ...
 Carl ...

Ben ...
 Ben ...

Michael ...
 Michael ...

...
 ...

Fed ...
 Fed ...

ED ...
 ED ...

[Signature]

Instructions:

- 1) The **ORIGINAL, TYPED** article is to be submitted to the Selectmen's Office in final form.
- 2) Articles submitted by Boards and Committees must be signed by a majority accompanied by a copy of the vote signed by its Clerk.
- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ART. DPW ROLLING STOCK STABILIZATION FUND

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, to be placed in a special Stabilization Fund established under this article for the purpose of replacing or adding to existing Department of Public Work's rolling stock equipment; towards the purchase, lease or debt service payments for said items classified as such; or act on anything relative thereto.

BY: *Maureen O'Leary*

Approved by: *[Signature]*
Town Counsel

Instructions:

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- 2) Articles submitted by Boards and Committees must be signed by a majority accompanied by a copy of the vote signed by its Clerk.
- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ART. ENERGY SAVING PROGRAMS STABILIZATION FUND

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, to be placed in a special Stabilization Fund established under this article for the purpose of acquiring, installing or otherwise implementing energy saving capital projects; towards the purchase, lease or debt service payments for said items or programs classified as such; or act on anything relative thereto.

BY: Maureen Covalco

Approved by: 
Town Counsel

Instructions:

- 1) The **ORIGINAL, TYPED** article is to be submitted to the Selectmen's Office in final form.
- 2) Articles submitted by Boards and Committees must be signed by a majority accompanied by a copy of the vote signed by its Clerk.
- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ART. POLICE STATION DEBT STABILIZATION FUND

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, to be placed in a special Stabilization Fund established under this article for the purpose of making payments towards debt service which will be incurred to construct a new Police Station Headquarters; or act on anything relative thereto.

BY: Maureen Seckaleo

Approved by: [Signature]
Town Counsel

Instructions:

- 1) The **ORIGINAL, TYPED** article is to be submitted to the Selectmen’s Office in final form.
- 2) Articles submitted by Boards and Committees must be signed by a majority accompanied by a copy of the vote signed by its Clerk.
- 3) **WARRANT REPORT**, briefly explaining intent and scope of article must be attached.
- 4) All monied articles must specify dollar amounts requested.
- 5) Article wording must be approved and article signed by Town Counsel before submission.

ARTICLE XX. RESCIND/AMEND BORROWINGS

To see if the Town will vote to amend (reduce) the votes authorizing borrowings taken under various Annual and Special Town Meetings under the following articles:

- 1. Article 33 of the 2008 Annual Town Meeting, by reducing the amount authorized thereunder by the sum of \$500,000;
- 2. Article 34 of the 2008 Annual Town Meeting, by reducing the amount authorized thereunder by the sum of \$10,000;
- 3. Article 1 of the 2001 Special Town Meeting, by reducing the amount authorized thereunder by the sum of \$1,060,000;
- 4. Article 1 of the 2012 Special Town Meeting, by reducing the amount authorized thereunder by the sum of \$378,000;


or act on anything relative thereto.

Submitted by the Town Treasurer.

(Majority vote required)

TOWN TREASURER: These balances represent debt authorized but not issued. To eliminate or close out these unissued debt authorizations requires a subsequent vote of Town Meeting. The Town did not need to borrow the full amounts authorized due to grant monies received, project savings and prevailing bond market conditions.

- 1. Article 33 of the 2008 Annual Town Meeting was for “Nobscot I” purchase of a conservation restriction of Nobscot Boy Scout Reservation;
- 2. Article 34 of the 2008 Annual Town Meeting was for “Nobscot II” for final payment of conservation restriction of Nobscot Boy Scout Reservation;
- 3. Article 1 of the 2011 Special Town Meeting was for Noyes Green Repair Project;
- 4. Article 1 of the 2012 Special Town Meeting was for Nixon Roof Repair Project.

SUBMITTED BY:  _____

Approved by Town Counsel:  _____



RECEIVED
BOARD OF SELECTMEN
SUDBURY, MA

2014 JAN 31 A 11: 54

January 27, 2014

To Town of Sudbury:

T40

As a follow-up to my December 11, 2013 email regarding Warrant Article Placeholder relative to a revised Regional Agreement, please be advised that at the January 14, 2014 meeting, the Minuteman District School Committee took the following vote:

ACTION 2014 #7

To approve the revised Draft Regional Agreement as presented and modified with amendments as discussed, and to submit it for consideration at all member Spring, 2014 Town Meetings.

Mazzola	yes	Stulin	yes
Horton	yes	DeLuca	yes
Castagno	no	Spalding	yes
Weis	yes	Mahoney	no
Morrisette	yes	Taylor	yes
Taschioglou	yes	Manjarrez	no
Flood	yes	Banks	yes

Vote: 11 in favor, 3 opposed

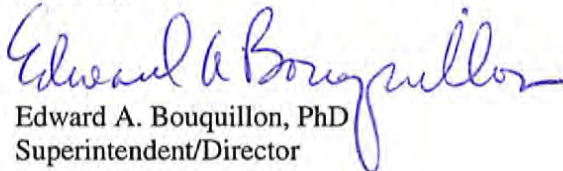
I therefore submit the following as a definite warrant article for the Spring Town Meeting:

ARTICLE #_____: AMENDMENTS TO THE DISTRICT AGREEMENT OF THE

MINUTEMAN REGIONAL VOCATIONAL SCHOOL DISTRICT

To see if the Town will vote, consistent with Section VII of the existing "Agreement With Respect to the Establishment of a Technical and Vocational Regional School District" for the Minuteman Regional Vocational School District, to accept the amendments to said Agreement which have been initiated and approved by a majority of the Regional School Committee and which have been submitted to the Board of Selectmen of each member town prior to its vote on this article.

Sincerely,


Edward A. Bouquillon, PhD
Superintendent/Director



Town of Sudbury

Board of Assessors

**ARTICLE: CHAPTER 110, SECTION 110 of the Acts of 1993,
DISABLED VETERAN'S EXEMPTION RESIDENCY REQUIREMENT**

To see if the Town will vote pursuant to Chapter 110 Section 110 of the Acts of 1993 to accept the following paragraph inserted after Clause 22E Section 5 of Chapter 59 of the Massachusetts General Laws:

Notwithstanding the provisions of this section, in any city or town which accepts the provisions of this paragraph, said exemptions available under clauses twenty-second, twenty-second A, twenty-second B, twenty-second C, twenty-second D and twenty-second E may be granted to otherwise eligible persons who have resided in the commonwealth for one year prior to the date of filing for exemptions under the applicable clause.

Submitted by the Board of Assessors

BOARD OF ASSESSORS REPORT:

If the veteran, service member or guardsman was not domiciled in Massachusetts for at least six months before entering the service, and the municipality has accepted St. 1993, c. 110, § 110, the veteran or surviving spouse will only have to have been domiciled in the state at least one year before applying for the exemption, instead of five years, which is the current requirement. Acceptance of this local option will ease the residency requirement for those otherwise qualifying veterans to receive the exemption benefit.

Board of Assessors

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]

ARTICLE. REAL ESTATE EXEMPTION
(Consent Calendar)

To see if the Town will vote pursuant to Chapter 73, Section 4, of the Acts of 1986, as amended by Chapter 128 of the Acts of 1988, to allow for an increase of up to 100% of the current exemption amounts under Clauses 17D (E), 22, 37A, and 41C (D) of Chapter 59, Section 5, for fiscal year 2015; or act on anything relative thereto.

Submitted by the Board of Assessors,
(Majority vote required)

BOARD OF ASSESSORS REPORT: At a Special Town Meeting held in November of 1997, voters unanimously approved a local option which provides for an increase in exemptions for the elderly, blind, veterans and others of up to 100% of the statutory amounts allowable under Chapter 59, Section 5, Clauses 17D(E), 22, 37A, and 41C(D) of the General Laws. The Town of Sudbury has voted every year to adopt the local option since November 1997. Chapter 73, Section 4, of the Acts of 1986 requires annual acceptances by Town Meeting vote, and is not cumulative.

A brief description of each of the affected exemptions is listed below.

CLAUSE 17D(E) – Applicant must be over the age of 70, or a surviving spouse (of any age) with limited personal assets. The personal asset figure varies annually according to the C.O.L.A. index. The personal asset maximum for fiscal year 2014 was \$55,143. The FY14 benefit was \$286.21 (subject to annual C.O.L.A. index). Acceptance may result in a potential impact of up to \$572.42 (or twice the current value of the exemption based upon the C.O.L.A.):

CLAUSE 22 – Applicant must be a veteran, (or a qualifying veteran's spouse, or surviving spouse), with a qualifying service-related disability of not less than 10%. The current benefit is a minimum of \$400. Acceptance may result in a possible maximum impact ranging from \$800 to \$2,000 (per disability rating). In the case of a qualifying paralyzed veteran or his/her surviving spouse; or a surviving spouse of a veteran whose death occurred as a proximate result of injuries or disease sustained in a combat zone there is a 100% exemption allowance which is fully reimbursed by the Commonwealth.

CLAUSE 37A – Applicant must be legally blind, as certified by the Massachusetts Commission for the Blind. Current benefit is \$500. Acceptance may result in a potential impact of up to \$1,000.

CLAUSE 41C(D) – Applicant must be over the age of 65 and must have minimal income and personal assets in order to qualify. Income and asset amounts are dependent on an annual C.O.L.A. index. The current benefit is \$1,000. Approval of the local option would allow for an increase of the benefit for some eligible taxpayers. \$2,000 would be the maximum permitted benefit.

Board of Assessors



The image shows a handwritten signature and several horizontal scribbles that overlap a table grid. The signature is written in dark ink and is somewhat stylized. The table grid consists of several horizontal lines, with some text visible between them, though it is mostly obscured by the ink. The overall appearance is that of a signature on a document with a table.



Town of Sudbury

Board of Assessors

ARTICLE: CHAPTER 110, SECTION 110 of the Acts of 1993,
DISABLED VETERAN'S EXEMPTION RESIDENCY REQUIREMENT

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Notwithstanding the provisions of this section, in any city or town which accepts the provisions of this paragraph, said exemptions available under clauses twenty-second, twenty-second A, twenty-second B, twenty-second C, twenty-second D and twenty-second E may be granted to otherwise eligible persons who have resided in the commonwealth for one year prior to the date of filing for exemptions under the applicable clause.

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BOARD OF ASSESSORS REPORT:

If the veteran, service member or guardsmen was not domiciled in Massachusetts for at least six months before entering the service, and the municipality has accepted St. 1993, c. 110, § 110, the veteran or surviving spouse will only have to have been domiciled in the state at least one year before applying for the exemption, instead of five years, which is the current requirement. Acceptance of this local option will ease the residency requirement for those otherwise qualifying veterans to receive the exemption benefit.

ARTICLE . REAL ESTATE EXEMPTION

(Consent Calendar)

To see if the Town will vote pursuant to Chapter 73, Section 4, of the Acts of 1986, as amended by Chapter 126 of the Acts of 1988, to allow for an increase of up to 100% of the current exemption amounts under Clauses 17D (E), 22, 37A, and 41C (D) of Chapter 59, Section 5, for fiscal year 2015; or act on anything relative thereto.

Submitted by the Board of Assessors.
(Majority vote required)

BOARD OF ASSESSORS REPORT: At a Special Town Meeting held in November of 1997, voters unanimously approved a local option which provides for an increase in exemptions for the elderly, blind, veterans and others of up to 100% of the statutory amounts allowable under Chapter 59, Section 5, Clauses 17D(E), 22, 37A, and 41C(D) of the General Laws. The Town of Sudbury has voted every year to adopt the local option since November 1997. Chapter 73, Section 4, of the Acts of 1986 requires annual acceptances by Town Meeting vote, and is not cumulative.

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Board of Assessors



**TOWN OF SUDBURY
FORM OF PETITION - TOWN MEETING ARTICLE**

T42

INSTRUCTIONS

Signature Requirements: Annual Town Meeting requires a minimum of 10 valid signatures. Once called, a Special Town Meeting requires a minimum of 100 valid signatures.

- NOTE:** 1. Before obtaining signatures, submit a draft to the Selectmen's office to verify legality of wording.
2. The signatures must be certified by the Board of Registrars after submission to the Board of Selectmen. Some signatures usually must be rejected. It is therefore recommended that you obtain more than the minimum stated above to be sure you will have the required number certified.

All signatures must appear on a page containing the article wording. A report, briefly explaining the intent and scope of the article, must be attached and will be printed in the Warrant.

To: Board of Selectmen, Sudbury, MA 01776

We, the undersigned being registered voters of the Town of Sudbury, hereby petition that the following article be included in the Warrant for the MAY 5, 2014, Annual or ~~Special~~ Town Meeting.
(date)

To see if the Town will vote to authorize the Selectmen, acting on behalf of the inhabitants of the Town of Sudbury, to execute a deed or deeds conveying all or a portion of the land shown as "Discontinuance" on plan entitled "The Commonwealth of Massachusetts Plan of Road in the Town of Sudbury Middlesex County Altered and Laid Out as a State Highway by the Department of Public Works, Layout No. 7030" for a sum to be determined by the Board of Selectmen no less than 0, and upon such other terms as the Selectmen shall consider proper including the discontinuance of that land by the Selectmen as a Town Way; or act on anything relative thereto.

SIGNATURES to be made in person with name substantially as registered

Signature	Printed name	Address where registered
1. <u>Daniel Foley</u>	Daniel Foley	45 Bent Rd
2. <u>CANON GLOYD</u>	CANON GLOYD	245 Dutton Rd
3. <u>Susan Jackson</u>	Susan Jackson	150 North Rd
4. <u>Tammy Donaghey</u>	Tammy Donaghey	730 Boston Post Rd
5. <u>Robert J. Giorgio</u>	Robert J. Giorgio	95 Austin Rd
6. <u>Dan Preston</u>	Dan Preston	30 Church St
7. <u>Earl Daniels</u>	Earl Daniels	39 Wilkes Rd
8. <u>Andrew Lewis</u>	Andrew Lewis	616 Peacham
9. <u>David J. Breazzano</u>	David J. Breazzano	193 Dutton Road
10. <u>Roxann Breazzano</u>	Roxann Breazzano	193 Dutton Rd
11. <u>Ivan O'Sullivan</u>	IVAN O'SULLIVAN	70 Bigelow Drive
12. <u>Frances O'Doughlin</u>	FRANCES O'DOUGHLIN	Sudbury, 150 North Rd.
13. <u>Robert Weir</u>	Robert Weir	7 Lafayette Dr
14. <u>Jonathan Weir</u>	JONATHAN WEIR	7 Lafayette Dr
15. <u>Robert Weir</u>	Robert Weir	7 Lafayette Dr

PLEASE DO NOT WRITE IN THE SPACE BELOW THIS LINE

CERTIFICATION OF NAMES

At least three Registrars names must be signed or stamped below

N - no such registered voter at that address, or address is illegible
 S - unable to identify signature as that of a voter because of form
 of signature or signature is illegible
 T - already signed papers for this petition
 above signatures checked thus ✓ are the names of qualified voters from this town.

month and day

We Certify that _____
 number of names certified - use numbers and words

Registrars of Voters of Sudbury

**TOWN OF SUDBURY
FORM OF PETITION - TOWN MEETING ARTICLE**

INSTRUCTIONS

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SIGNATURES to be made in person with name substantially as registered

Signature	Printed name	Address where registered
1. <u>Barbara Dickey</u>	<u>Barbara Dickey</u>	<u>8 NewBridge Rd.</u>
2. <u>Linda Shulman</u>	<u>Linda Shulman</u>	<u>27 Pendleton Road</u>
3. <u>Jean Anne Dickey</u>	<u>JEAN ANNE DICKEY</u>	<u>10 NEWBRIDGE RD</u>
4. <u>Rosanne E. Dickey</u>	<u>Rosanne E. Dickey</u>	<u>10 NewBridge Rd</u>
5. <u>Colleen Fallo</u>	<u>Colleen Fallo</u>	<u>66 Pine St</u>
6. <u>Charlene Jackson</u>	<u>Charlene Jackson</u>	<u>19 East St. Sud.</u>
7. <u>James Jackson</u>	<u>James Jackson</u>	<u>19 East St Sud</u>
8. <u>DeAnna Bisson</u>	<u>DeAnna Bisson</u>	<u>52 Basswood, Sudbury</u>
9. <u>Michelle More</u>	<u>Michelle More</u>	<u>370 Hudson Rd Sudbury</u>
10. <u>Patricia McCart</u>	<u>Patricia McCart</u>	<u>232 Mossman Rd</u>
11. <u>Robert McCart</u>	<u>Robert McCart</u>	<u>232 Mossman Rd</u>
12. <u>Beth Bakerman</u>	<u>Beth Bakerman</u>	<u>70 Biglow Dr. SUDBURY</u>
13. <u>Anna Weishaus</u>	<u>Anna Weishaus</u>	<u>7 Lafayette Dr</u>
14. _____	_____	_____
15. _____	_____	_____

PLEASE DO NOT WRITE IN THE SPACE BELOW THIS LINE

CERTIFICATION OF NAMES

At least three Registrars names must be signed or stamped below

N - no such registered voter at that address, or address is illegible
S - unable to identify signature as that of a voter because of form of signature or signature is illegible
T - already signed papers for this petition
above signatures checked thus V are the names of qualified voters from this town.

month and day

We Certify that _____
number of names certified - use numbers and words

Registrars of Voters of Sudbury

**TOWN OF SUDBURY
FORM OF PETITION – TOWN MEETING ARTICLE**

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Signature Requirements: *Annual Town Meeting requires a minimum of 10 valid signatures. Once called, a Special Town Meeting requires a minimum of 100 valid signatures.*

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2. The signatures must be certified by the Board of Registrars after submission to the Board of Selectmen. Some signatures usually must be rejected. It is therefore recommended that you obtain more than the minimum stated above to be sure you will have the required number certified.

All signatures must appear on a page containing the article wording. A report, briefly explaining the intent and scope of the article, must be attached and will be printed in the Warrant.

To: Board of Selectmen, Sudbury, MA 01776

We, the undersigned being registered voters of the Town of Sudbury, hereby petition that the following article be included in the Warrant for the MAY 5, 2014, Annual or-Special Town Meeting.
(date)

To see if the Town will vote to authorize the Selectmen, acting on behalf of the inhabitants of the Town of Sudbury, to execute a deed or deeds conveying all or a portion of the land shown as "Discontinuance" on plan entitled "The Commonwealth of Massachusetts Plan of Road in the Town of Sudbury Middlesex County Altered and Laid Out as a State Highway by the Department of Public Works, Layout No. 7030" for a sum to be determined by the Board of Selectmen no less than 0, and upon such other terms as the Selectmen shall consider proper including the discontinuance of that land by the Selectmen as a Town Way; or act on anything relative thereto.

SIGNATURES to be made in person with name substantially as registered

Signature	Printed name	Address where registered
1. <i>Stephen C. Hallinger</i>	Stephen C Hallinger	35 Washington Dr
2. <i>Mike</i>	Mike Hallinger	35 Washington Dr
3. _____	_____	_____
4. _____	_____	_____
5. _____	_____	_____
6. _____	_____	_____
7. _____	_____	_____
8. _____	_____	_____
9. _____	_____	_____
10. _____	_____	_____
11. _____	_____	_____
12. _____	_____	_____
13. _____	_____	_____
14. _____	_____	_____
15. _____	_____	_____

PLEASE DO NOT WRITE IN THE SPACE BELOW THIS LINE

CERTIFICATION OF NAMES

At least three Registrars names must be signed or stamped below

N – no such registered voter at that address, or address is illegible
S – unable to identify signature as that of a voter because of form of signature or signature is illegible
T – already signed papers for this petition
above signatures checked thus ✓ are the names of qualified voters from this town.

month and day



We Certify that _____
number of names certified - use numbers and words

Registrars of Voters of Sudbury

TOWN OF SUDBURY
FORM OF PETITION - TOWN MEETING ARTICLE

T43

INSTRUCTIONS

Signature Requirements: Annual Town Meeting requires a minimum of 10 valid signatures. Once called, a Special Town Meeting requires a minimum of 100 valid signatures.

NOTE: 1. Before obtaining signatures, submit a draft to the Selectmen's office to verify legality of wording.

2. The signatures must be certified by the Board of Registrars after submission to the Board of Selectmen. Some signatures usually must be rejected. It is therefore recommended that you obtain more than the minimum stated above to be sure you will have the required number certified.

All signatures must appear on a page containing the article wording. A report, briefly explaining the intent and scope of the article, must be attached and will be printed in the Warrant.

To: Board of Selectmen, Sudbury, MA 01776

We, the undersigned being registered voters of the Town of Sudbury, hereby petition that the following article be included in the Warrant for the May 5, 2014 (date), Annual or ~~Special Town Meeting~~ Town Meeting

To see if the Town will vote to Adopt this Attached Chapter 61 Land Use Policy to set forth a clear and timely process by which the Town of Sudbury will review and respond to notices of Conversion and sales of lands subject to Chapters 61, 61A and 61B and determine whether or not to exercise or assign its right of first refusal on these lands. These policies and procedures are adopted solely for the purposes of coordinating local review. Failure to adhere to these policies and procedures shall not affect any rights that the town has under MGL Chapters 61, 61A and 61B.

SIGNATURES to be made in person with name substantially as registered

Signature	Printed name	Address where registered
1. <u>Susan M. Doherty</u>	Susan M. Doherty	253 Concord Road Sudbury, Ma
2. <u>Martha J. Keighley</u>	Martha J. Keighley	610 Boston Post Rd
3. <u>Dorothy M. Burdett</u>	Dorothy M. Burdett	578 Boston Post Rd
4. <u>Robert D. Aspin</u>	ROBERT D. ASPIN	48 Horse Pond Rd.
5. <u>D.A. De Pompei</u>	D.A. De Pompei	55 Haynes Road
6. <u>Krys Kucharski</u>	KRYS KUCHARSKI	587 Boston Post Rd
7. <u>Kita Comstock</u>	KITA COMSTOCK	326 Vutton Rd
8. <u>Alice Levine</u>	Alice Levine	42 Chacefield Rd
9. <u>Joanna Garvin</u>	Joanna Garvin	26 Bowditch Rd
10. <u>Amy Adolfsson</u>	Amy Adolfsson	60 Hopeshill Brown Rd
11. <u>Amy Mastobathsk</u>	Amy Mastobathsk	253 Concord Rd, Sudbury MA
12. <u>Ed Rodriguez</u>	Ed Rodriguez	252 Concord Rd, Sudbury 01776
13. <u>Gordon Hamersley</u>	Gordon Hamersley	260 Concord Rd, Sudbury 01776
14. <u>Joanne B. Topham</u>	Joanne B. Topham	210 Concord Rd Sudbury MA 01776
15. <u>Greg Topham</u>	GREG T TOPHAM	210 CONCORD RD SUDBURY

PLEASE DO NOT WRITE IN THE SPACE BELOW THIS LINE

CERTIFICATION OF NAMES

At least three Registrars names must be signed or stamped below

N - no such registered voter at that address, or address is illegible
 S - unable to identify signature as that of a voter because of form of signature or signature is illegible
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 above signatures checked thus ✓ are the names of qualified voters from this town.

month and day

We Certify that _____
 number of names certified - use numbers and words

Registrars of Voters of Sudbury

WHEREAS, the Town of Sudbury (the "**Town**") encourages owners of open lands used for forestry, farming or recreation to enroll their property in the Chapter 61, 61A and 61B preferential tax programs in order to help maintain these open lands, but in doing so, forgoes tax revenue that would otherwise be generated by these lands; and

WHEREAS, owners of land enrolled in these programs are required to grant the Town a 120-day assignable right of first refusal in the event that these lands are proposed to be sold or converted for other uses; and

WHEREAS, the Town has the ability to exercise its right of first refusal on land sold for, or converted to, another use within one year of leaving Chapter 61, 61A and 61B; and

WHEREAS, the Town has ongoing needs for open land to be used for conservation, recreational and other purposes and finds it in the Town's best interest to give full consideration to the opportunity presented by withdrawal of land from these programs, to gather information from relevant boards and staff, and to determine whether the Town should exercise or assign its right of first refusal;

NOW, THEREFORE it be resolved that the voters of Sudbury request the Town's Board of Selectmen (the "**Board**") to adopt this Chapter 61 Lands Policy to set forth a clear and timely process by which the Town will review and respond to notices of conversion and sale of lands subject to Chapters 61, 61A and 61B and determine whether or not to exercise or assign its right of first refusal on these lands; provided, that these policies and procedures are adopted solely for the purposes of coordinating local review and that the failure to adhere to these policies and procedures shall not affect any rights that the Town has under MGL Chapters 61, 61A and 61B.

Chapter 61 Lands Policy of the Town of Sudbury

A. Right of First Refusal. Within 120 days of the date upon which the Board actually receives a proper notice (the "**120 Day Period**"), the Town must either:

1. Act to exercise its option to purchase (to meet a bona fide purchase offer or, in the case of intended conversion by the landowner, an option to purchase at full and fair market value), recorded at the Registry of Deeds,
2. Assign its rights to a non-profit conservation organization or the Commonwealth or any of its political subdivisions, recorded at the Registry of Deeds,

Or

3. Notify the property owner that it does not intend to exercise its right of first refusal.

B. Requirements for Notice by Property Owner.

1. The 120 Day Period begins with a notice of the landowner's intent to sell or convert a parcel for commercial, industrial or residential use. This notice must be sent by certified mail or hand delivered to the Board, in addition to the Planning Board, Board of Assessors and Conservation

Commission, and to the State Forester. This notice in order to be valid must comply with applicable law, as amended from time to time. Presently, applicable law requires the following:

- a. A statement of intent to sell or convert,
- b. A statement of proposed use of the land,
- c. The location and acreage of land as shown on a map drawn at the scale of (municipal) Assessor's map of the town in which the land is situated,
- d. The name, address and telephone number of the landowner,
- e. In the case of an intent to sell, a certified copy of an executed purchase and sale agreement specifying the purchase price and all terms and conditions of the proposed sale, which is limited only to the property classified under the Chapter, and must be a bona fide offer,
- f. The purchase and sale agreement must be a bona fide offer, defined as a good faith offer not dependent upon potential changes to current zoning or conditions or contingencies relating to the potential for, or the potential extent of, subdivision of the property for residential use or the potential for, or the potential extent of, development of the property for industrial or commercial use,
- g. Any additional agreements or a statement of any additional consideration for any contiguous land under the same ownership, and not classified under the Chapter, but sold or to be sold contemporaneously with the proposed sale,
- h. A notarized affidavit that the landowner has mailed or delivered the notice will be conclusive evidence that the notice has been mailed in the manner and at the time specified,
- i. In the case of an intent to convert the land to other use, the landowner must also notify the Town of the landowner's attorney, if any.

C. Procedure for Review of Notices and Evaluation of Properties.

1. Within three (3) days of receipt of a notice from a landowner complying with the requirements referenced above (such notice may be referred to as a "**Notice**"), the Board's office will ascertain in writing that such Notice was also properly transmitted to the Planning Board, Board of Assessors and Conservation Commission. The Board will promptly provide copies of the Notice to other interested boards and committees (including but not limited to the Historic Districts Commission, the Park and Recreation Commission, and other interested town bodies). For the purposes of this Policy, the Town Planning Board, Board of Assessors and Conservation Commission and other interested boards and committees including but not limited to the Historic Districts Commission and the Park and Recreation Commission may be referred to as

"Interested Boards"). The Board shall require, and all of the Interested Boards shall promptly provide their written recommendations to the Board concerning whether to exercise the right of first refusal.

2. The Board's office will promptly determine the final day of the 120 Day Period and verify that date with the landowner or his/her representative.
3. The Board will promptly consult with, and seek the advice of town counsel in connection with its review of the Notice, including the purchase and sale agreement prior to rendering a determination as to whether the Town is being given the same opportunity as the buyer with regard to the terms of the purchase and sale.
4. If the notice provided by the landowner is determined to be insufficient, the Board will immediately, but in no event, later than the 30th day following its receipt of such notice, transmit a certified letter notifying the landowner in writing that the proper notice has not been given and informing him/her that the 120 Day Period has not started. A copy of this letter will be provided to the Planning Board, Board of Assessors and Conservation Commission and other the boards and officials referenced in Section C (1) above.
5. The Board will diligently gather information on the property to determine its conservation value. The Board will also gather background information about the interests and perspectives of the landowner, abutters and the proposed buyer. By way of example not limitation the following actions will be undertaken as soon as reasonably practicable following receipt of a Notice:
 - The Town's Conservation Commission and/or other qualified individuals shall analyze the location of the property relative to other protected lands and perform a reasonably detailed environmental assessment.
 - The Town's Conservation Commission and/or other qualified individuals shall determine whether the property contains any unique geological or other environmental features, important soils, or a drinking water source.
 - The Town's Historic Commission and/or other qualified individuals shall determine whether the property is historically significant.
 - The Planning Board and/or other qualified individuals shall examine zoning and subdivision control regulations to determine the impact of the potential development on town services.

All such analyses, assessments, determinations and test results shall be documented.

Inspections of the property shall occur, with the Town enjoying all the rights designated to the buyer in the purchase and sale agreement contained in the Notice including surveying, soil testing and water testing.

6. Promptly following a determination that proper Notice was received, the Board shall schedule and give notice of a public hearing for the purpose of receiving comments from the public on the importance of the property to the Town, its conservation significance and/or potential for use to serve Town needs and for initiating discussion of whether or not the Town should exercise or assign its right of first refusal. The Board shall notify each Interested Board of the public hearing and a representative from each Interested Board will attend the public hearing to answer questions from the public. The public hearing will be scheduled within 60 days of receipt of the Notice. In those cases where there is a proposed conversion of the land but no sale, the determination of sale price may take as long as 90 days, at which point the public hearing will be scheduled (see section C (7)). Notice of the hearing is required to be given in accordance with M.G.L. Ch. 39, Section 23B (Open Meeting Law). The option to exercise the right of first refusal may only occur after a public hearing.

At the public hearing, the Board will afford Interested Boards, organizations and individuals the right to comment. If there is interest in pursuing acquisition of the property for municipal uses or in assigning the right of first refusal to a non-profit conservation organization or to the Commonwealth or one of its political subdivisions, the Board will continue the public hearing as needed to allow time to present a more specific proposal for consideration by the Board. The Board may create a Study Committee comprised of the chairs (or their representatives) of these and other boards to assist in developing a proposal.

7. If the landowner is converting the property, and the Town is interested in the option to purchase the land at fair market value, the Town will hire a qualified independent appraiser, and obtain the appraisal within 30 days of receiving the notice to convert. If the landowner contests the appraisal, the landowner may hire a qualified independent appraiser and obtain an appraisal within 60 days of the notice to convert. If the Town and the landowner cannot agree on an appraised value, then the two parties will jointly hire a third appraiser and obtain an appraisal within 90 days of the notice to convert. The price of the third appraisal will prevail if there is a sale, but at anytime the landowner may withdraw his or her notice to convert. Upon agreement of the purchase price, the Town will have 120 days to exercise its option.
- D. Decision by Municipality.** Based on input at the public hearing and further research as warranted, the Board will close the hearing and determine whether or not to pursue the opportunity to exercise the right of first refusal. The Board must choose one of three courses of action:
1. Exercise its option, in which case the Board shall:
 - Record the notice to exercise the option at the Registry of Deeds as part of an affidavit of a notary public during the 120 Day Period.
 - Notify the landowner by certified mail during the 120 Day Period, at the address specified in the landowner's notice, of the Town's intent to exercise its option.

- Schedule a town meeting or city council meeting for the purpose of appropriating funds to purchase the property, place a warrant article on the town warrant for this purpose, and schedule an override vote (if necessary) for the purpose of authorizing expenditure of funds. The town or city council meeting must be scheduled within the 120 Day Period, unless an extension of this deadline is agreed to in writing between the Town and the landowner.
 - Closure on the property must occur within 90 days of the Town's decision to exercise its right of first refusal, unless otherwise agreed to in writing by the landowner.
- 2.** Assign its right of first refusal to a qualified land trust/conservation agency, in which case the Board shall:
- At a public hearing held during the 120 Day Period, vote to assign its right of refusal to the non-profit organization, setting forth any terms and conditions of the assignment. [Note: the non-profit conservation organization or the Commonwealth or any of its political subdivisions must conserve at least 70% of the property in a use consistent with one of the three Chapters, or no less a percentage conserved than proposed by the developer whose offer gave rise to the assignment, whichever is greater, but may be permitted to undertake a limited development on the balance of the property. The Board may place conditions on this use; for example the number of lots in the limited development can be specified.]
 - Record the notice to exercise at the Registry of Deeds as part of an affidavit of a notary public during the 120 Day Period.
 - Notify the landowner by certified mail during the 120 Day Period, at the address specified in the landowner's notice, of the Town's intent to assign its option to a non-profit conservation organization, stating the name and address of the non-profit organization and the terms and conditions of the assignment.
 - Closure on the property must occur within 90 days of the Town's decision to assign its right of first refusal, unless otherwise agreed to in writing by the landowner.
- 3.** Forgo its right of first refusal, in which case the Board should examine the wisdom of recording a limited waiver of its rights at the Registry of Deeds. Any waiver of the Town's rights should be specific to the proposed purchase terms so that if the sale falls through and a new proposal comes forth, the 120 Day Period will begin again.

The Town shall use as much of the 120 Day Period as is necessary to properly evaluate the property and the potential of exercising or assigning the right of first refusal. It is possible that the Town may decide that it cannot afford to purchase the property, but any such choice should be thoroughly discussed and researched and documented before making such a determination. Where there is consensus on the absence of conservation value or where the Town has

negotiated a signed agreement with the landowner and/or developer that meets the municipal needs with regard to the property, the Town may choose not to exercise its right. Any such negotiations, however, should occur in consultation with the boards/committees entitled to notice by statute.

TOWN OF SUDBURY
FORM OF PETITION - TOWN MEETING ARTICLE

T44

INSTRUCTIONS

Signature Requirements: Annual Town Meeting requires a minimum of 10 valid signatures. Once called, a Special Town Meeting requires a minimum of 100 valid signatures.

- NOTE:**
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 2. The signatures must be certified by the Board of Registrars after submission to the Board of Selectmen. Some signatures usually must be rejected. It is therefore recommended that you obtain more than the minimum stated above to be sure you will have the required number certified.

All signatures must appear on a page containing the article wording. A report, briefly explaining the intent and scope of the article, must be attached and will be printed in the Warrant.

To: Board of Selectmen, Sudbury, MA 01776

We, the undersigned being registered voters of the Town of Sudbury, hereby petition that the following article be included in the Warrant for the May 5, 2014, Annual ~~or Special~~ Town Meeting.
(date)

To see if the Town will vote to request the Board of Selectmen to endorse state legislation requiring divestment of statewide retirement funds (Pension Reserve Investment Trust (PRIT)) from fossil fuel companies as set forth on the reverse side of this petition; or act on anything relative thereto.

SIGNATURES to be made in person with name substantially as registered

Signature	Printed name	Address where registered
1. <u>H. Ronald Riggert</u>	H. RONALD RIGGERT	133 MOORE RD.
2. <u>Karen M. Riggert</u>	Karen M. Riggert	133 Moore Rd.
3. <u>Eric J. Lind</u>	ERIC J. LIND	31 WARD RD
4. <u>Richard R. Vanderluis</u>	RICHARD R. VANDERSLUIS	96 Dudley Rd.
5. <u>Beth Brinkman</u>	Beth Brinkman	67 Greystone Lane
6. <u>Mary Atkinson</u>	MARY ATKINSON	18 Brook Lane
7. <u>Doris Goldthwaite</u>	Doris Goldthwaite	141 Goodman's Hill Rd.
8. <u>Deborah Wolozin</u>	Deborah Wolozin	16 October Rd
9. <u>Robert Morrison</u>	Robert Morrison	16 October Road
10. <u>Margaret T. Whittemore</u>	Margaret T. Whittemore	24 Taylor Rd.
11. <u>Melissa Gough</u>	Melissa Gough	16 Wildwood Lane.
12. <u>Dean Bruce Langmuir</u>	DEAN BRUCE LANGMUIR	9 BENT BROOK ROAD
13. <u>Donald R. Oasis</u>	Donald R Oasis	325 Willis Rd
14. <u>Paul B Greenspan</u>	Paul B Greenspan	123 MOORE ROAD
15. _____	_____	_____

PLEASE DO NOT WRITE IN THE SPACE BELOW THIS LINE

CERTIFICATION OF NAMES

At least three Registrars names must be signed or stamped below

N - no such registered voter at that address, or address is illegible
S - unable to identify signature as that of a voter because of form
of signature or signature is illegible
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above signatures checked thus V are the names of qualified voters from this town.

_____ month and day

We Certify that _____
number of names certified - use numbers and words

Registrars of Voters of Sudbury

RESOLUTION ON FOSSIL FUEL DIVESTMENT

To see if the Town will vote to request the Board of Selectmen to endorse proposed state legislation requiring divestment of statewide retirement funds (Pension Reserve Investment Trust (PRIT)) from fossil fuel companies; or act on anything relative thereto..

Whereas: Global warming, caused primarily by the burning of fossil fuels and resulting increase in greenhouse gases in the atmosphere, is a serious threat to current and future generations in Sudbury and around the world;

Whereas: Global warming is already causing costly disruption of human and natural systems throughout the world, including the acidification of oceans, melting of arctic and glacial ice, rising sea levels, extreme weather, and corresponding food and water shortages, property damage, loss of biodiversity, and death;

Whereas: The effects of global warming will further intensify with increasing temperature such that almost every government in the world (including the United States) has agreed through the 2009 Copenhagen Accord that any warming above a 2°C (3.6°F) rise would be unsafe for human habitation;

Whereas: Fossil fuel companies continue to explore for even more fossil fuel deposits that cannot be burned without rendering Earth unfit for human habitation;

Whereas: Proven coal, oil and gas reserves, counted as assets of fossil fuel companies, equal roughly five times the maximum amount that can safely be released to prevent more than 2°C of global warming;

Whereas: Fossil fuel companies operate under the imperative to create shareholder profit rather than for long term public benefit, using their considerable financial resources to mislead the public on the scientific consensus about the dangers of global warming and to influence the government to maintain laws and regulations favorable to the continuing sale of their product;

Whereas: The Town of Sudbury has a moral duty to protect the lives and livelihoods of its inhabitants and of people around the world from the threat of global warming and should advocate for a future without the catastrophic impacts of a warming environment;

Whereas: There is a national movement underway to divest from fossil fuel companies as both a moral action and a means of weakening the political influence of the fossil fuel industry;

Whereas: Investments in fossil fuel companies could prove highly risky given that 80% of their proven reserves could become "stranded" and unusable assets if governments act to protect a habitable climate;

Whereas: Leadership is critical to build national momentum for the movement to divest from fossil fuel companies;

Whereas: the President of the United States has called upon citizens to make climate change an urgent priority for action in their communities including investment in clean, renewable energy, and divestment from dirty fossil fuels;

Therefore be it resolved that: The voters of Sudbury request the Board of Selectmen to endorse proposed state legislation requiring divestment of statewide retirement funds (Pension Reserve Investment Trust (PRIT)) from fossil fuel companies; and to send copies of this Resolution to Governor Deval Patrick, State Treasurer Steven Grossman, State Senators Michael Barrett and Jamie Eldridge, and State Representative Tom Conroy.

2014 JAN 29 P 4: 06
RECEIVED
BOARD OF SELECTMEN
SUDBURY, MA

**TOWN OF SUDBURY
FORM OF PETITION - TOWN MEETING ARTICLE**

INSTRUCTIONS

Signature Requirements: Annual Town Meeting requires a minimum of 10 valid signatures. Once called, a Special Town Meeting requires a minimum of 100 valid signatures.

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All signatures must appear on a page containing the article wording. A report, briefly explaining the intent and scope of the article, must be attached and will be printed in the Warrant.

To: Board of Selectmen, Sudbury, MA 01776

We, the undersigned being registered voters of the Town of Sudbury, hereby petition that the following article be included in the Warrant for the MAY 2014, Annual or Special Town Meeting.
(date)

To see if the Town will vote to

Approve utilization of \$200,000 of current Community Preservation Act reserve funds from the category Open Space to fund Sudbury's Conservation Fund, Pursuant to Massachusetts General Law Chapter 41B (The Community Preservation Act) or act on anything relative thereto.

SIGNATURES to be made in person with name substantially as registered

Signature	Printed name	Address where registered
1. <u>M. Eileen DePompei</u>	M. Eileen DePompei	35 Haynes Road
2. <u>D. A. DePompei</u>	D. A. DePompei	35 Haynes Road
3. <u>Martha J Keighley</u>	Martha J Keighley	610 Boston Post Rd
4. <u>Dorothy M Bartlett</u>	Dorothy M Bartlett	578 Boston Post Rd
5. <u>Robert D. Abrams</u>	ROBERT D. ABRAMS	48 Horse Pond Rd
6. <u>Susan M. Doherty</u>	Susan M. Doherty	253 Concord Rd.
7. <u>Lizus Lukacuk</u>	Lizus Lukacuk	587 Boston Post Rd
8. <u>Richard R. Kurth</u>	Richard R. Kurth	113 Haynes Road
9. <u>Edith H. Fisker</u>	Edith H. Fisker	113 Haynes Road
10. <u>Mary F. Kurth</u>	Mary F. Kurth	113 Haynes Rd.
11. <u>Tammy Adams</u>	Tammy Adams	52 Haynes Rd
12. <u>Mark Adams</u>	Mark Adams	52 Haynes Rd.
13. <u>Miriam DiMauro</u>	MIRIAM DiMauro	588 Peakham R
14. <u>Russell D. Mauro</u>	Russell DiMauro	588 Peakham Rd
15. <u>Richard P. Stitt</u>	Richard P. STITT	29 Stone Root Lane

PLEASE DO NOT WRITE IN THE SPACE BELOW THIS LINE

CERTIFICATION OF NAMES

At least three Registrars names must be signed or stamped below

N - no such registered voter at that address, or address is illegible
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 above signatures checked thus ✓ are the names of qualified voters from this town.

month and day

We Certify that _____
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Registrars of Voters of Sudbury

T.43

ARTICLE xx – UTILIZE A PORTION OF CURRENT CPA FUNDS TO FUND THE CONSERVATION FUND

Move to see if the town will vote to approve utilization of \$200,000 of current Community Preservation Act reserve funds from the category Open Space to fund Sudbury's Conservation Fund, pursuant to Massachusetts General Law Chapter 44B (the Community Preservation Act), or act on anything relative thereto.

Submitted by Petition

Discussion:

Over the past few years several properties in Sudbury administered under Chapter 61A have been converted from agricultural or open space use to residential development. The town of Sudbury was granted the right of first refusal to purchase these properties and maintain them as undeveloped space in return for their favored property tax treatment under Chapter 61A; however the town declined to exercise this right at least in part because of the effort and expense to convene a Special Town Meeting to secure the necessary funding from Community Preservation Funds.

The Conservation Fund, established under the provisions of MGL Chapter 40 Section 8C, can be used to hold funds available for immediate use when properties become available. Conservation Commission expends the Fund to acquire properties identified for preservation in the Open Space and Recreation Plan as they deem appropriate.

The amount of \$200,000 is roughly equal to the 10% allocation of CPA funds for open space preservation necessary under Chapter 44B; this utilization is directly analogous to allocating the 10% of CPA funds required for affordable housing to the Sudbury Housing Trust.

Funding the Conservation Fund permits the town to act quickly without the expense of a special town meeting to preserve our heritage of open space in Sudbury.



Dan De Pompei
35 Haynes Rd
Sudbury, MA 01776

**TOWN OF SUDBURY
FORM OF PETITION – TOWN MEETING ARTICLE**

T46

INSTRUCTIONS

Signature Requirements: Annual Town Meeting requires a minimum of 10 valid signatures. Once called, a Special Town Meeting requires a minimum of 100 valid signatures.

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To: Board of Selectmen, Sudbury, MA 01776

We, the undersigned being registered voters of the Town of Sudbury, hereby petition that the following article be included in the Warrant for the May 2014, Annual or Special Town Meeting.
(date)

To see if the Town will vote to

Amend the Town Bylaws Article XXII, Wetland Administrative Bylaws, Section 4 by adding the following: The Town of Sudbury will be the applicant for permitting for all design / construction projects that are funded, either in part or in whole, with Community Preservation funding. As the applicant, the Town of Sudbury will adhere to all requirements of the Wetlands Administrative Bylaws.

SIGNATURES to be made in person with name substantially as registered

Signature	Printed name	Address where registered
1. <u>M. Eileen DePompei</u>	<u>M. Eileen DePompei</u>	<u>35 Haynes Road</u>
2. <u>D. A. DePompei</u>	<u>D. A. DePompei</u>	<u>35 Haynes Road</u>
3. <u>Martina J. Keighley</u>	<u>Martina J. Keighley</u>	<u>610 Boston Post Rd</u>
4. <u>Dorothy M. Bartlett</u>	<u>Dorothy M. Bartlett</u>	<u>578 Boston Post Rd</u>
5. <u>Robert D. Abrams</u>	<u>ROBERT D. ABRAMS</u>	<u>48 Horse Pond Rd.</u>
6. <u>Susan M. Doherty</u>	<u>Susan M. Doherty</u>	<u>253 Concord Road</u>
7. <u>Richard R. Kurth</u>	<u>Richard R. Kurth</u>	<u>507 Boston Rd No</u>
8. <u>Mary F. Kurth</u>	<u>Mary F. Kurth</u>	<u>113 Haynes Road</u>
9. <u>Edith H. Fiska</u>	<u>Edith H. Fiska</u>	<u>113 Haynes Rd.</u>
10. <u>Tommy Adams</u>	<u>Tommy Adams</u>	<u>52 Haynes Rd</u>
11. <u>Mark Adams</u>	<u>MARK ADAMS</u>	<u>52 Haynes Rd</u>
12. <u>Miriam DiMauro</u>	<u>MIRIAM DIMAURO</u>	<u>588 Pea Khan Rd</u>
13. <u>Russell DiMauro</u>	<u>Russell DiMauro</u>	<u>588 Pea Khan Rd</u>
14. <u>Richard P. Stitt</u>	<u>RICHARD STITT</u>	<u>29 Stone Root Lane</u>
15. <u>Richard P. Stitt</u>	<u>RICHARD STITT</u>	<u>29 Stone Root Lane</u>

PLEASE DO NOT WRITE IN THE SPACE BELOW THIS LINE

CERTIFICATION OF NAMES

At least three Registrars names must be signed or stamped below

N - no such registered voter at that address, or address is illegible
 S - unable to identify signature as that of a voter because of form of signature or signature is illegible
 T - already signed papers for this petition
 above signatures checked thus ✓ are the names of qualified voters from this town.

month and day

We Certify that

number of names certified - use numbers and words

Registrars of Voters of Sudbury

746

Wetlands Administrative Bylaws: Projects Funded with Community Preservation Funds

Move to amend the town Bylaws by adding the following to Article XXII, Section 4:

The Town of Sudbury will be the applicant for permitting for all design/construction projects that are funded, either in part or in whole, with Community Preservation funding. As the applicant, the Town of Sudbury will adhere to all requirements of the Wetlands Administrative Bylaws

Discussion

Sudbury's geography is 26% wetlands and its' water supply is 100% dependent on groundwater. The state owned RoW's referred to as the BFRT and the MCRT pass through Sudbury's wetlands, watersheds and riparian areas. No other community along these state owned right of ways is 100% dependent on groundwater, nor do these towns face the significant violation of environmental bylaws we face in Sudbury from rail trail construction. One ubiquitous set of design and/or approval standards at the state level, as currently demanded by many advocates of Rail Trails, simply is not compatible with the variety of local environments and natural resources encountered along the entire length of these RoW's. Sudbury deserves the transportation connectivity, and recreational benefits that are possible with a well planned and designed trail system. Sudbury also deserves trail design and construction that honors the bylaws and regulations currently enforced for all other organizations, land owners and construction projects in Sudbury. Honoring Sudbury's bylaws and permitting process is not incompatible with the design and construction of recreational trails.

Dan De Pompei
DAN De Pompei
35 Haynes Rd
Sudbury, MA

**TOWN OF SUDBURY
FORM OF PETITION - TOWN MEETING ARTICLE**

T47

INSTRUCTIONS

Signature Requirements: Annual Town Meeting requires a minimum of 10 valid signatures. Once called, a Special Town Meeting requires a minimum of 100 valid signatures.

- NOTE:**
1. Before obtaining signatures, submit a draft to the Selectmen's office to verify legality of wording.
 2. The signatures must be certified by the Board of Registrars after submission to the Board of Selectmen. Some signatures usually must be rejected. It is therefore recommended that you obtain more than the minimum stated above to be sure you will have the required number certified.

All signatures must appear on a page containing the article wording. A report, briefly explaining the intent and scope of the article, must be attached and will be printed in the Warrant.

To: Board of Selectmen, Sudbury, MA 01776

We, the undersigned being registered voters of the Town of Sudbury, hereby petition that the following article be included in the Warrant for the MAY 2014, Annual or Special Town Meeting.
(date)

To see if the Town will vote to Amend the Town Bylaws Article IV, Finance Committee, by adding the following to section 5:

"Additionally, all submittals/reports shall include any amounts currently held in reserve accounts, contingency accounts, escrow accounts and self insurance accounts. Said submittals + reports shall also include all unfunded liabilities."

SIGNATURES to be made in person with name substantially as registered

Signature	Printed name	Address where registered
1. <u>M. Eileen DePompei</u>	<u>M. Eileen DePompei</u>	<u>35 Haynes Road</u>
2. <u>D. A. De Pompei</u>	<u>D. A. De Pompei</u>	<u>25 Haynes Road</u>
3. <u>Martha Keighley</u>	<u>Martha Keighley</u>	<u>610 Boston Post Rd</u>
4. <u>Dorothy M. Bartlett</u>	<u>Dorothy M. Bartlett</u>	<u>578 Boston Post Rd</u>
5. <u>Robert D. Abrams</u>	<u>ROBERT D. ABRAMS</u>	<u>48 Horse Pond Rd</u>
6. <u>Susan M. Doherty</u>	<u>Susan M. Doherty</u>	<u>253 Concord Rd.</u>
7. <u>Kenneth W. Doherty</u>	<u>KENNETH W. DOHERTY</u>	<u>587 Boston Post Rd</u>
8. <u>Mary F. Kurth</u>	<u>Mary F. Kurth</u>	<u>113 Haynes Rd.</u>
9. <u>Richard R. Kurth</u>	<u>Richard R. Kurth</u>	<u>113 Haynes Rd.</u>
10. <u>Edith H. Fisker</u>	<u>Edith H. Fisker</u>	<u>113 Haynes Rd.</u>
11. <u>Tenny Adams</u>	<u>Tenny Adams</u>	<u>52 Haynes Rd</u>
12. <u>Mark Adams</u>	<u>MARK ADAMS</u>	<u>52 Haynes Rd</u>
13. <u>Miriam DiMauro</u>	<u>MIRIAM DIMAURO</u>	<u>588 Peakham Rd</u>
14. <u>Russell DiMauro</u>	<u>Russell DiMauro</u>	<u>588 Peakham Rd</u>
15. <u>Richard P. Stitt</u>	<u>RICHARD P. STITT</u>	<u>29 Stone Root Lane</u>

PLEASE DO NOT WRITE IN THE SPACE BELOW THIS LINE

CERTIFICATION OF NAMES

At least three Registrars names must be signed or stamped below

N - no such registered voter at that address, or address is illegible
S - unable to identify signature as that of a voter because of form of signature or signature is illegible
T - already signed papers for this petition
above signatures checked thus ✓ are the names of qualified voters from this town.

month and day

We Certify that _____
number of names certified - use numbers and words

Registrars of Voters of Sudbury

T47

Move to amend the Town Bylaws Article IV, *Finance Committee*, by adding the following sentence in quotations to Section 5:

Section 5:


Each Town department shall annually submit to the Finance Committee, not later than January 31st, an estimate of its requirements for the ensuing year, and the Selectmen shall report all other requests for appropriations on or before February 5th.

“Additionally, all submittals/reports shall include any amounts currently held in reserve accounts, contingency accounts, escrow accounts and self-insurance accounts. Said submittals and reports shall also include all unfunded liabilities.”

The Finance Committee shall, not later than March 31st, submit to the Selectmen their written report with their recommendations, including the amounts requested by those originating the above estimates. The Selectmen shall cause the Finance Committee's budget submittal including requested amounts, recommendations and the Finance Committee's report of reasons for differences to be printed in the warrant for the Annual Town Meeting.

Article 2 Discussion

Town Residents, in their capacity as Legislators voting on the budget, need full financial disclosure to accurately understand the financial status of the Town. The residents are the stakeholders who fund all three cost centers and deserve full financial disclosure. Without knowledge of all financial resources and liabilities there is no way to realistically discuss and/or project financial need or financial sustainability


Dan De Pompei
35 Hayner Rd
Sudbury, MA

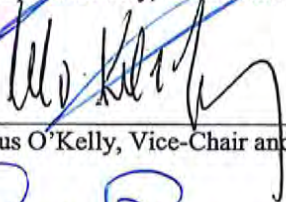
7. COMMUNITY PRESERVATION FUND – AMEND ARTICLE 43 OF THE 2006 ANNUAL TOWN MEETING, SUDBURY HOUSING AUTHORITY UNIT BUY-DOWN

To see if the Town will vote to amend Article 43 of the 2006 Annual Town Meeting by removing the deadline for completion of the project, as recommended by the Community Preservation Committee, or act on anything relative thereto.

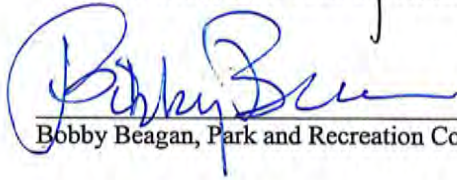
COMMUNITY PRESERVATION COMMITTEE REPORT: This Article requests eliminating the expenditure date of June 30, 2014 for the use of funds for the purchase of rental housing units by the Sudbury Housing Authority. The Housing Authority has recently made its first purchase using these funds, and anticipates the second and final purchase sometime in FY14 or FY15.



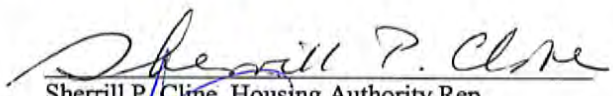
Christopher Morely, Chair and Planning Board Rep.



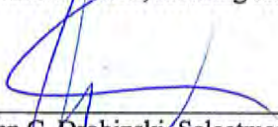
Seamus O'Kelly, Vice-Chair and At-large Member



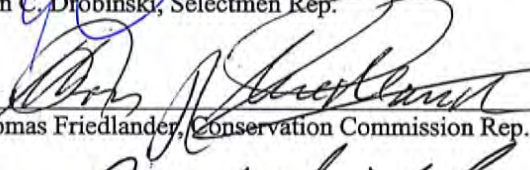
Bobby Beagan, Park and Recreation Commission Rep.



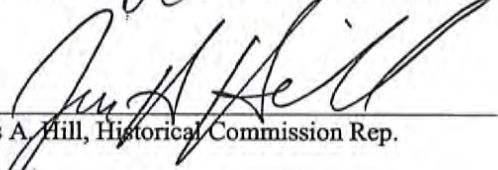
Sherrill P. Cline, Housing Authority Rep.



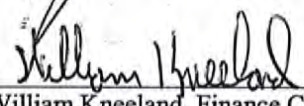
John C. Drobinski, Selectmen Rep.



Thomas Friedlander, Conservation Commission Rep.



James A. Hill, Historical Commission Rep.



William Kneeland, Finance Committee Rep.



Lynne H. Remington, At-large Member



T49

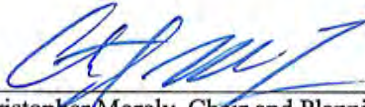
8. COMMUNITY PRESERVATION FUND – REVERSION OF FUNDS

To see if the Town will vote to return the unused balances from prior article authorizations voted at prior Town Meetings, which projects have been completed, or otherwise, into the CPA unrestricted reserves account:

2006 ATM Article 41	Hearse House Relocation and Restoration	\$2,213.57
2008 ATM Article 27	Hosmer Painting Appraisal	\$2,800.00
2008 ATM Article 34	Nobscot Preservation Phase 2	\$11,699.93
2009 ATM Article 22	Land Preservation, 79 Lincoln Lane	\$25,000.00
2009 ATM Article 25	Historic Preservation Projects	\$390.00
2010 ATM Article 30	Tomb Door Restoration	<u>\$21,125.00</u>
		\$63,228.50

COMMUNITY PRESERVATION COMMITTEE REPORT: The above articles appropriated more than was actually spent on the various projects. All projects are completed at this time or will not proceed to fruition. In order to return the funds to the CPA general account, this article and an affirmative vote of Town Meeting are necessary.

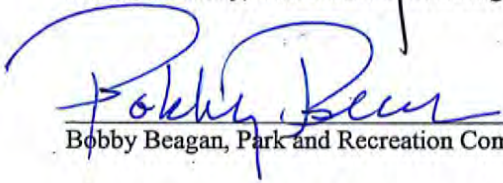
T49
New



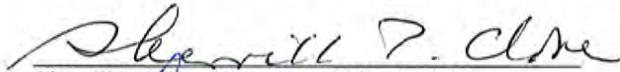
Christopher Morely, Chair and Planning Board Rep.



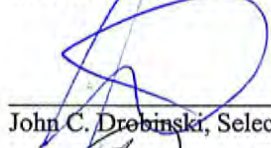
Seamus O'Kelly, Vice-Chair and At-large Member



Bobby Beagan, Park and Recreation Commission Rep.



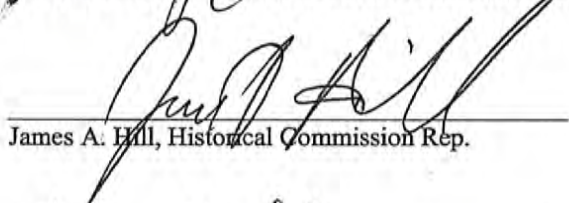
Sherrill P. Cline, Housing Authority Rep.



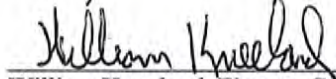
John C. Drobinski, Selectmen Rep.



Thomas Friedlander, Conservation Commission Rep.



James A. Hill, Historical Commission Rep.



William Kneeland, Finance Committee Rep.



Lynne H. Remington, At-large Member



9. COMMUNITY PRESERVATION FUND GENERAL BUDGET AND APPROPRIATIONS

To see what sum the Town will vote to appropriate from Community Preservation Act funds, as recommended by the Community Preservation Committee, for the FY15 Community Preservation Act budget; or act on anything relative thereto.

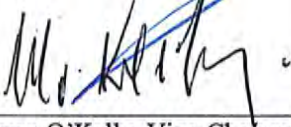
COMMUNITY PRESERVATION COMMITTEE REPORT: This article sets forth the entire FY15 CPA budget, including appropriations and reservations as required in connection with the administration of the CPA funds. The article appropriates funds for FY15 debt service obligations totaling \$1,217,635. These obligations arise from prior town meeting approval for the bonding of four projects: 1) purchase of the Dickson property utilizing the Open Space (\$_____) and Historic Preservation (\$_____) categories; 2) purchase of land and development rights as well as construction of a sports field on the Cutting property utilizing the Open Space (\$_____) and Recreation (\$_____) categories; 3) purchase of the Libby property utilizing the Open Space category (\$172,563); 4) purchase of development rights on the Nobscot Boy Scout Reservation phases I and II utilizing the Open Space category (\$524,075); and 6) purchase of development rights on Pantry Brook Farm utilizing the Open Space category (\$209,798).

The article also appropriates funds for administrative and operational expenses of the CPC in the amount of \$80,000. The administrative fund can be used by the CPC to pay for technical staffing and expertise, consulting services (e.g. land surveys and engineering), property appraisals, legal advertisements, publication fees and other administrative expenses. By statute the CPC can budget up to five percent (5%) of its annual budget for administrative expenses, or \$101,250 based upon the revenue projection of \$2,025,000 in FY15. Any funds remaining in the administrative account at fiscal yearend revert back to the CPA Fund Balance, as they have for the past seven years, and need to be re-appropriated for administrative use in subsequent years. The CPC believes that having access to administrative funds is critically important, in that it allows it to conduct business on a time-sensitive basis - a vital component of the CPA.

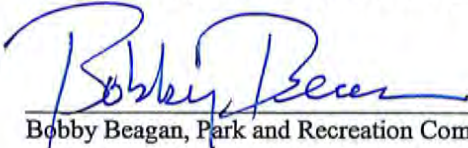
The article may also reserve the requisite statutory minimum of ten percent (10%) of the CPA budget in each of the core CPA categories of Open Space, Community Housing and Historic Preservation. This minimum is mandated by the state CPA statute, and funds not spent in each of these three core categories must be reserved for future expenditure in those same categories. The actual amount reserved each year depends upon whether or not that Town Meeting has appropriated money totaling less than 10%, or not appropriated any money at all, in any of these three core categories. If there is a balance of unspent CPA funds from that fiscal year after such reservations and after Town Meeting has voted the CPA articles, it is budgeted in the unrestricted reserve account for future CPC projects in all three categories.



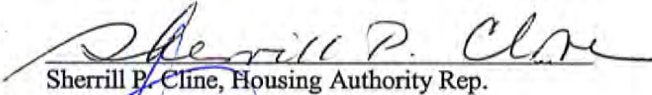
Christopher Morely, Chair and Planning Board Rep.



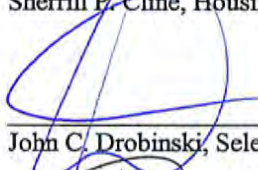
Seamus O'Kelly, Vice-Chair and At-large Member



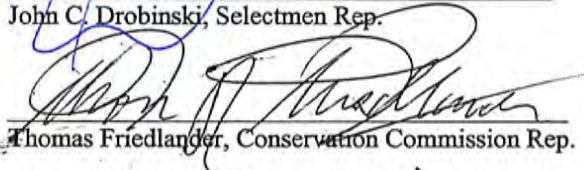
Bobby Beagan, Park and Recreation Commission Rep.



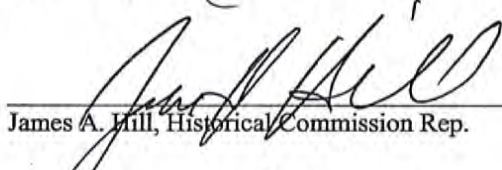
Sherrill P. Cline, Housing Authority Rep.



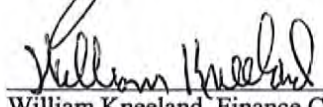
John C. Drobinski, Selectmen Rep.



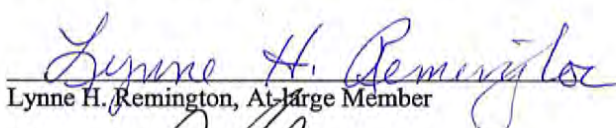
Thomas Friedlander, Conservation Commission Rep.



James A. Hill, Historical Commission Rep.



William Kneeland, Finance Committee Rep.



Lynne H. Remington, At-large Member



Budget

T51

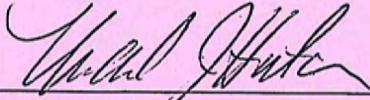
Amend Zoning Bylaw, section 4500 (Wastewater Facilities Bylaw) to delete this bylaw in its entirety.

To see if the Town will vote to amend Article IX (the Zoning Bylaw), as follows:

Delete section 4500 in its entirety; or act on anything relative thereto.

Planning Board Report: This is an obsolete bylaw which has never been used, dating back to the late 1980s when residential development pressure was high and the MA Department of Environmental Protection (DEP) regulation of these facilities was far less sophisticated. The local bylaw was adopted in response to an attempt by a developer to construct a package treatment plant for the wastewater needs of the subdivision, which was ultimately denied by DEP. The provisions of our local bylaw are now subsumed by comprehensive DEP regulations, including long term maintenance bonding and fail safe provisions, and to duplicate the permitting process does not make sense. The Planning Board recommends deleting this bylaw in its entirety.

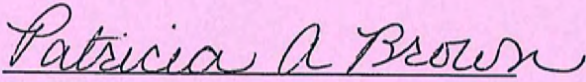
Submitted by the Planning Board:



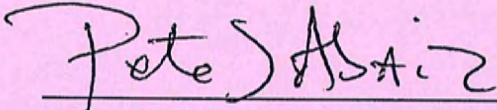
Michael Hunter, Chairman



Craig Lizotte, Vice-Chair

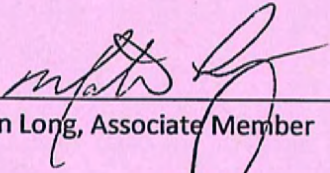


Patricia Brown



Peter Abair

Christopher Morely



Martin Long, Associate Member



AGENDA REQUEST – Item #14

BOARD OF SELECTMEN

Requestor's Section

Item Name: *question of voting to support the policy recommendation of the Strategic Financial Planning Committee for Capital*

Date of request: *February 3, 2014*

Requestor: *Chuck Woodard, Vice-Chair, Board of Selectmen*

Action requested (Who, what, when, where and why):

Hear report of Selectman Woodard regarding current status of the Policy Statement and after further discussion of the Board, then vote to endorse the Policy Statement.

Financial impact expected: *None for vote of support, although the Policy Statement makes financial recommendations*

Background information (if applicable, please attach if necessary):

See minutes from BOS 1/14/14 meeting when first discussed

Recommendations/Suggested Motion/Vote:

See attached Draft policy statement – to be emailed out to Board members after the Monday morning meeting of the Strategic Financial Planning Committee for Capital

Person(s) expected to represent Requestor at Selectmen's Meeting:

Selectmen's Office Section

Date of Selectmen's Meeting: **2/11/14**

Board's action taken:

Follow-up actions required by the Board of Selectmen or Requestor:

Future Agenda date (if applicable):

Distribution:

Town Counsel approval needed?

Yes (X)

No ()

Capital Funding Policy Recommendations (021014)

The Capital Funding Policy is a recommendation with regard to the funding of those capital requests that may be recommended by the CIAC. It is not an endorsement of the future requests that are likely as a result of the inventory of capital needs prepared by Town and School staff that was delivered in April 2013.

FY15

- Continue with the “capital budget within tax levy” to pay for small items.
- To the extent recommended by the CIAC, use a portion of Free Cash in FY15 to catch up on the large backlog of rolling stock needs (\$558K), several important SPS and Town facility needs (\$440K), and fund Sudbury’s share of the LS network [and technology needs](#) (~~\$620~~500K).
- Set up a Rolling Stock Stabilization Fund as a means to enable the purchase of rolling stock for cash in the future and discontinue leasing.
- Use a capital exclusion to pay for public safety equipment (fire truck and ambulance).
- Consider a capital exclusion for those projects that the CIAC determines should not be deferred. Defer the remainder of Small Project needs.
- Use a debt exclusion to bond the Police Station project.

Post FY 15

- Continue with the “capital budget within tax levy” to pay for small items.
- Fund the Rolling Stock Stabilization Fund with [annual](#) contributions [to be determined of \\$400K per annum](#) and plan to pay cash for rolling stock. No more new leasing.
- Use capital exclusions to pay for occasional very large rolling stock purchases (e.g. fire trucks).
- Generally use capital exclusions to pay for Small Projects except: Consider financing some of the 2016-2018 bulge in Small Projects over a period not to exceed ten years to get past the backlog and avoid spikes in capital exclusion requests of the taxpayers.
- Generally try to reserve debt usage for Large Projects.
- Use debt exclusions to bond large projects over the term permitted by State law.

Timing to be Determined: Consider the ESCO approach to funding the cost of some energy and infrastructure projects with the energy savings produced by those projects.

Still Under Discussion: The establishment of special purpose stabilization funds as permitted under State law to smooth the funding and tax impact of specific types of capital needs.

Capital Funding Policy Recommendations (021014)

The Capital Funding Policy is a recommendation with regard to the funding of those capital requests that may be recommended by the CIAC. It is not an endorsement of the future requests that are likely as a result of the inventory of capital needs prepared by Town and School staff that was delivered in April 2013.

FY15

- Continue with the “capital budget within tax levy” to pay for small items.
- To the extent recommended by the CIAC, use a portion of Free Cash in FY15 to catch up on the large backlog of rolling stock needs (\$558K), several important SPS and Town facility needs (\$440K), and fund Sudbury’s share of the LS network and technology needs (\$620K).
- Set up a Rolling Stock Stabilization Fund as a means to enable the purchase of rolling stock for cash in the future and discontinue leasing.
- Use a capital exclusion to pay for public safety equipment (fire truck and ambulance).
- Consider a capital exclusion for those projects that the CIAC determines should not be deferred. Defer the remainder of Small Project needs.
- Use a debt exclusion to bond the Police Station project.

Post FY 15

- Continue with the “capital budget within tax levy” to pay for small items.
- Fund the Rolling Stock Stabilization Fund with annual contributions to be determined and plan to pay cash for rolling stock. No more new leasing.
- Use capital exclusions to pay for occasional very large rolling stock purchases (e.g. fire trucks).
- Generally use capital exclusions to pay for Small Projects except: Consider financing some of the 2016-2018 bulge in Small Projects over a period not to exceed ten years to get past the backlog and avoid spikes in capital exclusion requests of the taxpayers.
- Generally try to reserve debt usage for Large Projects.
- Use debt exclusions to bond large projects over the term permitted by State law.

Timing to be Determined: Consider the ESCO approach to funding the cost of some energy and infrastructure projects with the energy savings produced by those projects.

Still Under Discussion: The establishment of special purpose stabilization funds as permitted under State law to smooth the funding and tax impact of specific types of capital needs.

AGENDA REQUEST – Item #15
BOARD OF SELECTMEN

Requestor's Section

Item Name: *question of voting a list of potential transportation projects to Senator Eldridge and Senator Barrett, in response to inquiry from Senator Eldridge*

Date of request: *February 7, 2014*

Requestor: *Town Manager Valente*

Action requested (Who, what, when, where and why):

Review and change/edit attached list of projects from Town Manager Valente

Financial impact expected: *Unclear*

Background information (if applicable, please attach if necessary):

See attached House bill and TIP information for Sudbury

Recommendations/Suggested Motion/Vote:

To send a letter to Senators to request funding in the Transportation bond bill for the projects supported by the Board of Selectmen.

Person(s) expected to represent Requestor at Selectmen's Meeting:

Town Manager Valente

Selectmen's Office Section

Date of Selectmen's Meeting: **2/11/14**

Board's action taken:

Follow-up actions required by the Board of Selectmen or Requestor:

Future Agenda date (if applicable):

Distribution:

Town Counsel approval needed? **Yes (X)** **No ()**

Valente, Maureen

From: Carr, Michael (SEN) <Michael.Carr@masenate.gov> on behalf of Eldridge, James (SEN) <james.eldridge@masenate.gov>
Sent: Tuesday, February 04, 2014 9:17 AM
To: Eldridge, James (SEN)
Subject: Inquiry from Senator Eldridge

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Municipal Official,

In preparation for the Transportation Bond Bill that the Senate will take up soon, Jamie wanted to reach out to you and ask if there are any specific local transportation projects where state funding might be helpful.

Thanks! M.

Michael B. Carr, Chief of Staff
Office of Senator Jamie Eldridge
Massachusetts Senate
State House, Room 413-A
Boston, MA 02133
Office: (617) 722-1120
Email: michael.carr@masenate.gov
Website: www.SenatorEldridge.com
Facebook: www.facebook.com/james.eldridge
Twitter: @JamieEldridgeMA



HOUSE No. 3860

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, January 21, 2014.

The committee on Ways and Means, to whom was referred the Bill financing improvements to the Commonwealth's transportation system (House, No. 3763), reports recommending that the same ought to pass with an amendment substituting therefor the accompanying bill (House, No. 3860).

For the committee,

BRIAN S. DEMPSEY.

HOUSE No. 3860

The Commonwealth of Massachusetts

In the Year Two Thousand Fourteen

An Act financing improvements to the Commonwealth's transportation system.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to forthwith finance improvements to the commonwealth's transportation system, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. To provide for a program of transportation development and improvements,
2 the sums set forth in sections 2 to 2G, inclusive, for the several purposes and subject to the
3 conditions specified in this act, are hereby made available, subject to the laws regulating the
4 disbursement of public funds; provided, that the amounts specified in an item or for a particular
5 project may be adjusted in order to facilitate projects authorized in this act. The sums
6 appropriated in this act shall be in addition to any amounts previously appropriated and made
7 available for these purposes.

8 SECTION 2.

9 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

10 Highway Division

11 6121-1314 For projects on the interstate and non-interstate federal highway system;
12 provided, that funds may be expended for the costs of these projects including, but not limited to,
13 the nonparticipating portions of these projects and the costs of engineering and other services
14 essential to these projects; provided further, that notwithstanding this act or any other general or
15 special law to the contrary, the department shall not enter into any obligations for projects which
16 are eligible to receive federal funds under this act unless state matching funds exist which have
17 been specifically authorized and are sufficient to fully fund the corresponding state portion of the

18 federal commitment to fund these obligations; and provided further, that the department shall
19 only enter into obligations for projects under this act based upon a prior or anticipated future
20 commitment of federal funds and the availability of corresponding state funding authorized and
21 appropriated for this use by the general court for the class and category of project for which this
22 obligation applies \$1,900,000,000

23 SECTION 2A.

24 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

25 Highway Division

26 6121-1317 For the design, construction and repair of, or improvements to, non-federally-
27 aided roadway and bridge projects and for the nonparticipating portion of federally-aided
28 projects; provided, that the department may use these funds for the purchase and rehabilitation of
29 facilities, heavy equipment and other maintenance equipment; provided further, that the amounts
30 specified in this item for a particular project or use may be adjusted in order to facilitate other
31 projects relating to the design, construction, repair or improvement to non-federally-aided
32 roadway projects; provided further, that \$377,255,000 shall be expended for the design,
33 construction and repair of, or improvements to, pedestrian, bicycle and multi-use pathways;
34 provided further, that \$300,000 shall be expended for the purchase of an electric trolley bus in
35 the town of Hull; provided further, that \$3,800,000 shall be expended for the design and
36 reconstruction at the intersection of Crescent Street, Route 27, Quincy Street and Massasoit
37 Boulevard; provided further, that \$1,000,000 shall be expended for the design and improvement
38 of the intersection of Burnham Road and Routes 110 and 113 at the Merrimack Valley Plaza in
39 the city of Methuen; provided further, that \$1,200,000 be expended for improvements to the
40 intersection of Sea Street and Quincy Shore Drive in the city of Quincy; provided further, that
41 \$10,000,000 shall be expended for redesign and safety improvements along Riverside Road,
42 Plainfield Street, Fisk Avenue and West Street in the city of Springfield; provided further, that
43 \$65,000,000 shall be expended on the dredging of Boston Harbor; provided further, that
44 \$4,500,000 shall be expended to replace Sherman's Bridge connecting the Town of Sudbury and
45 the town of Wayland; provided further, that \$500,000 shall be expended to create a scenic
46 pedestrian and bicycle pathway from Main Street in the town of Winthrop at Belle Isle Marsh to
47 Short Beach in the city of Revere; provided further, \$5,000,000 shall be expended for the
48 redevelopment of the Herbert H. Goecke parking garage on Merrimack Street in the city of
49 Haverhill; provided further, that \$500,000 shall be expended for improvements to the Methuen
50 Rail Trail; provided further, that \$1,500,000 shall be expended for the purchase, planning, design
51 and reconstruction of the Upper Charles Rail Trail in the towns of Holliston and Hopkinton;
52 provided further, that \$125,000 shall be expended for a traffic study to review traffic
53 intersections and recommend improvements to address existing traffic issues in the town of
54 Dennis; provided further, that \$2,000,000 shall be expended for repairs and widening of the
55 bridge spanning Mill Brook on State Road in West Tisbury; provided further, that \$25,000,000

56 shall be expended for upgrades to Ruggles subway station in the city of Boston; provided further
57 that \$840,000 shall be expended for infrastructure improvements at the intersection of Pleasant
58 Street, Village Street and Vine Street in the town of Marblehead; provided further, that
59 \$38,000,000 shall be expended for improvement to the Dedham Street corridor, including the
60 Interstate 95 north-bound ramp on to Dedham Street in the town of Canton; provided further, that
61 \$1,500,000 shall be expended for the reconstruction of Gray Street and sidewalks in the town of
62 Arlington; provided further, that \$17,000,000 shall be expended for improvements to the
63 Needham Street and Highland Avenue corridor in the town of Needham and the city of Newton;
64 provided further, that \$2,250,000 shall be expended for improvement to the Winthrop Street
65 corridor, including road and infrastructure improvements from Washington Avenue to Banks
66 Street and reconstruction and traffic realignment of McGee's Corner in the town of Winthrop;
67 provided further, that \$1,400,000 shall be expended for improvements to the Route 3A corridor
68 from Beechwood Street to Sohier Street in the town of Cohasset; provided further, that \$250,000
69 shall be expended for traffic signals and roadway and sidewalk construction at the intersection of
70 Allen Street and Rockdale Avenue in the city of New Bedford; provided further, that \$900,000
71 shall be expended on the reconstruction of Route 122 in the town of Cummington; provided
72 further, that \$10,000,000 shall be expended for the redevelopment of the Springfield Union
73 Station in the city of Springfield; provided further, that \$500,000 shall be expended for
74 construction of the South Main Street public parking lot in the town of Acushnet; provided
75 further, that \$100,000 shall be expended for the planning and upgrade of traffic signals at the
76 intersection of Route 113 and Tyler Street in the city of Methuen; provided further, that
77 \$300,000 shall be expended for the planning, design and reconstruction of Route 30 from Sears
78 Road to Park Street in the town of Southborough; provided further, that \$750,000 shall be
79 expended for resurfacing of the Neponset Valley Parkway in the city of Boston; provided further,
80 that \$2,300,000 shall be expended for reconstruction of Adams Street from Granite Avenue to
81 the Quincy town line in the town of Milton; provided further, that \$50,000 shall be expended for
82 an engineering study to examine the feasibility of reconstructing the intersection of Interstate 95
83 and Route 3 in the town of Burlington; provided further, that \$3,500,000 shall be expended for
84 infrastructure and road improvements at the intersection of Interstate 95, South Main Street, and
85 Old Post Road in the town of Sharon; provided further, that a cleanup plan be in place on or
86 before June 30, 2014, for the back side of the Riverside subway station and to work with
87 Department of Conservation and Recreation to provide for recreational connections to the
88 Charles River through property owned by the Massachusetts Bay Transportation Authority to
89 property owned by the Department of Conservation and Recreation, including the entrance to the
90 rail trail to Newton Lower Falls located in the northwest corner of the Riverside subway station;
91 provided further, that \$5,000,000 shall be expended for the study, design and construction of a
92 South Main Street by-pass in the town of Acushnet; provided further, that \$5,600,000 shall be
93 expended for the design and reconstruction of Haydenville Road and Mountain Street in the
94 towns of Whately and Williamsburg; provided further, that \$2,358,000 shall be expended for the
95 construction of the new Marion Street Bridge in the town of Natick; provided further, that

96 \$1,000,000 shall be expended for the purpose of studying the feasibility and economic impact of
97 constructing an additional exit ramp, roadway or slip ramp on Route 3 connecting State Highway
98 139 between exits presently numbered 12 and 11 in the vicinity of Enterprise Drive in the town
99 of Marshfield; provided further, that \$1,500,000 be expended to construct a connector road
100 system and bike path system connecting Edgartown-Vineyard Haven Road to State Road on
101 Martha's Vineyard; provided further, that \$10,000,000 shall be expended for the Quincy Center
102 Station Redevelopment Program in the city of Quincy; provided further, that \$5,000,000 shall be
103 expended for the replacement of the Carroll Avenue and Stafford Street bridge in the town of
104 Westwood; provided further, that \$500,000 be expended for Padanaram Bridge repair and
105 reconstruction in the town of Dartmouth; provided further, that \$750,000 shall be expended for
106 construction of the Gardner Street Sound Barrier in the town of Rockland; provided further, that
107 \$5,000,000 shall be expended on an analysis of transit capacity issues in Greater Boston,
108 including recommendations and preliminary engineering for addressing these challenges;
109 provided further, that \$205,273 shall be expended to repair a roadway shoulder failure across
110 from 325 Worcester Street in the town of West Boylston; provided further, that \$900,000 shall
111 be expended for the reconstruction at the intersection of Seawall Street, East Center Street and
112 State Street in the town of Ludlow; provided further, that \$2,500,000 shall be expended for the
113 planning, design, construction and any other associated costs for transportation improvements at
114 the intersection of Route 30 at South Avenue and Wellesley Street in the town of Weston;
115 provided further, that \$1,000,000 shall be expended for the repair of the Route 7 bridge that
116 spans the Housatonic River in the town of Great Barrington; provided further, that \$750,000
117 shall be expended for resurfacing of Truman Highway in the city of Boston; provided further,
118 that \$250,000 shall be expended for traffic signals on Mystic Avenue in the town of Medford;
119 provided further, that \$25,000,000 shall be expended for the design and construction of a
120 commuter rail station at Wonderland Park on the Newburyport/Rockport line in Revere, together
121 with design and construction of an enclosed pedestrian connection to the Wonderland Station
122 intermodal transit facility on the Blue Line in the city of Revere; provided further, that
123 \$1,747,000 shall be expended for improvements to the intersection at Derby Street, Whiting
124 Street and Gardner Street in the town of Hingham; provided further, that \$1,000,000 shall be
125 expended for the reconstruction and widening of the River Street bridge in the city of Boston;
126 provided further, that \$2,000,000 shall be expended to reconstruct roadways, sidewalks, lights
127 and traffic signals on Rivet Street between Route 18 and Goulart Square in New Bedford and
128 County Street between Rivet Street and Cove Road in the city of New Bedford; provided further,
129 that \$6,500,000 shall be expended on the reconstruction of East River Road in the town of
130 Chester; provided further, that \$3,000,000 shall be expended for a pedestrian walkway and bike
131 path along the Connecticut River in the city of Springfield; provided further, that \$5,000,000
132 shall be expended on the redesign and replacement of the Maskwonicut Bridge in the town of
133 Sharon; provided further; that \$160,000 shall be expended for enhancements to Lake Street in
134 the town of Acushnet; provided further, that \$500,000 shall be expended for the planning and
135 construction of the Bradford Rail Trail in the city of Haverhill; provided further, that \$100,000

136 shall be expended for the reconstruction of sidewalks in the Roxbury Heritage Park in the city of
137 Boston; provided further, that repairs be made to address the drainage problem caused by
138 Interstate 195 construction on property situated east of Station 548+32, on MassDOT layout
139 5865, sheet 19 in the town of Marion; provided further, that \$30,000,000 shall be expended for
140 the repair of the Wamsutta Street Railroad Bridge in the city of New Bedford; provided further,
141 that \$1,000,000 shall be expended for the reconstruction and widening of the Father Hart bridge
142 in the city of Boston; provided further, that \$700,000 shall be expended for a Master Plan traffic
143 study in the city of Waltham; provided further, that \$175,000 shall be expended for the study of
144 necessary safety improvements for the Route 6A corridor from Underpass Road to the Orleans
145 town line in the town of Brewster; provided further, that \$1,000,000 shall be expended for
146 improvements to Tronic Square, including traffic signals, traffic mitigation, and lighting in the
147 city of Worcester; provided further, that \$1,000,000 shall be expended for street paving on North
148 Main Street from Royal Crest Drive to Pleasant Street in the town of Randolph; provided further,
149 that \$500,000 shall be expended for the planning, design, and permitting for the Route 79 Davol
150 Street Boulevard Project in the city of Fall River; provided further, that \$5,000,000 shall be
151 expended to improve Route 18 south of Walnut Street intersecting streets, which shall include
152 boulevard improvements to car and pedestrian access across the highway to the waterfront, in the
153 city of New Bedford; provided further, that \$30,000 shall be expended on a feasibility and design
154 study of a Mill River Greenway in the town of Williamsburg; provided further, that \$3,000,000
155 shall be expended for improvements to the Gerena School tunnel in the city of Springfield;
156 provided further, that \$4,212,000 shall be expended for the design and reconstruction of Derby
157 Street from Pond Park Road to Cushing Street in the town of Hingham; provided further, that
158 \$500,000 shall be expended on signal improvements on Central Street in the town of Stoughton;
159 provided further, that \$3,500,000 shall be expended for the Route 140 overpass in the city of
160 New Bedford; provided further, that \$175,000 shall be expended to upgrade and create a scenic
161 pedestrian riverwalk and a bicycle lane along Riverside Avenue from the Buffinton Street
162 intersection to the South Street intersection in the town of Somerset; provided further, that
163 \$1,000,000 shall be expended for a sound barrier along Fenno Street and Spring Avenue/Route 1
164 in the city of Revere; provided further, that \$2,500,000 shall be expended on the construction of
165 a walkway on top of the hurricane barrier from West Rodney French Boulevard to Padanaram
166 Avenue along Clark's Cove in the city of New Bedford; provided further, that \$1,500,000 shall
167 be expended for the design and reconstruction of the Slocum Street corridor in the town of
168 Acushnet; provided further, that \$1,000,000 shall be expended for a sound barrier along Sargent
169 Street and Jefferson Drive/Route 1 in the city of Revere; provided further, that \$220,000 shall be
170 expended for the dredging of Lynn Harbor; provided further, that \$900,000 shall be expended for
171 the replacement of 4200 linear feet of 8" iron water main with 12" PVC pipe, and road
172 improvements in the town of Marblehead; provided further, that \$5,00,000 shall be expended to
173 create road and rail access to the New Bedford Marine Commerce Terminal along MacArthur
174 Drive in the city of New Bedford; provided further, that \$250,000 shall be expended for Phase I
175 of the Acushnet River Trail Bike Path in the town of Acushnet; provided further, that \$4,400,000

176 shall be expended for the replacement of 3500 linear feet of drain pipe on Paradise Road between
177 Franklin Avenue and Stacy's Brook in the town of Swampscott; provided further, that \$750,000
178 shall be expended for the reconstruction of the Wyoma parking facility off Route 129 in the city
179 of Lynn; provided further, that \$100,000 shall be expended for a study of the Route 107 and
180 Route 129 intersections at Eastern and Western Avenue and Stanwood Street and Waitt Ave and
181 Maple Street in the city of Lynn; provided further, that \$4,000,000 shall be expended towards the
182 design of the Malden-Revere-Saugus Reconstruction and Widening Project on Route 1, from
183 Route 60 to Route 99 and shall include a feasibility study of connecting the city of Lynn to Route
184 1 in Revere; provided further; that \$2,157,000 shall be expended for improvements at the
185 intersection of Route 3A at the Summer Street rotary in the town Hingham; provided further, that
186 \$500,000 shall be expended for a study to examine the cost and feasibility of using current
187 commuter rail infrastructure for the Massachusetts Bay Transit Authority's Blue Line connecting
188 in the city of Revere and continuing to run along the tracks into the Lynn Station; provided
189 further, that \$1,000,000 shall be expended for the Mt. Vernon Street Viaduct repairs in the city of
190 Lynn; provided further, that \$1,000,000 shall be expended for the sewer expansion project along
191 Route 20, between Massasoit Road and Sunderland Road, in the city of Worcester; provided
192 further, that \$1,500,000 shall be expended for the design and reconstruction of the intersection of
193 North Quincy Street, Chestnut Street and Boundary Avenue in the city of Brockton; provided
194 further, that \$5,000,000 shall be expended for improvements to the Marine Corps Rotary and
195 VFW Parkway in the town of Dedham; provided further, that \$500,000 shall be expended for the
196 study, design, planning and replacement of deficient bridges in the town of New Marlborough;
197 provided further, that \$1,000,000 shall be expended for the construction of a pedestrian overpass
198 on Route 1A on the Lynnway at Blossom Street in the city of Lynn; and provided further, that
199 \$1,150,000 shall be expended for the reconstruction of Princeton Street and Acushnet Avenue in
200 the city of New Bedford.....\$2,978,603,273

201 6121-1318 For a complete streets certification program as established in section 26 of
202 this act, to be disbursed in the form of grants to certified cities and towns for infrastructure and
203 planning; provided, that not less than 33 per cent of the grants awarded shall be issued to cities
204 and towns with a median household income below the average of the
205 commonwealth.....\$50,000,000

206 6122-1224 For the construction and reconstruction of town and county ways as described
207 in clause (b) of the second paragraph of section 4 of chapter 6C of the General Laws; provided,
208 however, that a city or town shall comply with the procedures established by the Massachusetts
209 Department of Transportation; provided further, that a city or town may appropriate for these
210 projects amounts not in excess of the amount provided to the city or town under this item,
211 preliminary notice of which shall be provided by the department to the city or town not later than
212 April 1 of each year; provided, further, that the appropriation shall be considered as an available
213 fund upon approval of the commissioner of revenue under section 23 of chapter 59 of the
214 General Laws; and provided further, that the commonwealth shall reimburse a city or town under

215 this item, subject to the availability of funds as provided in section 9B of chapter 29 of the
216 General Laws, within 30 days after receipt by the department of a request for reimbursement
217 from the city or town, which request shall include certification by the city or town that actual
218 expenses have been incurred on projects eligible for reimbursement under this item and that the
219 work has been completed to the satisfaction of the city or town according to the specifications of
220 the project and in compliance with applicable laws and procedures established by the
221 department.....\$300,000,000

222 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENT

223 Department of Conservation and Recreation

224 2890-7020 For the design, construction, reconstruction, repair, improvement, or
225 rehabilitation of department of conservation and recreation parkways, boulevards, and related
226 appurtenances and equipment including, but not limited to, the costs of engineering and other
227 services for those projects rendered by department of conservation and recreation consultants;
228 provided, that all work funded by this item shall be carried out according to standards developed
229 by the department of conservation and recreation pursuant to historic parkways preservation
230 treatment guidelines to protect the scenic and historic integrity of the bridges and parkways
231 under its
232 control.....\$125,000,000

233 SECTION 2B.

234 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

235 Rail and Transit Division

236 6622-1305 For the purposes of chapter 161B of the General Laws, including the purchase
237 and rehabilitation of rolling stock, related assets and support equipment necessary to safely serve
238 transit passengers, construction and rehabilitation of regional transit authority operations and
239 passenger facilities, and purchase of related appurtenances and tools; provided, that not less than
240 \$100,000,000 shall be made available for the purpose of planning, engineering, design and
241 construction of regional transit authority transportation
242 facilities..... \$350,000,000

243 6622-1382 For the purposes of implementing the mobility assistance program under
244 section 13 of chapter 637 of the acts of 1983 and regional intercity bus and intermodal service;
245 provided, that funds may also be used for transportation planning, design, permitting, acquisition
246 of interests in land and engineering for bus and other transit projects
247\$24,000,000

248 6622-1380 For the purpose of implementing rail improvements under chapter 161C of the
249 General Laws; provided, that funds may also be used for transportation planning, design,

250 permitting, acquisition of interests in land and engineering for rail projects, including the
251 industrial rail access program.....\$80,000,000

252 SECTION 2C.

253 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

254 Massachusetts Bay Transportation Authority

255 6621-1308 For the purpose of implementing rail improvements under chapter 161A of
256 the General Laws; provided, that funds may be used for transportation planning, design,
257 permitting and engineering, right-of-way acquisition, acquisition of interests in land, vehicle
258 procurement, construction, construction of stations, signals and electrical systems, and for heavy
259 rail, light rail and bus projects which projects shall include the Red Line, Orange Line, Green
260 Line, and system- wide bus service; provided further, that the department may use these funds
261 for the purchase and rehabilitation of heavy equipment and other maintenance equipment;
262 provided, that final assembly of Red Line and Orange Line vehicles shall take place in the
263 commonwealth and preference shall be given to assembly facilities located in cities or towns
264 with unemployment rates that exceed the state
265 average.....\$2,500,000,000

266 SECTION 2D.

267 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

268 Aeronautics Division

269 6820-1301 For the implementation of the airport improvement program under chapter 6C
270 of the General Laws; provided further, that \$25,000,000 shall be expended for upgrades at the
271 New Bedford Airport\$
272 89,000,000

273 SECTION 2E.

274 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

275 Registry of Motor Vehicles Division

276 6420-1317 For the implementation of the registry of motor vehicles modernization and
277 improvement program under chapter 6C of the General Law.....\$63,000,000

278 SECTION 2F.

279 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

280 Rail and Transit Division

281 6622-1381 For the purpose of implementing South Coast Rail improvements; provided,
282 that funds may be used for transportation planning, design, permitting and engineering,
283 acquisition of interests in land, vehicle procurement, construction, construction of stations, and
284 right-of-way
285 acquisition.....\$2,200,000,000

286 6622-1382 For the purpose of implementing the Green Line Extension improvements;
287 provided, that funds may be used for transportation planning, design, permitting and engineering,
288 acquisition of interests in land, vehicle procurement, construction, construction of stations, and
289 right-of-way acquisition.....\$1,327,517,000

290 6622-1383 For the purpose of implementing South Station improvements; provided, that
291 funds may be used for transportation planning, design, permitting and engineering, acquisition of
292 interests in land, vehicle procurement, construction, construction of stations, and right-of-way
293 acquisition; provided further, that no less than \$25,000,000 shall be expended on the design and
294 engineering of transportation improvements along the South Boston Waterfront based on
295 recommendations from the South Boston Stakeholders Committee.....\$325,000,000

296 6622-1384 For the purpose of implementing rail improvements under chapter 161C of the
297 General Laws; provided, that funds may be used for transportation planning, design, permitting
298 and engineering, acquisition of interests in land, vehicle procurement, construction, construction
299 of stations and right-of-way acquisition for rail projects, including Springfield to Worcester
300 service, Boston to Cape Cod service and Pittsfield to New York City service.....\$175,000,000

301 SECTION 2G.

302 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

303 Office of the Secretary

304 6720-1307 For the acquisition of information technology and related expenses including,
305 but not limited to, renovation of the operations center and intelligent transportation systems and
306 the development of an asset management system required under section 6 of chapter 6C of the
307 General Laws.....\$146,500,000

308 SECTION 3. Section 39G of chapter 30 of the General Laws, as appearing in the 2012
309 Official Edition, is hereby amended by inserting after the word “retainage”, in lines 25, 26 and
310 64, each time it appears, the following words:- , if held by the awarding authority,

311 SECTION 4. Paragraph (b) of section 4 of chapter 701 of the acts of 1960 is hereby
312 amended by striking out, in line 6, the figure “75”, inserted by section 5 of chapter 243 of the
313 acts of 2002, and inserting in place thereof the following figure:- 100.

314 SECTION 5. Section 6 of chapter 153 of the acts of 2010 is hereby amended by striking
315 out subsections (a) to (c), inclusive, and inserting in place thereof the following subsections:-

316 (a) Notwithstanding any general or special law to the contrary, the property acquired by
317 the former metropolitan district commission pursuant to item 6005-9575 of section 2H of chapter
318 273 of the acts of 1994, together with all trees and structures thereon, if any, and appurtenant
319 access, utility and other easements, collectively referred to in this section as the "DCR Parcel," is
320 hereby conveyed by operation of this act to the Massachusetts Bay Transportation Authority.
321 The DCR Parcel is shown on the plan entitled "Plan of Land Between Reserved Channel and
322 East First Street in the South Boston Designated Port Area," dated March 24, 2010, drawn by
323 John A. Hammer III, PLS, on file with the Massachusetts Port Authority. The DCR Parcel
324 includes the MBTA Use Area containing approximately 67,400 square feet. The exact
325 boundaries of the DCR Parcel are set forth in section 106 of said chapter 273 of the Acts of 1994.

326 (b) Notwithstanding any general or special law to the contrary, the Massachusetts Bay
327 Transportation Authority is hereby authorized and directed to convey the portion of the DCR
328 Parcel consisting of 569,517 square feet, more or less, as shown on the plan described in
329 subsection (a) as the "Designated Port Area Parcel," to the Massachusetts Port Authority for such
330 consideration as is agreed upon by the Massachusetts Port Authority and the Massachusetts Bay
331 Transportation Authority which shall be equal to the fair market value of the Designated Port
332 Area Parcel, considering the condition of the parcel including the subsurface condition. The legal
333 description of the Designated Port Area Parcel is as follows: Beginning at a point at the
334 northeasterly corner of the parcel at the intersection of the westerly line of a street formerly
335 known as O street and the southerly line of the Reserved Channel, Thence S88-23-28W a
336 distance of 802.82 feet by said Reserved Channel, Thence S01-36-32E, a distance of 770.00 feet
337 by land now or formerly of Exelon New Boston, LLC, Thence N88-23-28E, a distance of 470.00
338 feet, Thence N37-45-36E, a distance of 51.74 feet, Thence N01-36-32W, a distance of 120.00
339 feet, Thence N88-23-28E, a distance of 300.00 feet to said former O street, Thence N01-36-
340 32W, a distance of 610.00 feet by said former O street to the point of the beginning, Together
341 with the fee underlying said former O street where it abuts the Designated Port Area Parcel.

342 SECTION 6. Subsection (d) of section 6 of chapter 153 of the acts of 2010 is hereby
343 amended by striking out the first sentence and inserting in place thereof the following sentence:-
344 Notwithstanding any general or special law to the contrary, the Massachusetts Bay
345 Transportation Authority is hereby authorized and directed to convey to the Massachusetts Port
346 Authority the parcel of land consisting of 159,309 square feet, more or less, shown on the plan
347 described in subsection(a) as "Excess MBTA Parcel," together with all trees and structures
348 thereon, if any, and appurtenant access, utility or other easements, and the fee underlying O
349 street where it abuts the Excess MBTA Parcel, for such consideration as is agreed upon by the
350 Massachusetts Port Authority and the Massachusetts Bay Transportation Authority which shall
351 be equal to the fair market value of the Excess MBTA Parcel, considering the condition of the
352 parcel including the subsurface condition.

353 SECTION 7. The first sentence of subsection (i) of section 6 of chapter 153 of the acts of
354 2010 is hereby amended by inserting at the end thereof the following words:- except as set forth
355 in subsections (b) and (d) of this section.

356 SECTION 8. To meet the expenditures necessary in carrying out section 2, the state
357 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
358 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
359 \$1,900,000,000. All bonds issued by the commonwealth under this section shall be designated on
360 their face, The Way Forward Transportation Improvement Act of 2013, and shall be issued for a
361 maximum term of years, not exceeding 30 years, as the governor may recommend to the general
362 court under Section 3 of Article LXII of the Amendments to the Constitution. All bonds shall be
363 payable not later than June 30, 2053. All interest and payments on account of principal on these
364 obligations shall be payable from the Commonwealth Transportation Fund. Unless the governor
365 makes a request under section 20 of chapter 29 of the General Laws, bonds and interest thereon
366 issued under this section shall be general obligations of the commonwealth.

367 SECTION 9. To meet the expenditures necessary in carrying out section 2A, the state
368 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
369 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
370 \$3,453,603,273. All bonds issued by the commonwealth under this section shall be designated on
371 their face, The Way Forward Transportation Improvement Act of 2013, and shall be issued for a
372 maximum term of years, not exceeding 30 years, as the governor may recommend to the general
373 court under Section 3 of Article LXII of the Amendments to the Constitution. All bonds shall be
374 payable not later than June 30, 2053. All interest and payments on account of principal on these
375 obligations shall be payable from the Commonwealth Transportation Fund. Unless the governor
376 makes a request under section 20 of chapter 29 of the General Laws, bonds and interest thereon
377 issued under this section shall be general obligations of the commonwealth.

378 SECTION 10. To meet the expenditures necessary in carrying out section 2B, the state
379 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
380 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
381 \$454,000,000. All bonds issued by the commonwealth under this section shall be designated on
382 their face, The Way Forward Transportation Improvement Act of 2013, and shall be issued for a
383 maximum term of years, not exceeding 30 years, as the governor may recommend to the general
384 court under Section 3 of Article LXII of the Amendments to the Constitution. All these bonds
385 shall be payable not later than June 30, 2053. All interest and payments on account of principal
386 on these obligations shall be payable from the Commonwealth Transportation Fund. Unless the
387 governor makes a request under section 20 of chapter 29 of the General Laws, bonds and interest
388 thereon issued under this section shall be general obligations of the commonwealth.

389 SECTION 11. To meet the expenditures necessary in carrying out section 2C, the state
390 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an

391 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
392 \$2,500,000,000. All bonds issued by the commonwealth under this section shall be designated on
393 their face, The Way Forward Transportation Improvement Act of 2013, and shall be issued for a
394 maximum term of years, not exceeding 30 years, as the governor may recommend to the general
395 court under Section 3 of Article LXII of the Amendments to the Constitution. All these bonds
396 shall be payable not later than June 30, 2053. All interest and payments on account of principal
397 on these obligations shall be payable from the Commonwealth Transportation Fund. Unless the
398 governor makes a request under section 20 of chapter 29 of the General Laws, bonds and interest
399 thereon issued under this section shall be general obligations of the commonwealth.

400 SECTION 12. To meet the expenditures necessary in carrying out section 2D, the state
401 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
402 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
403 \$89,000,000. All bonds issued by the commonwealth under this section shall be designated on
404 their face, The Way Forward Transportation Improvement Act of 2013, and shall be issued for a
405 maximum term of years, not exceeding 30 years, as the governor may recommend to the general
406 court under Section 3 of Article LXII of the Amendments to the Constitution. All these bonds
407 shall be payable not later than June 30, 2053. All interest and payments on account of principal
408 on these obligations shall be payable from the Commonwealth Transportation Fund. Unless the
409 governor makes a request under section 20 of chapter 29 of the General Laws, bonds and interest
410 thereon issued under this section shall be general obligations of the commonwealth.

411 SECTION 13. To meet the expenditures necessary in carrying out section 2E, the state
412 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
413 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
414 \$63,000,000. All bonds issued by the commonwealth under this section shall be designated on
415 their face, The Way Forward Transportation Improvement Act of 2013, and shall be issued for a
416 maximum term of years, not exceeding 30 years, as the governor may recommend to the general
417 court under Section 3 of Article LXII of the Amendments to the Constitution. All these bonds
418 shall be payable not later than June 30, 2053. All interest and payments on account of principal
419 on these obligations shall be payable from the Commonwealth Transportation Fund. Unless the
420 governor makes a request under section 20 of chapter 29 of the General Laws, bonds and interest
421 thereon issued under this section shall be general obligations of the commonwealth.

422 SECTION 14. To meet the expenditures necessary in carrying out section 2F, the state
423 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
424 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
425 \$4,027,517,000. All bonds issued by the commonwealth under this section shall be designated on
426 their face, The Way Forward Transportation Improvement Act of 2013, and shall be issued for a
427 maximum term of years, not exceeding 30 years, as the governor may recommend to the general
428 court under Section 3 of Article LXII of the Amendments to the Constitution. All these bonds
429 shall be payable not later than June 30, 2053. All interest and payments on account of principal

430 on these obligations shall be payable from the Commonwealth Transportation Fund. Unless the
431 governor makes a request under section 20 of chapter 29 of the General Laws, bonds and interest
432 thereon issued under this section shall be general obligations of the commonwealth.

433 SECTION 15. To meet the expenditures necessary in carrying out section 2G, the state
434 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
435 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
436 \$146,500,000. All bonds issued by the commonwealth under this section shall be designated on
437 their face, Commonwealth Transportation Improvement Act of 2013, and shall be issued for a
438 maximum term of years, not exceeding 20 years, as the governor may recommend to the general
439 court under Section 3 of Article LXII of the Amendments to the Constitution. All these bonds
440 shall be payable not later than June 30, 2043. All interest and payments on account of principal
441 on these obligations shall be payable from the Commonwealth Transportation Fund. Unless the
442 governor makes a request under section 20 of chapter 29 of the General Laws, bonds and interest
443 thereon issued under this section shall be general obligations of the commonwealth.

444 SECTION 16. Notwithstanding any general or special law to the contrary, in carrying out
445 sections 2 to 2G, inclusive, and all other provisions of this act, the Massachusetts Department of
446 Transportation may enter into contracts, agreements, or transactions that may be appropriate with
447 other federal, state, local or regional public agencies or authorities. The contracts, agreements, or
448 transactions may relate to such matters as the department shall determine including, without
449 limitation, the research, design, layout, construction, reconstruction or management of
450 construction of all or a portion of these projects. In relation to any such contracts, agreements, or
451 transactions the department may advance monies to these agencies or authorities, without prior
452 expenditure by the agencies or authorities, and the agencies and authorities may accept monies
453 necessary to carry out these agreements, provided, however, the department shall certify to the
454 comptroller the amounts so advanced, and these agreements shall contain provisions satisfactory
455 to the department for the accounting of monies expended by any other agency or authority. All
456 monies not expended under these agreements shall be credited to the account of the department
457 from which they were advanced.

458 SECTION 17. (a) Notwithstanding any other general or special law to the contrary, the
459 Massachusetts Department of Transportation shall expend the sums authorized in sections 2, and
460 2A for the following purposes: projects for the laying out, construction, reconstruction,
461 resurfacing, relocation or necessary or beneficial improvement of highways, bridges, bicycle
462 paths or facilities, on- and off-street bicycle projects, sidewalks, telecommunications, parking
463 facilities, auto-restricted zones, scenic easements, grade crossing eliminations and alterations of
464 other crossings, traffic safety devices on state highways and on roads constructed under clause
465 (b) of the second paragraph of section 4 of chapter 6C of the General Laws, highway or mass
466 transportation studies, including, but not limited to, traffic, environmental or parking studies, the
467 establishment of school zones under section 2 of chapter 85 of the General Laws, improvements
468 on routes not designated as state highways without assumption of maintenance responsibilities

469 and projects to alleviate contamination of public and private water supplies caused by the
470 department's storage and use of snow removal chemicals which are necessary for the purposes of
471 highway safety and for the relocation of persons or businesses or for the replacement of
472 dwellings or structures including, but not limited to, providing last resort housing under federal
473 law and any functional replacement of structures in public ownership that may be necessary for
474 the foregoing purposes and for relocation benefits to the extent necessary to satisfy the
475 requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act
476 of 1970, 42 U.S.C. 4601 et seq., Pub. L. 97-646, 84 Stat. 1864 (1971), and to sell any structure
477 the title to which has been acquired for highway purposes. Environmental studies conducted
478 under this subsection may include an assessment of both existing and proposed highway rest stop
479 facilities to determine the cost-effectiveness of sanitary facilities that use zero pollution
480 discharge technologies, including recycling greywater systems. When dwellings or other
481 structures are removed in furtherance of any of these projects, the excavations or cellar holes
482 remaining shall be filled in and brought to grade within 1 month after the removal. In planning
483 projects funded by said section 2A, consideration shall be made, to the extent feasible, to
484 accommodate and incorporate provisions to facilitate the use of bicycles and walking as a means
485 of transportation. Nothing in this section shall be construed to give rise to enforceable legal
486 rights in any party or a cause of action or an enforceable entitlement as to the projects described
487 in this section.

488 (b) Funds authorized in section 2A shall, except as otherwise specifically provided in this
489 act, be subject to the first paragraph of section 6 and sections 7 and 9 of chapter 718 of the acts
490 of 1956, if applicable, and, notwithstanding any general or special law to the contrary, may be
491 used for the purposes stated in this act in conjunction with funds of cities, towns and political
492 subdivisions.

493 (c) The Massachusetts Department of Transportation may expend funds made available
494 by this act to acquire from a person by lease, purchase, eminent domain under chapter 79 of the
495 General Laws or otherwise, land or rights in land for parking facilities adjacent to a public way
496 to be operated by the department or under contract with an individual; expend funds made
497 available by this act for the acquisition of van-type vehicles used for multi-passenger, commuter-
498 driven carpools and high-occupancy vehicles including, but not limited to, water shuttles and
499 water taxis; and, under all applicable state and federal laws and regulations, exercise all powers
500 and do all things necessary and convenient to carry out the purposes of this act.

501 (d) In carrying out this section, the Massachusetts Department of Transportation may
502 enter into contracts or agreements with cities to mitigate the effects of projects undertaken under
503 this act and to undertake additional transportation measures within the city and may enter into
504 contracts, agreements or transactions with other federal, state, local or regional public agencies,
505 authorities, nonprofit organizations or political subdivisions that may be necessary to implement
506 these contracts or agreements with cities. Cities and other state, local or regional public agencies,
507 authorities, nonprofit organizations or political subdivisions may enter into these contracts,

508 agreements or transactions with the department. In relation to these agreements, the department
509 may advance to these agencies, organizations or authorities, without prior expenditure by the
510 agencies, organizations or authorities, monies necessary to carry out these agreements, but the
511 department shall certify to the comptroller the amount so advanced, and all monies not expended
512 under these agreements shall be credited to the account of the department from which they were
513 advanced. The department shall report to the house and senate committees on ways and means
514 on any transfers completed under this subsection.

515 SECTION 18. Notwithstanding any other general or special law to the contrary, the
516 Massachusetts Department of Transportation shall take all necessary actions to secure federal
517 highway or transportation assistance which is or may become available to the department
518 including, but not limited to, actions authorized under or in compliance with Title 23 of the
519 United States Code, the Surface Transportation Act of 1987, Pub. L. 100-17, the Intermodal
520 Surface Transportation Efficiency Act of 1991, Pub. L. 102-240, the Transportation Equity Act
521 for the 21st Century, Pub. L. 105-178, the Safe, Accountable, Flexible, Efficient Transportation
522 Equity Act: A Legacy for Users, Pub. L. 109-59, Implementing Recommendations of the 9/11
523 Commission Act of 2007, Pub. Law 110-53 and any successor acts or reauthorizations of those
524 acts, and actions such as filing applications for federal assistance, supervising the expenditure of
525 funds under federal grants or other assistance agreements and making any determinations and
526 certifications necessary or appropriate to the foregoing. If a federal law, administrative regulation
527 or practice requires an action relating to federal assistance to be taken by a department, agency or
528 other instrumentality of the commonwealth other than the Massachusetts Department of
529 Transportation, the other department, agency or instrumentality shall take such action.

530 SECTION 19. Notwithstanding any other general or special law to the contrary, all
531 construction contracts funded in whole or in part by the funds authorized by this act shall include
532 a price adjustment clause for each of the following: fuel, both diesel and gasoline, asphalt,
533 concrete and steel. A base price for each material shall be set by the awarding authority or
534 agency and included in the bid documents at the time a project is advertised. The awarding
535 authority or agency shall also identify in the bid documents the price index to be used for each
536 material or supply. The adjustment clause shall provide for a contract adjustment to be made on a
537 monthly basis when the monthly cost change exceeds plus or minus 5 per cent.

538 SECTION 20. Notwithstanding any other general or special law to the contrary, section
539 61 and sections 62A to 62I, inclusive, of chapter 30, chapter 91 and section 40 of chapter 131 of
540 the General Laws shall not apply to bridge projects of the Massachusetts Department of
541 Transportation and the Massachusetts Bay Transportation Authority for the repair,
542 reconstruction, replacement or demolition of existing state highway, authority and municipally-
543 owned bridges, including the immediate approaches necessary to connect the bridges to the
544 existing adjacent highway and rail system, in which the design is substantially the functional
545 equivalent of, and in similar alignment to, the structure to be reconstructed or replaced, but said
546 section 61 and said sections 62A to 62I, inclusive, of said chapter 30 shall apply to the repair,

547 reconstruction, replacement or demolition project where the project requires a mandatory
548 environmental impact report under 301 CMR 11.00, and all work shall be subject to the
549 requirements of the then current edition of the Massachusetts Department of Transportation's
550 Stormwater Handbook as approved by the department of environmental protection under
551 applicable law. Notice shall be published in the Environmental Monitor of any application to the
552 department of environmental protection for a water quality certification, and the work shall be
553 subject to performance standards prescribed by the department of environmental protection
554 under section 401 of the Federal Clean Water Act if applicable to the project. Notwithstanding
555 any other provision of this section, said section 61 and said sections 62A to 62I, inclusive, of said
556 chapter 30, said chapter 91 and said section 40 of said chapter 131 shall apply to any portions of
557 the bridge and roadway approaches to the crossing of the Charles river for the Central
558 Artery/Tunnel Project. If any state highway, authority or municipal bridge crosses over a railroad
559 right-of-way or railroad tracks, the department or authority, as applicable, shall seek the opinion
560 of a railroad company, railway company or its assigns operating on the track of a necessary
561 clearance between the track and the bridge, but the department and the authority and their agents
562 or contractors may enter upon any right-of-way, land or premises of a railroad company or
563 railway company or its assigns for purposes that the department or authority may consider
564 necessary or convenient to carry out this section. If a flagman is needed to carry out the section,
565 the railroad company, Railway Company or its assigns shall provide the flagman, the cost which
566 shall be borne by the bridge project except in the case of a bridge transferred under chapter 634
567 of the acts of 1971. For the purposes of this section, "bridge" shall include any structure
568 spanning and providing passage over water, railroad right-of-way, public or private way, other
569 vehicular facility or other area. Any project exempted from any law under this section shall be
570 subject to the public consultation process required by the then current version of the
571 Massachusetts Department of Transportation's project development and design guidebook.

572 SECTION 21. Appropriations made pursuant to sections 2A, 2C, and 2F of this act shall
573 be available for expenditure in the 10 fiscal years following June 30 of the calendar year in
574 which the appropriation is made and any portion of such appropriation representing
575 encumbrances outstanding on the records of the comptroller's bureau at the close of such tenth
576 fiscal year may be applied to the payment thereof any time thereafter. The unencumbered
577 balance shall revert to the commonwealth at the close of such tenth fiscal year.

578 SECTION 22. The secretary of administration and finance and secretary of transportation
579 shall submit a report on the progress of any projects funded under this act and included in the
580 department's five-year capital investment plan to the clerks of the senate and house of
581 representatives, the chairs of the senate and house committees on ways and means, and the chairs
582 of the senate and house committees on bonding, capital expenditures and state assets. The report
583 shall include, but not be limited to: (1) the previous year planned spending, (2) previous year
584 spending, (3) current year planned spending, (4) current year spending to date, (5) original
585 estimated total project cost, (6) project description and location of the project. The report shall be

586 submitted on June 30 and December 31 of each year for a period of 8 years after the effective
587 date of this act.

588 SECTION 23. Notwithstanding any general or special law to the contrary, the
589 unexpended balances of all capital accounts authorized in chapter 86 of the acts of 2008, chapter
590 233 of the acts of 2008, chapter 303 of the acts of 2008, chapter 10 of the acts of 2011, chapter
591 133 of the acts of 2012 and chapter 242 of the acts of 2012 which otherwise would revert on
592 June 30, 2013, but which are necessary to fund obligations during fiscal year 2014, are hereby
593 re-authorized through June 30, 2014.

594 SECTION 24. The secretary of transportation and the secretary of energy and
595 environmental affairs shall jointly submit a report regarding the capital and operating needs of
596 the New Bedford State Pier to the senate and house chairs of the joint committee on
597 transportation and the clerks of the senate and house of representatives, no later than April 1,
598 2014. The report shall include, but not be limited to: (1) an analysis of the current state of repair
599 of the state pier, including a description of all projects and expenditures needed to bring said Pier
600 into a state of good repair and low-end and high-end estimates of the useful life of all physical
601 components of said Pier and the estimated cost, as of the date of this Act, to replace same; (2) for
602 the prior and current fiscal years, any and all operating expenses associated with said Pier,
603 including without limitation payments to all vendors performing any work with respect to said
604 Pier and the salaries of all state employees who have performed any work with respect to said
605 Pier; (3) all persons and entities currently making use of said Pier pursuant to any written or
606 unwritten lease, license, permit, invitation or other agreement; and (4) a recommendation as to
607 the most efficient structure for ownership, management, operation, and oversight of said Pier,
608 including without limitation a recommendation as to which state agency or agencies should own
609 or operate said Pier and what actions, if any, should be undertaken with regard to whether future
610 operation of said Pier should include input and/or participation by municipalities or other
611 governmental instrumentalities abutting the Port of New Bedford.

612 SECTION 25. There shall be a special commission to conduct a study of the metropolitan
613 planning organizations. The commission shall consist of 15 members: 3 members of the senate, 1
614 of whom shall be the senate chair of the joint committee on transportation and serve as co-chair,
615 1 of whom shall be the senate chair of the joint committee on municipalities and regional
616 government and 1 of whom shall be appointed by the minority leader of the senate; 3 members
617 of the house of representatives, 1 of whom shall be the house chair of the joint committee on
618 transportation and serve as co-chair, 1 of whom shall be the house chair of the joint committee
619 on municipalities and regional government and 1 of whom shall be appointed by the minority
620 leader of the house; the chairman of board of the Massachusetts department of transportation; the
621 secretary of administration and finance or a designee; the general manager of the Massachusetts
622 Bay Transportation Authority or a designee; 1 representative appointed by the governor from a
623 list of 3 nominees submitted by the Massachusetts Association of Regional Transit Authorities; 1
624 representative appointed by the governor from a list of 3 nominees submitted by the

625 Massachusetts Railroad Association; 1 person appointed by the governor who is an expert in
626 transportation finance or transportation planning who is employed at a private or public
627 Massachusetts institution for higher education; 1 person appointed by the governor who is a
628 representative of a business association; and 2 representatives appointed by the governor from a
629 list of 5 nominees submitted by the Massachusetts Association of Regional Planning Agencies,.
630 The study shall include, but not be limited to, an analysis of (1) the current metropolitan planning
631 organizations' process; (2) potential ways to simplify and streamline the administration and
632 project selection process; (3) ways to better coordinate between regional metropolitan planning
633 organizations; (4) the potential for the creation of sub-regions; and (5) best practices and models
634 from other states' regional planning organizations. The commission shall conduct its first
635 meeting not more than 60 days after the effective date of the act and shall hold not less than 3
636 public hearings in distinct regions of the commonwealth. The commission shall consult with
637 relevant agencies of the United States department of transportation. The commission shall report
638 the results of its study, together with drafts of legislation, if any, necessary to carry its
639 recommendations into effect, by filing the report with the clerks of the senate and house of
640 representatives, who shall forward the report to the joint committee on transportation and the
641 house and senate committees on bonding, capital expenditures and state assets on or before
642 October 31, 2014.

643 SECTION 26. The registrar shall prepare and submit a report detailing the licensing of
644 commercial and non-commercial motor vehicle inspection facilities pursuant to 540 CMR 4.08
645 to the house and senate chairs of the joint committee on transportation and the clerks of the
646 senate and house of representatives, no later than February 1, 2014. The report shall include, but
647 not be limited to: (1) the number of licensed commercial and non-commercial facilities, (2) the
648 number of applicants on waiting lists for approval to perform commercial or non-commercial
649 motor vehicle inspections, (3) any applicable limits on the number of commercial or non-
650 commercial inspection licenses which may be issued and the reasons for such limits, and (4) the
651 application process in general.

652 SECTION 27. (a) For the purposes of this section the following words shall have the
653 following meanings: -

654 "Department", the Massachusetts Department of Transportation

655 "Program", the complete streets certification program.

656 "Complete streets", streets that provide accommodations for users of all transportation
657 modes, including, but not limited to, walking, cycling, public transportation, automobiles and
658 freight.

659 "Certified municipality", a city or town that has been certified by the department pursuant
660 to section 3.

661 (b) The department shall establish a complete streets certification program. The purpose
662 of the program shall be to encourage municipalities to regularly and routinely include complete
663 streets design elements and infrastructure on locally funded roads.

664 (c) To be certified as a complete streets community, a municipality shall: (1) file an
665 application with the department in a form and manner prescribed by the department; (2) adopt a
666 complete streets bylaw, ordinance or administrative policy in a manner which shall be approved
667 by the department including at least 1 public hearing; provided, that the bylaw, ordinance or
668 policy shall identify the body, individual or entity responsible for carrying out the complete
669 streets program; (3) coordinate with the department to confirm the accuracy of the baseline
670 inventory of pedestrian and bicycle accommodations in order to identify priority projects; (4)
671 develop procedures to follow when conducting municipal road repairs, upgrades, or expansion
672 projects on public rights-of-way to incorporate complete streets elements; (5) establish a review
673 process for all private development proposals to ensure complete streets components are
674 incorporated into new construction; (6) set a municipal goal for an increased mode share for
675 walking, cycling and public transportation, where applicable, to be met within 5 years and
676 develop a program to reach that goal; and (7) submit an annual progress report to the department.

677 (d) Municipalities may execute this section in the following manner: in a city having a
678 Plan D or Plan E charter, by the manager; in any other city by the mayor; in a town, by vote of
679 the board of selectmen. Certified municipalities shall be eligible to receive funding pursuant to
680 subsection (d).

681 (e) The department shall adopt rules, regulations or guidelines for the administration and
682 enforcement of this section, including, but not limited to, establishing applicant selection criteria,
683 funding priority, application forms and procedures, grant distribution and other requirements.

684 (f) The governor shall appoint an advisory committee to assist the department in
685 developing the rules, regulations or guidelines for the program, including the development of a
686 model complete streets bylaw or ordinance. The advisory committee shall be comprised of the
687 following members as appointed by the governor: 3 persons who are members of 3 different
688 Massachusetts association of regional planning agencies, 2 persons who are residents of gateway
689 municipalities, as defined by section 3A of chapter 23A, and 1 person from each of the following
690 organizations: Metropolitan Area Planning Council, the department of public health, the
691 Massachusetts Municipal Association, the Massachusetts Bicycle Coalition, WalkBoston, the
692 Livable Streets Alliance and the Massachusetts Association of Chambers of Commerce
693 Executives.

694 (g) The department shall annually, on or before April 1, submit a report detailing the
695 program's progress during the previous calendar year to the clerks of the senate and the house of
696 representatives who shall forward the same to the joint committee on transportation and the joint
697 committee on public health.

698 SECTION 28. Notwithstanding any general or special law to the contrary, the city of
699 Quincy shall be designated as the principal planning entity for the Quincy Center Station
700 Redevelopment Program, hereinafter referred to as the "program". The purpose of the program
701 shall be to plan for the redevelopment of the geographic area encompassing the Quincy Center
702 subway station and, as further defined by the city of Quincy, to improve the economic, social and
703 transportation needs of the city of Quincy and the region and to enter into a public-private
704 partnership agreement under sections 62 to 73, inclusive, of chapter 6C of the General Laws for
705 this purpose. Any public agency in the commonwealth with a real or personal property interest
706 that may be affected by this program shall participate, to the maximum extent possible, in the
707 development of a master plan consistent with the purpose of the program and shall share the cost
708 of the master plan proportionately with all entities participating in the program. The city of
709 Quincy shall comply with any transportation operating requirements of a public transportation
710 agency that may be affected by the program. As part of the program, the division of capital asset
711 management and maintenance shall participate in the study of any proposal to construct a state
712 court house. Any state appropriation expended to facilitate the implementation of the program
713 shall be designated as a shared contribution from all entities participating in the program.



Boston Region Metropolitan Planning Organization



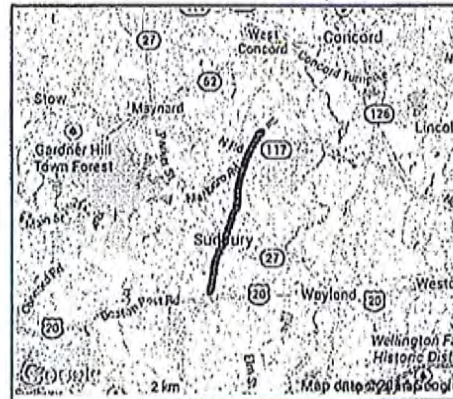
Project Funding Application Form: PRINT VERSION

Close Print Version

Overview

Proponent-Provided
Data last entered on: **01/24/2012**
Tip status: **Conceptual**

- 1. I.D. Number: **1164**
- 2. Municipality(ies): **Sudbury**
- 3. Project Name: **Bruce Freeman Rail Trail, Phase 2D**
- 4. Project Category: **Bicycle and Pedestrian**
- 5. MassDOT Highway Division District: **3**
- 6. MAPC Subregion: **MAGIC**
- 7. MAPC Community Type: **Maturing Suburb**
- 8. Estimated Cost: **\$0**
- 9. Evaluation Rating: **(No evaluations provided)**



- 10. Description:
- 11. Project Length (Miles): **4.45**
- 12. Project Lane Miles:

Community Support

P1 Community Priority **5**

Additional Status

- 13. MPO/CTPS Study:
- 14. Air Quality Status: **Exempt**



Boston Region Metropolitan Planning Organization



Project Funding Application Form

You are logged in as sudbury.

You may enter proponent-provided information on this page.

Save changes

Log out

(Can't use 'print form' while in editing mode)

Overview Readiness System Preservation, Modernization and Efficiency Livability and Economic Benefit Mobility Environment and Climate Change Environmental Justice Safety and Security Other

System Preservation, Modernization, and Efficiency

22. Existing Pavement Condition

Pavement Roughness (IRI):

IRI:

Year:

23. Equipment Condition

Number of Signals:

Signal Descriptions:

24. CMP Area:

P2 What are the infrastructure condition needs or issues of the project area?

This project will provide safe passage for bicyclists and pedestrians from the intersection of the former Penn Central railroad right-of-way currently owned by CSX and MBTA right-of-way northerly to the Sudbury/Concord town line.

P3 How does this project address the infrastructure condition needs or issues in the project area?

The former Penn Central railroad right-of-way is currently owned by CSX. Negotiations are currently underway to purchase the right-of-way.

System Preservation, Modernization, and Efficiency Evaluation and Scoring (36 total points possible):

<i>Improves substandard pavement</i>	<input type="text" value="0"/>
<i>Improves substandard signal equipment condition</i>	<input type="text" value="0"/>
<i>Improves traffic signal operations</i>	<input type="text" value="0"/>
<i>In a Congestion Management Process Identified Area</i>	<input type="text" value="0"/>
<i>Improves intermodal accommodations/connections to transit</i>	<input type="text" value="0"/>
<i>Implements ITS strategies other than traffic signal operations</i>	<input type="text" value="0"/>
<i>Sum of Evaluation Scores</i>	<input type="text" value="0"/>

- Parking restrictions or pricing policies
- Alternative work hours
- Telecommuting options
- Subsidized transit use and financial incentives
- Area-wide strategies
- Subsidies for local transit service
- Multi-occupant vehicle access

- 27. Serves a targeted development area: Unevaluated
- 28. Municipality provides financial or regulatory support for targeted development: Unevaluated

P4 How does the project improve access for pedestrians, bicyclists, and public transportation?
 How does the project support MassDOT's mode shift goal of tripling the share of walking, biking, and transit travel?
The proposed rail trail will be for pedestrians, bicyclists, wheelchairs, and other non-motorized vehicles.

P5 How is the project consistent with local land use policies?
 How does the project advance local efforts to improve design and access?
The rail trail is one of the goals in the Town of Sudbury's open space plan to investigate the proposed Bruce Freeman Rail Trail and CSX railroad corridor as a non-motorized recreational corridor.

P6 How does the zoning within 1/2 mile of this project support transit-oriented development and preserve any new roadway capacity?
The northerly section of the CSX line is zoned business and industrial and has limited bus service.

P7 How is the project consistent with state, regional and local economic development priorities?
The project will provide non-motorized access to businesses located at the northerly section of the CSX line.

Livability and Economic Benefit Evaluation and Scoring (29 total points possible):

<i>Design is consistent with complete streets policies</i>	0
<i>Provides multimodal access to an activity center</i>	0
<i>Reduces auto dependency</i>	0
<i>Project serves a targeted development site</i>	0
<i>Provides for development consistent with the compact growth strategies of MetroFuture</i>	0
<i>Project improves Quality of Life</i>	0
Sum of Evaluation Scores	0

Mobility

Mobility

- 29. Transit Vehicles Using Roadway:
 - MBTA Bus Routes:
 - Other Transit:
- 30. Usage:
 - Average Daily Traffic Volumes: (No volume info available)
 - Average Daily Truck Volumes: (No volume info available)
 - Average Weekday Transit Rider Volumes: (No transit rider info available)
 - AM Peak Hour Pedestrian Volumes: (No pedestrian info available)
 - AM Peak Hour Bicyclist Volumes: (No bike volume info available)
 - PM Peak Hour Pedestrian Volumes: (No pedestrian info available)
 - PM Peak Hour Bicyclist Volumes: (No bike volume info available)

31. Average Speed, MPH:
 AM Peak Period:
 PM Peak Period:

32. Average Speed Index:
 AM Peak Period:
 PM Peak Period:

33. Supports regional freight infrastructure:

P8 What is the primary mobility need for this project, and how does it address that need?
Project will provide safe passage for pedestrians, bicyclists and other non-motorized modes of transportation.

P9 What intelligent transportation systems (ITS) elements does this project include?
Not applicable.

Mobility Evaluation and Scoring (25 total points possible):

Existing peak hour level of service (LOS)	0
Improves or completes an MPO or State identified freight movement issue	0
Addresses proponent identified primary mobility need	0
Addresses MPO identified primary mobility need	0
Project reduces congestion	0
Improves transit reliability	0
Sum of Evaluation Scores	0

Environment and Climate Change

Environment and Climate Change

- 34. CO₂ Impact (annual tons reduced).
- 35. Located in a Green Community. **Yes, in Green Community**
- 36. Located in an area of critical environmental concern. **No, not in A C E C**
- 37. Located within 200 feet of a waterway. **Yes, within 200 feet of waterway**

P10 How does the project relate to community character?
Project is located within a residential, business and industrial district and should have a positive effect on the area.

P11 What are the environmental impacts of the project?
Project will improve air quality by reduction in motorized vehicle trips. Water quality around Town well fields will also be protected.

Environment and Climate Change Evaluation and Scoring (25 total points possible):

Air Quality (Improves or degrades)	0
CO ₂ reduction	0
Project is in an Executive Office of Energy and Environmental Affairs (EOEEA) certified Green Community	0
Project reduces VMT/VHT	0
Addresses identified environmental impacts	0
Sum of Evaluation Scores	0

Environmental Justice

Environmental Justice

(If neither E J area, Item 39, or E J population zone, Item 40, below has answer YES, this section is not applicable to your municipality.)

- 38. Located within 1/2 mile of an Environmental Justice Area. No, not E J area
- 39. Located within 1/2 mile of an Environmental Justice Population Zone.** No, not E J Population Zone
- 40. Transit access: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how would it improve access to an existing transit facility?
- 41. Safety: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how would it improve safety for users of the transportation facility?
- 42. Air quality: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how would it improve air quality?
- 43. Community need: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how does it address an MPO-identified environmental justice community need?

****Please refer to a map of the Environmental Justice (E J) population zones in the Boston Region M P O for more information on E J population zones.**

P12 Are there any other environmental justice issues being addressed by this project?
Not applicable.

Environmental Justice Evaluation and Scoring (10 total points possible):

- Improves transit for an EJ population
- Design is consistent with complete streets policies in an EJ area
- Addresses an MPO identified EJ transportation issue
- Sum of Evaluation Scores

0
0
0
0

Safety and Security

Safety and Security

- 44. Top 200 rank:
- 45. EPDO/Injury value 6
- 46. Crash Rate/Crashes per Mile:
- 47. Bicycle-Involved Crashes: 0
- 48. Pedestrian-Involved Crashes: 0
- 49. Truck-Involved Crashes: 0
- 50. Natural Hazard Zones***
 - Project lies within a flood zone: (No data available)
 - Project lies within a hurricane surge zone: (No data available)
 - Project lies within 1/4 mile of an emergency support location: (No data available)
 - Project lies within an area of liquefiable soils: (No data available)

*****Please refer to the All-hazards Planning Application for more information on natural hazard zones.**

P13 What is the primary safety need associated with this project, and how does it address that need?

Project will provide safe access for pedestrians and bicyclists. Project will protect ground water quality around the town's well fields.

P14 What is the primary security need associated with this project, and how does it address that need?

Safety and Security Evaluation and Scoring (29 total points possible):

<i>Improves emergency response</i>	0
<i>Design affects ability to respond to extreme conditions</i>	0
<i>EPDO/Injury Value Using the Commonwealth's Listing for Estimated Property Damage Only (EPDO) or Injury Value Information</i>	0
<i>Design addresses proponent identified primary safety need</i>	0
<i>Design addresses MPO identified primary safety need</i>	0
<i>Improves freight related safety issue</i>	0
<i>Improves bicycle safety</i>	0
<i>Improves pedestrian safety</i>	0
<i>Improves safety or removes an at grade railroad crossing</i>	0
Sum of Evaluation Scores	0

Other

Additional Community Comments

Including additional project phases or concurrent public works associated with this project.

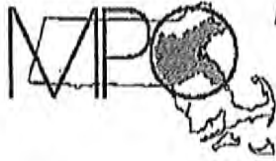
The Bruce Freeman Rail Trail will preserve the CSX railroad right-of-way and will provide safe passage to shopping areas and town-owned land.

Cost per Unit

- 51. \$ per ADT:
- 52. \$ per Lane-Mile:

Staff Comments

TIP Contact: William Place



Boston Region Metropolitan Planning Organization



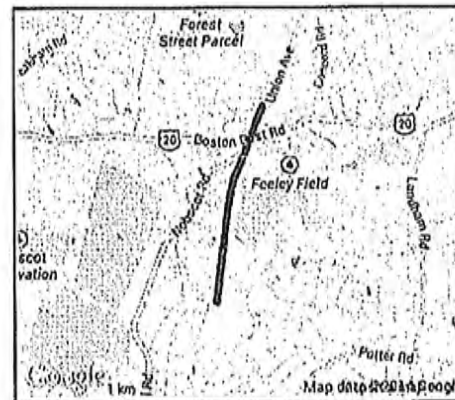
Project Funding Application Form: PRINT VERSION

Close Print Version

Overview

Proponent-Provided
Data last entered on: **01/24/2012**
Tip status: **Conceptual**

1. I.D. Number: **1305**
2. Municipality(ies): **Sudbury**
3. Project Name: **Bruce Freeman Rail Trail, Phase 2E**
4. Project Category: **Bicycle and Pedestrian**
5. MassDOT Highway Division District: **3**
6. MAPC Subregion: **MAGIC**
7. MAPC Community Type: **Maturing Suburb**
8. Estimated Cost: **\$0**
9. Evaluation Rating: **(No evaluations provided)**



10. Description:
11. Project Length (Miles): **1.32**
12. Project Lane Miles:
- Community Support**
- P1 Community Priority **6**
- Additional Status**
13. MPO/CTPS Study:
14. Air Quality Status: **Exempt**

Roadiness

Readiness

Readiness information is not shown for this project.

System Preservation, Modernization and Efficiency

System Preservation, Modernization, and Efficiency

22. Existing Pavement Condition
Pavement Roughness (IRI):
 IRI:
 Year:

23. Equipment Condition
 Number of Signals:
 Signal Descriptions:

24. CMP Area:

P2. What are the Infrastructure condition needs or Issues of the project area?
This project will provide safe passage for bicyclists and pedestrians from the Sudbury / Framingham town line northerly to the intersection of the former Penn Central railroad right-of-way currently owned by CSX and MBTA right-of-way. The project will also protect ground water quality around the town's well fields.

P3. How does this project address the Infrastructure condition needs or Issues in the project area?
The former Penn Central railroad right-of-way is currently owned by CSX. Negotiations are currently underway to purchase the right-of-way.

System Preservation, Modernization, and Efficiency Evaluation and Scoring (36 total points possible):

<i>Improves substandard pavement</i>	0
<i>Improves substandard signal equipment condition</i>	0
<i>Improves traffic signal operations</i>	0
<i>In a Congestion Management Process Identified Area</i>	0
<i>Improves intermodal accommodations/connections to transit</i>	0
<i>Implements ITS strategies other than traffic signal operations</i>	0
<i>Sum of Evaluation Scores</i>	0

Livability and Economic Benefit

Livability and Economic Benefit

25. Bicycles and Pedestrians
Pedestrian Provisions:
 Existing Pedestrian: (No data)
 Proposed Pedestrian: (No data)
Bicycle Provisions:
 Existing Bicycle: (No data)
 Proposed Bicycle: (No data)

26. If any new development, a TDM program that includes at least four of the following:
 Ridesharing program

- Parking restrictions or pricing policies
- Alternative work hours
- Telecommuting options
- Subsidized transit use and financial incentives
- Areawide strategies
- Subsidies for local transit service
- Multi-occupant vehicle access

27. Serves a targeted development area: Unevaluated
28. Municipality provides financial or regulatory support for targeted development: Unevaluated

P4 How does the project improve access for pedestrians, bicyclists, and public transportation?
 How does the project support MassDOT's mode shift goal of tripling the share of walking, biking, and transit travel?
The proposed rail trail will be for pedestrians, bicyclists, wheelchairs, and other non-motorized vehicles.

P5 How is the project consistent with local land use policies?
 How does the project advance local efforts to improve design and access?
The rail trail is one of the goals in the Town of Sudbury's open space plan to investigate the proposed Bruce Freeman Rail Trail and CSX railroad corridor as a non-motorized recreational corridor.

P6 How does the zoning within 1/2 mile of this project support transit-oriented development and preserve any new roadway capacity?
The northerly section of the CSX line is zoned business and industrial and has limited bus service.

P7 How is the project consistent with state, regional and local economic development priorities?
The project will provide non-motorized access to businesses located at the northerly section of the CSX line.

Livability and Economic Benefit Evaluation and Scoring (29 total points possible):

<i>Design is consistent with complete streets policies</i>	0
<i>Provides multimodal access to an activity center</i>	0
<i>Reduces auto dependency</i>	0
<i>Project serves a targeted development site</i>	0
<i>Provides for development consistent with the compact growth strategies of MetroFuture</i>	0
<i>Project improves Quality of Life</i>	0
<i>Sum of Evaluation Scores</i>	0

Mobility

Mobility

29. Transit Vehicles Using Roadway:
 MBTA Bus Routes:
 Other Transit:
30. Usage:
Average Daily Traffic Volumes: (No volume info available)
Average Daily Truck Volumes: (No volume info available)
Average Weekday Transit Rider Volumes: (No transit rider info available)
AM Peak Hour Pedestrian Volumes: (No pedestrian info available)
AM Peak Hour Bicyclist Volumes: (No bike volume info available)
PM Peak Hour Pedestrian Volumes: (No pedestrian info available)
PM Peak Hour Bicyclist Volumes: (No bike volume info available)

31. Average Speed, MPH:
 AM Peak Period:
 PM Peak Period:

32. Average Speed Index:
 AM Peak Period:
 PM Peak Period:

33. Supports regional freight infrastructure:

P8 What is the primary mobility need for this project, and how does it address that need?
Project will provide safe passage for pedestrians, bicyclists and other non-motorized modes of transportation.

P9 What intelligent transportation systems (ITS) elements does this project include?
Not applicable.

Mobility Evaluation and Scoring (25 total points possible):

Existing peak hour level of service (LOS)

0

Improves or completes an MPO or State identified freight movement issue

0

Addresses proponent identified primary mobility need

0

Addresses MPO identified primary mobility need

0

Project reduces congestion

0

Improves transit reliability

0

Sum of Evaluation Scores

0

Environment and Climate Change

Environment and Climate Change

34. CO₂ Impact (annual tons reduced).

35. Located in a Green Community.

Yes, in Green Community

36. Located in an area of critical environmental concern.

No, not in A C E C

37. Located within 200 feet of a waterway.

Yes, within 200 feet of waterway

P10 How does the project relate to community character?
Project is located within a residential, business and industrial district and should have a positive effect on the area.

P11 What are the environmental impacts of the project?
Project will improve air quality by reduction in motorized vehicle trips. Water quality around Town well fields will also be protected.

Environment and Climate Change Evaluation and Scoring (25 total points possible):

Air Quality (Improves or degrades)

0

CO₂ reduction

0

Project is in an Executive Office of Energy and Environmental Affairs (EOEEA) certified Green Community

0

Project reduces VMT/VHT

0

Addresses identified environmental impacts

0

Sum of Evaluation Scores

0

Environmental Justice

Environmental Justice

(If neither E J area, Item 39, or E J population zone, Item 40, below has answer YES, this section is not applicable to your municipality.)

- 38. Located within 1/2 mile of an Environmental Justice Area.. **No, not E J area**
- 39. Located within 1/2 mile of an Environmental Justice Population Zone.** **No, not E J Population Zone**
- 40. Transit access: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how would it improve access to an existing transit facility?
- 41. Safety: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how would it improve safety for users of the transportation facility?
- 42. Air quality: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how would it improve air quality?
- 43. Community need: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how does it address an MPO-identified environmental justice community need?

****Please refer to a map of the Environmental Justice (E J) population zones in the Boston Region M P O for more information on E J population zones.**

P12 Are there any other environmental justice issues being addressed by this project?
Not applicable.

Environmental Justice Evaluation and Scoring (10 total points possible):

- Improves transit for an EJ population
- Design is consistent with complete streets policies in an EJ area
- Addresses an MPO identified EJ transportation issue
- Sum of Evaluation Scores

0
0
0
0

Safety and Security

Safety and Security

- 44. Top 200 rank:
- 45. EPDO/injury value **8**
- 46. Crash Rate/Crashes per Mile:
- 47. Bicycle-Involved Crashes: **0**
- 48. Pedestrian-Involved Crashes: **0**
- 49. Truck-Involved Crashes: **0**
- 50. Natural Hazard Zones***
 - Project lies within a flood zone: **(No data available)**
 - Project lies within a hurricane surge zone: **(No data available)**
 - Project lies within 1/4 mile of an emergency support location: **(No data available)**
 - Project lies within an area of liquefiable soils: **(No data available)**

*****Please refer to the All-hazards Planning Application for more information on natural hazard zones.**

P13 What is the primary safety need associated with this project, and how does it address that need?

Project will provide safe access for pedestrians and bicyclists. Project will protect ground water quality around the town's well fields.

P14 What is the primary security need associated with this project, and how does it address that need?

Safety and Security Evaluation and Scoring (29 total points possible):

<i>Improves emergency response</i>	0
<i>Design affects ability to respond to extreme conditions</i>	0
<i>EPDO/Injury Value Using the Commonwealth's listing for Estimated Property Damage Only (EPDO) or Injury Value Information</i>	0
<i>Design addresses proponent identified primary safety need</i>	0
<i>Design addresses MPO identified primary safety need</i>	0
<i>Improves freight related safety issue</i>	0
<i>Improves bicycle safety</i>	0
<i>Improves pedestrian safety</i>	0
<i>Improves safety or removes an at grade railroad crossing</i>	0
<i>Sum of Evaluation Scores</i>	0

Other

Additional Community Comments

Including additional project phases or concurrent public works associated with this project.

The Bruce Freeman Rail Trail will preserve the CSX railroad right-of-way and will provide safe passage to shopping areas and town-owned land.

Cost per Unit

- 51. \$ per ADT:
- 52. \$ per Lane-Mile:

Staff Comments

TIP Contact: William Place



Boston Region Metropolitan Planning Organization



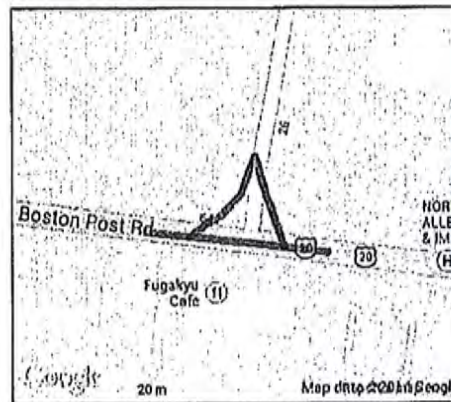
Project Funding Application Form: PRINT VERSION

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Overview

Proponent-Provided
Data last entered on: **01/24/2012**
Tip status: **Conceptual**

- 1. I.D. Number: **1037**
- 2. Municipality(ies): **Sudbury**
- 3. Project Name: **Route 20/Horsepond Road**
- 4. Project Category: **Arterial and Intersection**
- 5. MassDOT Highway Division District: **3**
- 6. MAPC Subregion: **MAGIC**
- 7. MAPC Community Type: **Maturing Suburb**
- 8. Estimated Cost:
- 9. Evaluation Rating: **(No evaluations provided)**



10. Description:
Intersections Improvements at Route 20 and Horsepond Road

- 11. Project Length (Miles): **0.05**
- 12. Project Lane Miles: **0.11**

Community Support

P1 Community Priority **3**

Additional Status

13. MPO/CTPS Study:

14. Alt. Quality Status:

Readiness

Readiness

Readiness Information is not shown for this project.

System Preservation, Modernization and Efficiency

System Preservation, Modernization, and Efficiency

22. Existing Pavement Condition
Pavement Roughness (IRI):

IRI: 142
Year: 2012
Pavement rating is: Good

23. Equipment Condition

Number of Signals:

Signal Descriptions:

24. CMP Area:

P2 What are the Infrastructure condition needs or Issues of the project area?
To reduce number of accidents.

P3 How does this project address the Infrastructure condition needs or Issues in the project area?
Reconstruction of this intersection with new traffic control signals will: 1) Improve existing pavement and drainage, and 2) Improve vehicle and pedestrian safety. Route 20 is maintained by the Massachusetts Highway Department, District III.

System Preservation, Modernization, and Efficiency Evaluation and Scoring (36 total points possible):

<i>Improves substandard pavement</i>	0
<i>Improves substandard signal equipment condition</i>	0
<i>Improves traffic signal operations</i>	0
<i>In a Congestion Management Process Identified Area</i>	0
<i>Improves Intermodal accommodations/connections to transit</i>	0
<i>Implements ITS strategies other than traffic signal operations</i>	0
<i>Sum of Evaluation Scores</i>	0

Livability and Economic Benefit

Livability and Economic Benefit

25. Bicycles and Pedestrians

Pedestrian Provisions:
Existing Pedestrian: (No data)
Proposed Pedestrian: (No data)
Bicycle Provisions:
Existing Bicycle: (No data)
Proposed Bicycle: (No data)

26. If any new development, a TDM program that includes at least four of the following: No

- Ridesharing program
- Parking restrictions or pricing policies
- Alternative work hours
- Telecommuting options
- Subsidized transit use and financial incentives
- Areawide strategies
- Subsidies for local transit service
- Multi-occupant vehicle access

27. Serves a targeted development area: No
28. Municipality provides financial or regulatory support for targeted development: No

P4 How does the project improve access for pedestrians, bicyclists, and public transportation?
 How does the project support MassDOT's mode shift goal of tripling the share of walking, biking, and transit travel?
Traffic control signals will be constructed with pedestrian activated phase.

P5 How is the project consistent with local land use policies?
 How does the project advance local efforts to improve design and access?
N/A

P6 How does the zoning within 1/2 mile of this project support transit-oriented development and preserve any new roadway capacity?
Project will have no impact on adjacent land use.

P7 How is the project consistent with state, regional and local economic development priorities?
Not applicable.

Livability and Economic Benefit Evaluation and Scoring (29 total points possible):

<i>Design is consistent with complete streets policies</i>	0
<i>Provides multimodal access to an activity center</i>	0
<i>Reduces auto dependency</i>	0
<i>Project serves a targeted development site</i>	0
<i>Provides for development consistent with the compact growth strategies of MetroFuture</i>	0
<i>Project Improves Quality of Life</i>	0
<i>Sum of Evaluation Scores</i>	0

Mobility

Mobility

29. Transit Vehicles Using Roadway:
 MBTA Bus Routes:
 Other Transit:

30. Usage:
Average Daily Traffic Volumes: (No volume info available)
Average Daily Truck Volumes: (No volume info available)
Average Weekday Transit Rider Volumes: (No transit rider info available)
AM Peak Hour Pedestrian Volumes: (No pedestrian info available)
AM Peak Hour Bicyclist Volumes: (No bike volume info available)
PM Peak Hour Pedestrian Volumes: (No pedestrian info available)
PM Peak Hour Bicyclist Volumes: (No bike volume info available)

31. Average Speed, MPH: **Northbound** **Southbound**
 AM Peak Period: 42.8 36.8

PM Peak Period:	43.3	30.6
32. Average Speed Index:	Northbound	Southbound
AM Peak Period:	1.07	0.92
PM Peak Period:	1.08	0.77

33. Supports regional freight infrastructure: **No**

P8 What is the primary mobility need for this project, and how does it address that need?
This project will improve the level of service and air quality.

P9 What intelligent transportation systems (ITS) elements does this project include?
New traffic control systems will be provided with override provisions for emergency vehicles.

Mobility Evaluation and Scoring (25 total points possible):

Existing peak hour level of service (LOS)	0
Improves or completes an MPO or State identified freight movement issue	0
Addresses proponent identified primary mobility need	0
Addresses MPO identified primary mobility need	0
Project reduces congestion	0
Improves transit reliability	0
Sum of Evaluation Scores	0

Environment and Climate Change

Environment and Climate Change

- 34. CO₂ Impact (annual tons reduced)
- 35. Located In a Green Community **Yes, in Green Community**
- 36. Located in an area of critical environmental concern **No, not in A C E C**
- 37. Located within 200 feet of a waterway **No, not within 200 feet of waterway**

P10 How does the project relate to community character?
There will be no change to the character of the town.

P11 What are the environmental impacts of the project?
Air quality will be improved by reduction in queues. DEP stormwater guidelines will be used to improve water quality from stormwater runoff.

Environment and Climate Change Evaluation and Scoring (25 total points possible):

Air Quality (Improves or degrades)	0
CO ₂ reduction	0
Project is in an Executive Office of Energy and Environmental Affairs (EOEEA) certified Green Community	0
Project reduces VMT/VHT	0
Addresses identified environmental impacts	0
Sum of Evaluation Scores	0

Environmental Justice

Environmental Justice

(If neither E J area, Item 39, or E J population zone, Item 40, below has answer YES, this section is not applicable to your municipality.)

- 38. Located within 1/2 mile of an Environmental Justice Area. **No, not E J area**
- 39. Located within 1/2 mile of an Environmental Justice Population Zone.** **No, not E J Population Zone**
- 40. Transit access: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how would it improve access to an existing transit facility?
- 41. Safety: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how would it improve safety for users of the transportation facility?
- 42. Air quality: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how would it improve air quality?
- 43. Community need: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how does it address an MPO-identified environmental justice community need?

****Please refer to a map of the Environmental Justice (E J) population zones in the Boston Region M P O for more information on E J population zones.**

P12 Are there any other environmental justice issues being addressed by this project?
Not applicable.

Environmental Justice Evaluation and Scoring (10 total points possible):

Improves transit for an EJ population	0
Design is consistent with complete streets policies in an EJ area	0
Addresses an MPO identified EJ transportation issue	0
Sum of Evaluation Scores	0

Safety and Security

Safety and Security

- 44. Top 200 rank:
- 45. EPDO/Injury value **6**
- 46. Crash Rate/Crashes per Mile:
- 47. Bicycle-Involved Crashes: **0**
- 48. Pedestrian-Involved Crashes: **0**
- 49. Truck-Involved Crashes: **0**
- 50. Natural Hazard Zones***
 - Project lies within a flood zone: **(No data available)**
 - Project lies within a hurricane surge zone: **(No data available)**
 - Project lies within 1/4 mile of an emergency support location: **(No data available)**
 - Project lies within an area of liquefiable soils: **(No data available)**

*****Please refer to the All-hazards Planning Application for more information on natural hazard zones.**

P13 What is the primary safety need associated with this project, and how does it address that need?
Project will improve sight lines and turning radius. Lighting will improve safety for pedestrians.

P14 What is the primary security need associated with this project, and how does it address that need?

Safety and Security Evaluation and Scoring (29 total points possible):

<i>Improves emergency response</i>	0
<i>Design affects ability to respond to extreme conditions</i>	0
<i>EPDO/Injury Value Using the Commonwealth's listing for</i>	
<i>Estimated Property Damage Only (EPDO) or Injury Value Information</i>	0
<i>Design addresses proponent identified primary safety need</i>	0
<i>Design addresses MPO identified primary safety need</i>	0
<i>Improves freight related safety issue</i>	0
<i>Improves bicycle safety</i>	0
<i>Improves pedestrian safety</i>	0
<i>Improves safety or removes an at grade railroad crossing</i>	0
<i>Sum of Evaluation Scores</i>	0

Other

Additional Community Comments

Including additional project phases or concurrent public works associated with this project.

Cost per Unit

- 51. \$ per ADT:
- 52. \$ per Lane-Mile:

Staff Comments

TIP Contact:

William Place



Boston Region Metropolitan Planning Organization



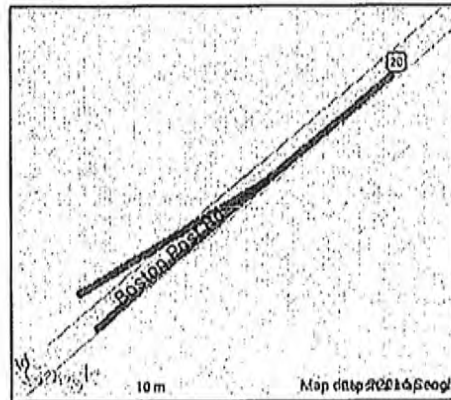
Project Funding Application Form: PRINT VERSION

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Overview

Proponent-Provided
Data last entered on: 02/09/2010
Tip status: Conceptual

- 1. I.D. Number: 1069
- 2. Municipality(ies): Sudbury
- 3. Project Name: Route 20/Wayside Inn Road
- 4. Project Category: Arterial and Intersection
- 5. MassDOT Highway Division District: 3
- 6. MAPC Subregion: MAGIC
- 7. MAPC Community Type: Maturing Suburb
- 8. Estimated Cost:
- 9. Evaluation Rating: (No evaluations provided)



10. Description:
Intersection Improvements at Route 20 and Wayside Inn Road

- 11. Project Length (Miles): 0.06
- 12. Project Lane Miles: 0.12

Community Support

P1 Community Priority 4

Additional Status

13. MPO/CTPS Study:

14. Air Quality Status: **Exempt**

Readiness

Readiness

Readiness information is not shown for this project.

System Preservation,
Modernization and Efficiency

System Preservation, Modernization, and Efficiency

22. Existing Pavement Condition
Pavement Roughness (IRI):
 IRI: **144**
 Year: **2012**
Pavement rating is: Good

23. Equipment Condition
 Number of Signals:
 Signal Descriptions:

24. CMP Area:

P2 What are the Infrastructure condition needs or issues of the project area?
The proposed intersection reconstruction will improve line of sight, geometrics, drainage, traffic markings and level of service.

P3 How does this project address the infrastructure condition needs or issues in the project area?
The project will provide for pedestrian safety by the construction of sidewalks that are currently unavailable. Pavement condition is good.

System Preservation, Modernization, and Efficiency Evaluation and Scoring (36 total points possible):

<i>Improves substandard pavement</i>	<input type="text" value="0"/>
<i>Improves substandard signal equipment condition</i>	<input type="text" value="0"/>
<i>Improves traffic signal operations</i>	<input type="text" value="0"/>
<i>In a Congestion Management Process Identified Area</i>	<input type="text" value="0"/>
<i>Improves intermodal accommodations/connections to transit</i>	<input type="text" value="0"/>
<i>Implements ITS strategies other than traffic signal operations</i>	<input type="text" value="0"/>
Sum of Evaluation Scores	<input type="text" value="0"/>

Livability and
Economic Benefit

Livability and Economic Benefit

25. Bicycles and Pedestrians
Pedestrian Provisions:
 Existing Pedestrian: **(No data)**
 Proposed Pedestrian: **(No data)**
Bicycle Provisions:
 Existing Bicycle: **(No data)**
 Proposed Bicycle: **(No data)**

26. If any new development, a TDM program that includes at least four of the following: **No**

- Ridesharing program
- Parking restrictions or pricing policies
- Alternative work hours
- Telecommuting options
- Subsidized transit use and financial incentives
- Areawide strategies
- Subsidies for local transit service
- Multi-occupant vehicle access

27. Serves a targeted development area: No

28. Municipality provides financial or regulatory support for targeted development: No

P4 How does the project improve access for pedestrians, bicyclists, and public transportation?
 How does the project support MassDOT's mode shift goal of tripling the share of walking, biking, and transit travel?
Pedestrian safety will be improved by the installation of sidewalks. Currently, there are none.

P5 How is the project consistent with local land use policies?
 How does the project advance local efforts to improve design and access?
N/A

P6 How does the zoning within 1/2 mile of this project support transit-oriented development and preserve any new roadway capacity?
N/A

P7 How is the project consistent with state, regional and local economic development priorities?
N/A

Livability and Economic Benefit Evaluation and Scoring (29 total points possible):

<i>Design is consistent with complete streets policies</i>	<input type="text" value="0"/>
<i>Provides multimodal access to an activity center</i>	<input type="text" value="0"/>
<i>Reduces auto dependency</i>	<input type="text" value="0"/>
<i>Project serves a targeted development site</i>	<input type="text" value="0"/>
<i>Provides for development consistent with the compact growth strategies of MetroFuture</i>	<input type="text" value="0"/>
<i>Project Improves Quality of Life</i>	<input type="text" value="0"/>
<i>Sum of Evaluation Scores</i>	<input type="text" value="0"/>

Mobility

Mobility

29. Transit Vehicles Using Roadway:
 MBTA Bus Routes:
 Other Transit:

30. Usage:
Average Daily Traffic Volumes: (No volume info available)
Average Daily Truck Volumes: (No volume info available)
Average Weekday Transit Rider Volumes: (No transit rider info available)
AM Peak Hour Pedestrian Volumes: (No pedestrian info available)
AM Peak Hour Bicyclist Volumes: (No bike volume info available)
PM Peak Hour Pedestrian Volumes: (No pedestrian info available)
PM Peak Hour Bicyclist Volumes: (No bike volume info available)

31. Average Speed, MPH:
 AM Peak Period:
 PM Peak Period:

32. Average Speed Index:
 AM Peak Period:
 PM Peak Period:

33. Supports regional freight infrastructure: **No**

P8 What is the primary mobility need for this project, and how does it address that need?
This project will reduce the length of vehicle queues. This project will improve the level of service and air quality.

P9 What Intelligent transportation systems (ITS) elements does this project include?
N/A

Mobility Evaluation and Scoring (25 total points possible):

<i>Existing peak hour level of service (LOS)</i>	0
<i>Improves or completes an MPO or State Identified freight movement issue</i>	0
<i>Addresses proponent identified primary mobility need</i>	0
<i>Addresses MPO identified primary mobility need</i>	0
<i>Project reduces congestion</i>	0
<i>Improves transit reliability</i>	0
<i>Sum of Evaluation Scores</i>	0

Environment and
 Climate Change

Environment and Climate Change

34. CO₂ Impact (annual tons reduced).

35. Located in a Green Community. **Yes, in Green Community**

36. Located in an area of critical environmental concern. **No, not in A C E C**

37. Located within 200 feet of a waterway. **Yes, within 200 feet of waterway**

P10 How does the project relate to community character?
The project will have no change on the community character. Though it is located within the Wayside Inn historic district, the proposed project will respect the nature of the district.

P11 What are the environmental impacts of the project?
Air quality will be improved by having less queues. Water quality will be improved by the installation of catch basins with deep sumps and gas and oil traps.

Environment and Climate Change Evaluation and Scoring (25 total points possible):

<i>Air Quality (Improves or degrades)</i>	0
<i>CO₂ reduction</i>	0
<i>Project is in an Executive Office of Energy and Environmental Affairs (EOEEA) certified Green Community</i>	0
<i>Project reduces VMT/VHT</i>	0
<i>Addresses identified environmental impacts</i>	0
<i>Sum of Evaluation Scores</i>	0

Environmental Justice

Environmental Justice

(If neither E J area, Item 39, or E J population zone, Item 40, below has answer YES, this section is not applicable to your municipality.)

- 38. Located within 1/2 mile of an Environmental Justice Area.. **No, not E J area**
- 39. Located within 1/2 mile of an Environmental Justice Population Zone.** **No, not E J Population Zone**
- 40. Transit access: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how would it improve access to an existing transit facility?
- 41. Safety: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how would it improve safety for users of the transportation facility?
- 42. Air quality: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how would it improve air quality?
- 43. Community need: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how does it address an MPO-identified environmental justice community need?

****Please refer to a map of the Environmental Justice (E J) population zones in the Boston Region M P O for more information on E J population zones.**

P12 Are there any other environmental justice issues being addressed by this project?
The project will have no effect on the community character.

Environmental Justice Evaluation and Scoring (10 total points possible):

<i>Improves transit for an EJ population</i>	0
<i>Design is consistent with complete streets policies in an EJ area</i>	0
<i>Addresses an MPO identified EJ transportation issue</i>	0
<i>Sum of Evaluation Scores</i>	0

Safety and Security

Safety and Security

- 44. Top 200 rank:
- 45. EPDO/Injury value **10**
- 46. Crash Rate/Crashes per Mle:
- 47. Bicycle-involved Crashes: **0**
- 48. Pedestrian-involved Crashes: **0**
- 49. Truck-involved Crashes: **1**
- 50. Natural Hazard Zones***
 - Project lies within a flood zone: **(No data available)**
 - Project lies within a hurricane surge zone: **(No data available)**
 - Project lies within 1/4 mile of an emergency support location: **(No data available)**
 - Project lies within an area of liquefiable soils: **(No data available)**

*****Please refer to the All-hazards Planning Application for more information on natural hazard zones.**

P13 What is the primary safety need associated with this project, and how does it address that need?

The project will reduce the number of accidents and improve pedestrian safety. By improving the geometrics, the sight distance will improve and reduce vehicular accidents.

P14 What is the primary security need associated with this project, and how does it address that need?

Safety and Security Evaluation and Scoring (29 total points possible):

<i>Improves emergency response</i>	0
<i>Design affects ability to respond to extreme conditions</i>	0
<i>EPDO/Injury Value Using the Commonwealth's listing for Estimated Property Damage Only (EPDO) or Injury Value Information</i>	0
<i>Design addresses proponent identified primary safety need</i>	0
<i>Design addresses MPO identified primary safety need</i>	0
<i>Improves freight related safety issue</i>	0
<i>Improves bicycle safety</i>	0
<i>Improves pedestrian safety</i>	0
<i>Improves safety or removes an at grade railroad crossing</i>	0
<i>Sum of Evaluation Scores</i>	0

Other

Additional Community Comments

Including additional project phases or concurrent public works associated with this project.

Cost per Unit

- 51. \$ per ADT:
- 52. \$ per Lane-Mile:

Staff Comments

TIP Contact: **William Place**



Boston Region Metropolitan Planning Organization



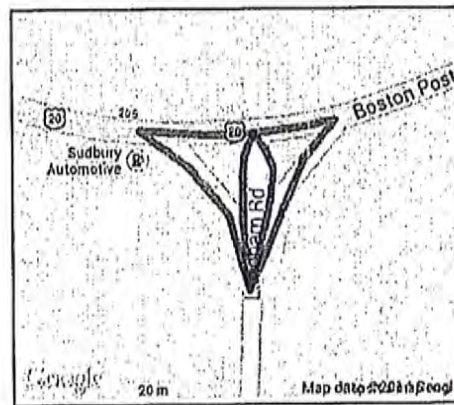
Project Funding Application Form: PRINT VERSION

Close Print Version

Overview

Proponent-Provided
Data last entered on: **01/15/2013**
Tip status: **Conceptual**

- 1. I.D. Number: **607249**
- 2. Municipality(ies): **Sudbury**
- 3. Project Name: **Route 20/Landham Road Intersection**
- 4. Project Category: **Arterial and Intersection**
- 5. MassDOT Highway Division District: **3**
- 6. MAPC Subregion: **MAGIC**
- 7. MAPC Community Type: **Maturing Suburb**
- 8. Estimated Cost: **\$1,980,000**
- 9. Evaluation Rating: **(No evaluations provided)**



10. Description:
The project involves roadway reconstruction and widening for turning lanes.

- 11. Project Length (Miles): **0.07**
- 12. Project Lane Miles: **0.14**

Community Support

P1 Community Priority **1**

Additional Status

13. MPO/CTPS Study:

14. Air Quality Status:

Roadiness

Roadiness

Readiness information is not shown for this project.

System Preservation, Modernization and Efficiency

System Preservation, Modernization, and Efficiency

22. Existing Pavement Condition
Pavement Roughness (IRI):

IRI: **162**
Year: **2012**
Pavement rating is: Good

23. Equipment Condition

Number of Signals:
Signal Descriptions:

24. CMP Area:

P2 What are the infrastructure condition needs or issues of the project area?
To improve pedestrian and vehicle safety.

P3 How does this project address the infrastructure condition needs or issues in the project area?
Reconstruction of an existing intersection with new traffic control signals will: 1) Improve existing pavement, and 2) Improve vehicle and pedestrian safety. Route 20 is maintained by the Massachusetts Highway Department, District III.

System Preservation, Modernization, and Efficiency Evaluation and Scoring (36 total points possible):

<i>Improves substandard pavement</i>	0
<i>Improves substandard signal equipment condition</i>	0
<i>Improves traffic signal operations</i>	0
<i>In a Congestion Management Process Identified Area</i>	0
<i>Improves intermodal accommodations/connections to transit</i>	0
<i>Implements ITS strategies other than traffic signal operations</i>	0
Sum of Evaluation Scores	0

Livability and Economic Benefit

Livability and Economic Benefit

25. Bicycles and Pedestrians

Pedestrian Provisions:
Existing Pedestrian: (No data)
Proposed Pedestrian: (No data)
Bicycle Provisions:
Existing Bicycle: (No data)
Proposed Bicycle: (No data)

26. If any new development, a TDM program that includes at least four of the following: No

- Ridesharing program
- Parking restrictions or pricing policies
- Alternative work hours
- Telecommuting options
- Subsidized transit use and financial incentives
- Area-wide strategies
- Subsidies for local transit service
- Multi-occupant vehicle access

27. Serves a targeted development area: No
28. Municipality provides financial or regulatory support for targeted development: No

P4 How does the project improve access for pedestrians, bicyclists, and public transportation?
 How does the project support MassDOT's mode shift goal of tripling the share of walking, biking, and transit travel?
Traffic control signals will be constructed with pedestrian activated phase.

P5 How is the project consistent with local land use policies?
 How does the project advance local efforts to improve design and access?
N/A.

P6 How does the zoning within 1/2 mile of this project support transit-oriented development and preserve any new roadway capacity?
Project will have no impact on adjacent land use.

P7 How is the project consistent with state, regional and local economic development priorities?
Not applicable.

Livability and Economic Benefit Evaluation and Scoring (29 total points possible):

<i>Design is consistent with complete streets policies</i>	0
<i>Provides multimodal access to an activity center</i>	0
<i>Reduces auto dependency</i>	0
<i>Project serves a targeted development site</i>	0
<i>Provides for development consistent with the compact growth strategies of MetroFuture</i>	0
<i>Project improves Quality of Life</i>	0
<i>Sum of Evaluation Scores</i>	0

Mobility

Mobility

29. Transit Vehicles Using Roadway:
 MBTA Bus Routes:
 Other Transit:

30. Usage:
Average Daily Traffic Volumes: **18,500**
Average Daily Truck Volumes: **(No volume info available)**
Average Weekday Transit Rider Volumes: **(No transit rider info available)**
AM Peak Hour Pedestrian Volumes: **(No pedestrian info available)**
AM Peak Hour Bicyclist Volumes: **(No bike volume info available)**
PM Peak Hour Pedestrian Volumes: **(No pedestrian info available)**
PM Peak Hour Bicyclist Volumes: **(No bike volume info available)**

31. Average Speed, MPH: **Northbound** **Southbound**
AM Peak Period: **32.4** **37.3**

PM Peak Period: 34.8 33.1

32. Average Speed Index: Northbound Southbound
 AM Peak Period: 1.08 1.24
 PM Peak Period: 1.16 1.1

33. Supports regional freight infrastructure: No

P8 What is the primary mobility need for this project, and how does it address that need?
This project will improve the level of service and air quality.

P9 What intelligent transportation systems (ITS) elements does this project include?
Yes. New traffic control signals will be provided with override provisions for emergency vehicles.

Mobility Evaluation and Scoring (25 total points possible):

Existing peak hour level of service (LOS)	0
Improves or completes an MPO or State Identified freight movement issue	0
Addresses proponent Identified primary mobility need	0
Addresses MPO Identified primary mobility need	0
Project reduces congestion	0
Improves transit reliability	0
Sum of Evaluation Scores	0

Environment and Climate Change

Environment and Climate Change

- 34. CO₂ Impact (annual tons reduced).
- 35. Located in a Green Community. **Yes, in Green Community**
- 36. Located in an area of critical environmental concern. **No, not in A C E C**
- 37. Located within 200 feet of a waterway. **No, not within 200 feet of waterway**

P10 How does the project relate to community character?
There will be no change to the character of the town.

P11 What are the environmental impacts of the project?
Air quality will be improved by reduction in queues. Stormwater regulations will be used to improve water quality from stormwater runoff.

Environment and Climate Change Evaluation and Scoring (25 total points possible):

Air Quality (improves or degrades)	0
CO ₂ reduction	0
Project Is in an Executive Office of Energy and Environmental Affairs (EOEEA) certified Green Community	0
Project reduces VMT/VHT	0
Addresses identified environmental impacts	0
Sum of Evaluation Scores	0

Environmental Justice

Environmental Justice

(If neither E J area, item 39, or E J population zone, item 40, below has answer YES, this section is not applicable to your municipality.)

- 38. Located within 1/2 mile of an Environmental Justice Area. **No, not E J area**
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- 43. Community need: If this project is in an MPO-defined environmental justice area or environmental justice population zone, how does it address an MPO-identified environmental justice community need?

****Please refer to a map of the Environmental Justice (E J) population zones in the Boston Region M P O for more information on E J population zones.**

P12 Are there any other environmental justice issues being addressed by this project?
Not applicable.

Environmental Justice Evaluation and Scoring (10 total points possible):

<i>Improves transit for an EJ population</i>	0
<i>Design is consistent with complete streets policies in an EJ area</i>	0
<i>Addresses an MPO Identified EJ transportation issue</i>	0
<i>Sum of Evaluation Scores</i>	0

Safety and Security

Safety and Security

- 44. Top 200 rank:
- 45. EPDQ/Injury value **44**
- 46. Crash Rate/Crashes per Mile:
- 47. Bicycle-Involved Crashes: **0**
- 48. Pedestrian-Involved Crashes: **0**
- 49. Truck-Involved Crashes: **0**
- 50. Natural Hazard Zones***
 - Project lies within a flood zone: **(No data available)**
 - Project lies within a hurricane surge zone: **(No data available)**
 - Project lies within 1/4 mile of an emergency support location: **(No data available)**
 - Project lies within an area of liquefiable soils: **(No data available)**

*****Please refer to the All-hazards Planning Application for more information on natural hazard zones.**

P13 What is the primary safety need associated with this project, and how does it address that need?
Reduce number of vehicular accidents. This project will improve sight lines and turning radius. Lighting will improve safety for pedestrians.

P14 What is the primary security need associated with this project, and how does it address that need?

Safety and Security Evaluation and Scoring (29 total points possible):

<i>Improves emergency response</i>	0
<i>Design affects ability to respond to extreme conditions</i>	0
<i>EPDO/Injury Value Using the Commonwealth's listing for Estimated Property Damage Only (EPDO) or Injury Value Information</i>	0
<i>Design addresses proponent identified primary safety need</i>	0
<i>Design addresses MPO identified primary safety need</i>	0
<i>Improves freight related safety issue</i>	0
<i>Improves bicyclist safety</i>	0
<i>Improves pedestrian safety</i>	0
<i>Improves safety or removes an at grade railroad crossing</i>	0
<i>Sum of Evaluation Scores</i>	0

Other

Additional Community Comments

Including additional project phases or concurrent public works associated with this project.

This intersection currently operates at a level of service of (F) as evident by the speed at which a vehicle is travelling and the number of vehicular accidents.

Cost per Unit

51. \$ per ADT: **\$107**
 52. \$ per Lane-Mile:

Staff Comments

TIP Contact: **William Place**