

IN BOARD OF SUDBURY SELECTMEN
TUESDAY, APRIL 5, 2016

Present: Chairman Patricia A. Brown, Vice-Chairman Susan N. Iuliano, Selectman Charles C. Woodard, Selectman Robert C. Haarde, Selectman Leonard A. Simon, and Town Manager Melissa Rodrigues

The statutory requirements as to notice having been complied with, the meeting was convened at 7:33 p.m. in the Lower Town Hall, 322 Concord Road.

Opening Remarks

At 7:33 p.m., Chairman Brown opened the meeting.

Reports from the Town Manager

Town Manager Rodrigues announced street sweeping will begin on April 11, 2016, and more information is available on the Town website and Facebook page. She also announced there would be a Community Meeting regarding an Environmental Review of the Melone property on April 12, 2016 at Town Hall at 6:30 p.m. and a Public Forum regarding the Proposed Fairbank Community Center on April 14, 2016 at 10:00 a.m. and 7:30 p.m., (open houses and tours of the current facility will be between 5:00 p.m. and 7:00 p.m.). Town Manager Rodrigues stated her next scheduled office hours for residents will be April 21, 2016 at 10:00 a.m. at the Fairbank Building Senior Center, and the Board of Selectmen's Office Hours will be held on April 27, 2016 from 9:00 a.m. to 10:00 a.m. at the Flynn Building Silva Conference Room, with Vice-Chairman Iuliano and Selectman Haarde in attendance.

Reports from the Board of Selectmen

Selectman Simon stated he received information from the State's Executive Office of Energy and Environmental Affairs Office regarding the proposed National Development project, and he was disappointed to see an email sent from Selectman Haarde to the agency, and he will later ask for this to be discussed as a future agenda item.

Selectman Haarde stated he can communicate however, and with whomever, he wishes as a citizen and that he did not forfeit his right of free speech when he became a Selectman.

Citizen's Comments

At 7:35 p.m., Chairman Brown announced no citizens have requested comment time tonight.

Village at Sudbury Station Proposed Development- Discussion with Resident Group

Present: Resident Group Representatives David Hornstein, Taryn D'Ambrogi Trexler and Mike O'Malley and approximately 100+ residents and Sudbury Station LLC Attorney William Henchy

At 7:45 p.m., Chairman Brown welcomed Sudbury residents David Hornstein, 22 Candy Hill Road, Taryn D'Ambrogi Trexler, 263 Concord Road, and Mike O'Malley, 177 Plympton Road, to the Meeting to discuss concerns of residents regarding the Sudbury Station LLC proposed development. The Board was previously in receipt of copies of a petition signed by over 500 residents and slides of Mr. Hornstein's PowerPoint presentation tonight. In addition, copies of an email from Director of Planning and Community Development Jody Kablack dated April 5, 2016 were distributed tonight.

Ms. Trexler stated there is a group of residents who have united in opposition to the proposed Village at Sudbury Station development and who believe the Selectmen should be more involved in ensuring a process which is in the Town's best interests. Ms. Trexler stated over 630 people have now signed a petition

requesting the Selectmen immediately hire outside counsel to investigate the potential for litigation regarding the Peter's Way land swap, and to examine other issues related to the Village at Sudbury Station application currently before the Zoning Board of Appeals (ZBA), and to be in attendance at all ZBA meetings as an advocate for the Town. She read aloud the petition signed by citizens. Ms. Trexler also stated the citizens believe the applicant has provided inaccurate and misleading information and that outside counsel for Sudbury is needed because the role of Town Counsel has inherent conflicts in representation.

Mr. Hornstein stated the applicant's attorney is present tonight, and Mr. Hornstein believes it is equally important for the Town to have its own Counsel in attendance at ZBA and other meetings to advocate for the Town's best interests. Mr. Hornstein stated his PowerPoint presentation tonight would focus on concerns related to the applicant's traffic study presented and the siting of the buildings.

Mr. Hornstein stated he believes the traffic study submitted is flawed and it does not consider real-world conditions, such as construction traffic impacts, rush-hour impacts and critical safety concerns. He further stated the study did not include what Google identifies as the fastest route (Candy Hill Lane/Plympton) to Boston from the site, and that submitted maps did not include Candy Hill Lane. Mr. Hornstein pinpointed four key areas which he believes were ignored in the study. He illustrated the sight lines would be extremely difficult for a car or school bus exiting the Hudson Road entrance to pull out and/or to turn left heading east. Mr. Hornstein noted the developer's traffic study sight line illustration showed no cars on Concord Road. He presented slides of 3-D computer models of the site and buildings based on the developer's plans on file with the Town, which indicate the buildings will be highly visible from Concord Road and Hudson Road, which he noted is in an Historic District. Mr. Hornstein stated he believes a lot of information submitted by the applicant is either inadequate or misleading, and he emphasized the need to hire Special Counsel to represent the Town.

Mr. O'Malley stated he believes it is unreasonable and unfair to expect that Town Counsel could fulfill the requested legal needs for this project, given the several other significant and complex matters before the Town. He believes an outside independent Counsel is needed who will be devoted to closely monitoring this project. Mr. O'Malley noted there is precedent for such hiring, and he gave examples of other communities which have done so. He further noted the next ZBA Meeting is scheduled for April 25, 2016, wherein several significant issues will be discussed. Thus, Mr. O'Malley stated the Town should act quickly to bring someone on board who will have time to get up to speed on the project. He urged the Selectman to take action now, and he asked Board members to state if they are for or against the proposed development.

Selectman Haarde asked if counsel has been obtained by the Town to attend the ZBA hearings. Town Manager Rodrigues stated she has recently asked Town Counsel to attend all ZBA meetings, and Town Counsel has stated she has seen such projects handled by Town Counsels alone or by outside Special Counsels. It was noted Town Counsel Saint Andre has served as Special Counsel for other communities. Town Counsel also stated another attorney from her firm (Kopelman and Paige) could be brought on to assist.

Selectman Haarde stated there is Town precedence because outside counsel was hired for the Johnson Farm development, and so he believes it could also be done for this project. He suggested Mr. Hornstein's group should provide the names of attorneys they have collected to the Town Manager for consideration.

Selectman Simon recommended the Board should take a position tonight to hire Special Counsel for this project, and he stated he is adamantly opposed to the proposed development.

Vice-Chairman Iuliano noted the Board had scheduled an Executive Session discussion for April 13, 2016 to hear Town Counsel's opinion and advice.

Selectman Woodard stated he believes the project needs someone who has the directed mission of following the process closely.

Selectman Haarde stated this project has been discussed in Executive Sessions.

Vice-Chairman Iuliano stated she supports hiring outside Counsel, however, she wants to ensure it is done appropriately. She also noted the Board voted unanimously to oppose the project and sent a letter to Mass Housing and another to the ZBA stating its objections. Selectman Simon stated the Town invited Mass Housing to come to Sudbury to discuss the project, and at that time, Town officials strongly expressed their concerns and opposition to the proposed development.

Selectman Woodard stated it appears as if the Board wants to proceed with hiring outside counsel, but tonight's agenda did not include a vote being taken. Selectman Simon stated the Board has a joint meeting with the Finance Committee scheduled on April 11, 2016, and it was suggested the issue could be discussed and voted then. Town Manager Rodrigues stated she can proceed with preparing for this knowing it is the sentiment of the Board to do so. The Board confirmed this to be its sentiment.

Sudbury resident Kirsten Roopenian, 45 Harness Lane, stated there is a related Warrant article which has been submitted for the Special Town Meeting regarding funding for legal purposes, and she asked if this would condition what the Board will be voting on April 11, 2016. Town Manager Rodrigues stated she is inclined to leave the article on the Warrant at this time.

Sudbury Station LLC Attorney William Henchy stated he believes the residents have presented a series of misrepresentations tonight of the project and process to date. He referred to Mr. Hornstein's 3-D models regarding visual impact, and he stated the examples are completely out of scale and do not reflect the site plan for the project. He further stated three buildings shown by Mr. Hornstein are not on land owned by his applicant, but rather they are on the Town-owned cemetery. Mr. Hornstein asked him to clearly identify these buildings, which Mr. Henchy described. Mr. Henchy stated the applicant's traffic study indicates there will be no safety degradation, and he emphasized the Town's traffic peer reviewer has agreed with the traffic report. He stated the applicant has also satisfied requirements of the Fire Department, and those related to Rare Species and Wetlands. He clarified site design, density and massing will be discussed at the April 25, 2016 ZBA Meeting, and he encouraged the public and the Town's peer reviewers to attend. Mr. Henchy stated it is not the applicant's intent to ruin Sudbury's Town Center.

Mr. Hornstein stated he stands by the information he presented tonight, and he does not believe Attorney Henchy is qualified as an architect to critique the accuracy of the 3-D models presented. He also stated the representations he made about the applicant's traffic study can easily be verified regarding sight lines on Concord Road, and he suggested balloon tests could also be conducted to assess the visual impacts. Attorney Henchy stated he believes Mr. Hornstein deliberately omitted a second diagram from the applicant's submission which would explain the heights from which the sight distances were presented, and he noted the Town's peer reviewer agreed with the information provided.

At 8:23 p.m., Chairman Brown thanked everyone who attended tonight's Meeting, and she concluded the discussion.

Public Hearing: 2016 Annual Town Meeting – Lay Out Public Ways - Article 26 - Street Acceptances

At 8:24 p.m., Chairman Brown opened the Public Hearing regarding the laying out of certain public ways, and she read aloud the Public Hearing Notice. The Board was previously in receipt of copies of its January 19, 2016 vote of intention, a letter recommending conditional acceptance of the proposed streets from the Sudbury Planning Board dated March 24, 2016, a letter from Town Engineer/DPW Director I. William Place, P.E. to Town Manager Rodrigues dated February 22, 2016 and accompanying maps, a memorandum from Director of Planning and Community Development Jody Kablack dated March 23, 2016, and corresponding draft signature pages for each street layout and accompanying maps.

Chairman Brown asked for public comment and none was offered.

It was also on motion unanimously

VOTED: To lay out the following Town Ways with the boundaries and measurements as set forth on plans on file in the office of the Town Clerk, to be presented for acceptance at the 2016 Annual Town Meeting: - Trevor Way from Horse Pond Road to a dead end, a distance of 415 ft. +/-; - Arboretum Way from Maynard Road to a dead end, a distance of 1,025 ft. +/-; - Tall Pine Drive from Horse Pond Road to a dead end, a distance of 1,093 ft. +/-; and further that it is determined and adjudged that common convenience and necessity require that said ways should be laid out as Town Ways.

Petition Article 44 – Walkways - Annual 2016 Town Meeting - Discussion

Present: Petitioner Dan DePompei, 35 Haynes Road.

At 8:26 p.m., Chairman Brown welcomed Sudbury resident Dan DePompei, 35 Haynes Road, to the Meeting to discuss Petition Article 44 on Walkways submitted for the Annual 2016 Town Meeting. The Board was previously in receipt of copies of the petition article submitted and the slides of Mr. DePompei's Power Point presentation for tonight.

Mr. DePompei provided a brief history for the article, stating priority walkways were identified in a 2001 report. He noted the Town voted in 2015 Article 53 to prioritize the current building of walkways. Mr. DePompei summarized progress on walkways in 2015, noting many residents were involved trying to obtain easements (noting 75% of neighbors need to approve the walkway easements), and a Town-sponsored Walkway Public Forum was held in October 2015 by the Planning Board. He stated none of the priority walkways currently meet the easement requirements for initiating design of a walkway. Mr. DePompei stated Town management has noted a major difficulty in construction of walkways is obtaining easements. Mr. DePompei believes the need for easements could be mitigated by surveying the right-of ways, which could be, in some cases, 40 feet wide versus the typical 24 feet wide two-lane roads in Sudbury. He believes that, with a survey of the ROWs, the need for easements would be validated and documented. He suggests beginning the initial surveys for Priority Walkways identified in the 2001 Walkway Report, followed by surveys for roads within two miles of a public school, and where the ROW is believed to be greater than 30 feet.

Selectman Woodard asked how many man-hours would be needed to complete the surveys. Mr. DePompei stated he spoke with Department of Public Works (DPW) Director Bill Place who stated the project could be taken on, and it appeared it could be done within the DPW budget.

Selectman Simon asked if surveyors need to be certified, and he asked for clarification regarding the scope of services and manpower which will be needed. Mr. DePompei stated Mr. Place gave him the

impression the work could be done. Selectman Simon suggested it would be good for the Board to hear directly from Mr. Place as well.

Vice-Chairman Iuliano questioned the article language, which she believes implies surveying all Sudbury right of ways, which is different from the intent and focus on priority roads Mr. DePompei has described tonight. She is hesitant to support an article which would require a Town staff project without knowing more about the resources needed,

Selectman Woodard asked why an article is even needed. He suggested just asking Mr. Place to survey a few of the priority walkways needed and then the Town would have a better idea of what is involved. Mr. DePompei concurred, and he stated he is not trying to direct the Town, but he is just offering information and an option.

Vice-Chairman Iuliano stated surveying seems like a good resource tool, but she believes the article language should be revised to match the intended plan.

Chairman Brown stated the language revisions would need to be presented as an amendment at Town Meeting. She suggested Mr. DePompei could meet with Mr. Place and Town Manager Rodrigues to coordinate an initial project. Chairman Brown highlighted this article was not presented to the Finance Committee because it has no financial implications.

Selectman Simon stated that, whether the DPW or someone else does the work, there will be a cost associated with the project.

Mr. DePompei recommended the way for the Town to move forward on walkways is to support the 2016 Petition article to enable continued discussion and design.

Park and Recreation Commission – Special Municipal Employees - Discussion and Possible Vote for the Purposes of the State Conflict of Interest Law

Present: Requestor Mara Huston and Park and Recreation Commission Chairman Jim Marotta and Commission members

At 8:44 p.m., Chairman Brown opened a discussion regarding whether to designate the Park and Recreation Commission as Special Municipal Employees for the purposes of the State Conflict of Interest Law (M.G.L. 268A, Section 20). The Board was previously in receipt of copies of a relevant section of the State Ethics Commission website, and a September 24, 2014 Revised Sudbury listing of “Conflict of Interest Designations.” In addition, copies of two emails from Park and Recreation Commission member Bobby Beagan dated April 5, 2016 were distributed tonight.

Chairman Brown provided a brief explanation of Special Municipal Employees, and in what circumstances this designation is typically given. She explained the designation is given to a position/entity and not to an individual. On March 15, 2016, Chairman Brown stated she had a request from Sudbury resident Mara Huston to have the Park and Recreation Commission designated as Special Municipal Employees so Ms. Huston could avoid a potential conflict of interest (she rents pool lane space for her private business), if she were elected to the Commission. Ms. Huston was elected to the Commission and when she is sworn in after the 2016 Town Meeting, even with Special Municipal Employee status, she would need to recuse herself from pool-related issues. Chairman Brown apologized for not seeking input prior to tonight from the Park and Recreation Commission.

Vice-Chairman Iuliano suggested the Board should not vote on this matter tonight, and it should wait until the Commission has the opportunity to independently discuss it. Selectmen Woodard, Simon and Haarde concurred.

Chairman Brown requested the Park and Recreation should discuss this issue and report its comments to the Selectmen at a later date. She also stated the September 24, 2014 listing of "Conflict of Interest Designations" needs to be updated to at least remove entities which are no longer active, and she will submit this as a future Board agenda item.

Sudbury resident Mara Huston, 578 Peakham Road, stated she does not believe there would be any negative implications for any Commission members. Ms. Huston stated she is concerned she will not be able to be sworn in after Town Meeting until this matter is settled. In response to Chairman Brown, Ms. Huston further stated she would not sever her business association with the Town at this time. Selectman Haarde stated the Town Clerk can swear someone into office at any time. It was noted the next Park and Recreation Commission meeting is April 25, 2016.

Annual 2016 Town Meeting – Presentation of Enterprise Fund Articles

At 8:59 p.m., Chairman Brown asked Town Manager Rodrigues to present information regarding the 2016 Town Meeting Enterprise Fund Articles # 5, 6 and 7. Copies of Town Manager Rodrigues' Power Point presentation slides were distributed tonight.

Town Manager Rodrigues reviewed the following three budget requests:

Article #6 – FY17 Pool Enterprise Fund Budget – She stated the proposed FY17 budget contains no indirect costs (ex. health insurance & OPEB). She also stated retained earnings were used last year, but there are no plans to use them this year. Town Manager Rodrigues also stated the budget has decreased by approximately \$4,000, and the Park and Recreation Committee has increased rates to meet needed revenues for FY17.

Chairman Brown and Selectman Woodard stated that, in the long term, the Fund will include benefits and OPEB costs.

Selectman Woodard questioned the projected percentage increase in Enterprise receipts. Town Manager Rodrigues described the process and rate study used to determine the figure, noting she is comfortable with the recommendation.

Article #7 – FY17 Recreation Field Maintenance Enterprise Fund Budget - Town Manager Rodrigues stated the budget includes some indirect costs (half of benefits) and it includes half salary for Department of Public Works (DPW) workers in Parks and Grounds for six months. She further stated there is \$43,164 in retained earnings planned to be used and the budget has decreased by approximately \$6,000. Town Manager Rodrigues stated a rate study was also performed for this Fund, but she would like to review the results for four seasons before recommending adjustments.

Selectman Woodard asked how much will be left of retained earnings after using the \$43,164. Town Manager Rodrigues estimated approximately \$160,000.

Article #5 – FY17 Transfer Station Enterprise Fund Budget - Town Manager Rodrigues stated the Fund is down significantly due to a large capital purchase last year. Selectman Simon stated a large compactor for

cardboard was purchased last year. Town Manager Rodrigues stated \$5,000 of retained earnings will be used. She also stated there are no direct costs included in the budget, and no rate increase is planned for this year.

Town Manager Performance Evaluation – Discussion Regarding Process and Proposed Criteria

At 9:12 p.m., Chairman Brown opened a discussion regarding the Town Manager performance evaluation process and proposed criteria. The Board was previously in receipt of copies of a draft “Town of Sudbury Evaluation Process for the Town Manager,” and a draft “Town of Sudbury Town Manager Evaluation Form.”

Vice-Chairman Iuliano stated she, Chairman Brown and Town Manager Rodrigues have collaborated on the draft materials. She referenced the procedure schedule, stating it is based on a calendar year, but the first year will vary somewhat due to Town Manager Rodrigues’ start date and establishing this process. Vice-Chairman Iuliano stated the overall goal is to have the process aid good communication throughout the year.

Selectman Simon stated Town Manager Rodrigues has been responsive to the needs of residents and the Town, and he believes her ongoing reports to the Board and this evaluation process are steps in the right direction.

It was on motion unanimously

VOTED: To approve and adopt the “Town of Sudbury Evaluation Process for the Town Manager,” as presented on Pages 66 and 67 of tonight’s agenda packet and the “Town of Sudbury Town Manager Evaluation Form,” as presented on Pages 68-72 of tonight’s agenda packet.

Minuteman Regional Vocational Technical High School District Withdrawal –Discussion and Possible Vote Regarding Forming a Vocational Education-Related Committee and Mission Statement

At 9:16 p.m., Chairman Brown opened a discussion regarding forming a committee and mission statement with the purpose of facilitating placement of vocational Sudbury students following withdrawal from the Minuteman Regional Vocational High School District. The Board was previously in receipt of copies of a memorandum of a draft Mission Statement from Selectman Simon dated April 1, 2016 and emails between Lincoln-Sudbury Regional High School Superintendent Bella Wong and Selectman Simon dated March 31, 2016 and April 1, 2016. In addition, Selectman Simon distributed copies to the Board tonight of a handout entitled, “Vocational Education Guidance Committee Membership.”

Selectman Simon stated he has provided a draft Mission Statement to include the review of several vocational-related issues, and he has presented a list for the possible composition of the committee. He encouraged anyone interested in participating to contact the Town Manager’s Office. Selectman Simon asked Board members to submit any suggested revisions to Town Manager Rodrigues. He also asked Chairman Brown to place this topic on the next Board Meeting’s agenda, which she said she would do.

Chairman Brown asked if Selectman Simon had spoken to both School Superintendents regarding staff participation. Selectman Simon stated he had emailed both Superintendents and Sudbury School Committee Chairman Scott Nassa, and he had received correspondence from Superintendent Wong. Chairman Brown stated Mr. Nassa seemed surprised about the proposed committee, which he will discuss at an upcoming meeting.

Selectman Haarde suggested Town Manager Rodrigues should reach out to the Superintendents to possibly include people from the trades on the committee.

Chairman Brown suggested the committee might need a clerk or staff person for administrative support. She also highlighted that educational professionals on the Vocational Education Options Committee wanted to participate in the process, but they were uncomfortable voting on issues. Chairman Brown suggested allowing professionals on the new committee the option to participate as a non-voting member, and Selectman Simon agreed to that suggestion. She asked Selectman Simon about the last sentence of the draft Mission Statement regarding working with other towns. He stated other towns who also chose to leave the Minuteman District had spoken about possibly working collaboratively on things such as transportation to maximize and economize on mutual efforts.

Selectman Woodard stated he had some suggested edits which he would provide to Town Manager Rodrigues.

2016 Annual Town Meeting/Special Town Meeting Warrant – Vote and Sign

At 9:28 p.m., Chairman Brown opened a discussion regarding signing the 2016 Annual Town Meeting/Special Town Meeting Warrant, which must be available to residents and posted by a Constable no later than Monday, April 18, 2016. Copies of the to-be-published “Town of Sudbury Massachusetts Official Warrant 2016 Annual Town Meeting, May 2, 2016 7:30 p.m., Special Town Meeting, May 3, 2016 7:30 p.m.,” were distributed to the Board tonight.

It was on motion unanimously

VOTED: To sign the 2016 Annual Town Meeting/Special Town Meeting Warrant, which must be available to residents and posted by a Constable no later than Monday, April 18, 2016.

Special Town Election – Vote to Call

At 9:30 p.m., Chairman Brown opened a discussion regarding whether to call a Special Town Election for May 17, 2016.

Town Manager Rodrigues explained this would be to vote on the capital exclusions voted at the Annual 2016 Town Meeting. She noted it is helpful to have this Election soon after Town Meeting so accurate information can be presented on the preliminary property tax bills.

It was noted the Board’s May 17, 2016 Meeting is currently scheduled in the Silva Conference Room at the Flynn Building.

It was on motion unanimously

VOTED: To call a Special Town Election for May 17, 2016.

Selectman Simon stated he has been asked by residents why there are so many Special Town Meetings and Special Town Elections, and he suggested an explanation be added to the Town website.

Citizens’ Comments – Continuation

Chairman Brown announced no citizens had requested time for comments tonight.

Future Board of Selectmen Agenda Items - Discussion

At 9:35 p.m., Chairman Brown opened a discussion regarding future agenda items. She stated there is a request for a dog hearing, and she suggested scheduling a two-hour block as an independent Board meeting. The consensus was the meeting could be scheduled two weeks from now, and that the two parties involved should be asked to suggest possible dates when they would be available. Chairman Brown also asked Board members to review their calendars and let the Town Manager's Office know about dates which will or will not work.

Vice-Chairman Iuliano stated the Park and Recreation Commission Designation as Special Municipal Employees should be on the April 26, 2016 agenda. Selectman Woodard stated this agenda should also include an agenda item for the Board to take positions on the Special Town Meeting articles. On April 26, 2016, Selectman Simon and Town Manager Rodrigues will also further discuss the proposed Vocational Education Guidance Committee Mission Statement and Composition.

Chairman Brown stated the May 17, 2016 agenda will include a discussion regarding goals and reorganization of the Board.

Vice-Chairman Iuliano requested a future agenda item regarding whether to extend the Town's contract with consultant Jon Wortmann. Town Manager Rodrigues stated The Sudbury Foundation deadline is soon for submission of award requests.

Selectman Simon requested a future agenda item to discuss Selectman Haarde's correspondence on March 15, 2016, with the Executive Office of Energy and Environmental Affairs, regarding the National Development site following the Board's previous discussion about such communication. Selectman Haarde stated that, if this is allowed to be put on a future agenda, he will also be prepared to discuss at the same time Selectman Simon's efforts on behalf of a rail trail and its impacts on the Sudbury Station LLC and EverSource projects. He further stated he has a right to express his own concerns or those brought to his attention by citizens to whomever he wishes. Selectman Simon stated there is nothing to be gained by bringing up old issues about him. Chairman Brown questioned why this needs to be an agenda item. Vice-Chairman Iuliano stated she thought the Board needs to work out how members would represent themselves on behalf of the Board and personally, and develop expectations for how things would be handled. Chairman Brown stated she did not view any of these items as agenda items, and she concluded the discussion.

Permanent Building Committee – Loring Parsonage – Approve Awards of Construction Contracts

It was on motion unanimously

VOTED: To approve award by the Town Manager of various construction contracts and such other contracts as approved by the Permanent Building Committee necessary to rehabilitate the Loring Parsonage, funded by the Sudbury Historical Society by donation to the Town which are related to the repurposing of the Loring Parsonage as a Sudbury History Center and Museum.

Department of Public Works – Annual or Renewal Contracts

It was on motion unanimously

VOTED: To approve for FY17 the following annual or renewal DPW contracts awarded and previously approved for FY16 or to be awarded in FY17 on a Fiscal Year basis or Calendar Year basis by the Town Manager in accordance with procurement requirements and as reviewed by Town Counsel.

<u>Contract No.</u>	<u>Contract Name</u>	<u>Period</u>
2017-BIP-1	Bituminous Concrete Type 1 In Place	FY17 (3rd yr.)
2017-ER-1	Street Sweeping	Cal. 17 (3rd yr.)
2017-CM-1	Cemetery Mowing/lawn/landscape	Cal. 17(2nd yr.)
2017-TB-1	Town Buildings Mowing/Lawn Maint.	Cal. 17 (2nd yr.)
2017-DF-1	Diesel Fuel	State Contract
2017-M-1	Borrow Materials	FY17 (1 st yr of 3)
2017-T-1	Trees & Stumps: Removal & Disposal	FY17
2017-BM-1	Bituminous Materials	Cal. 17
2017-SLM-1	Street Light Maintenance	Cal. 17 (1 st yr. of 3)
2017-TLP-1	Traffic Line Painting	Cal. 17 (3 rd yr.)
2017-SALT-1	Winter Salt	State Contract
2017-SWD-1	Solid Waste Disposal	FY17 (2nd yr.)
2017-GCCS-1	Granite Curbing & Cement Sidewalks	FY17
2017-FSM-1	Field Stone Masonry	Cal. 17
2017-G-1	Gasoline	State Contract

Department of Public Works – Cleaning Contract

It was on motion unanimously

VOTED: To approve the award of a contract by the Town Manager for cleaning services at the Department of Public Works building and any subsequent renewal options, subject to review by Town Counsel, as requested by Jim Kelly, Combined Facilities Director.

Special Permit – Sudbury Companies of Minute and Militia – Annual Parade

It was on motion unanimously

VOTED: To grant a Special Permit to the Sudbury Companies of Minute and Militia, to hold the Annual Parade to commemorate Patriot's Day on Sunday, April 19, 2016, from 5:30 a.m. through approximately 12:00 p.m., subject to Police Department safety requirements, proof of insurance coverage and the assurance that any litter will be removed at the parade's conclusion.

Goodnow Library Foundation, Inc. – One-Day Wine & Malt License

It was on motion unanimously

VOTED: To grant a one-day Wine & Malt license to Goodnow Library Foundation, Inc. to accommodate a Community Art Show on Tuesday, May 24, 2016 from 5:30 p.m. to 7:30 p.m. at Goodnow Library, 21 Concord Road, subject to the use of a TIPS-trained bartender and receipt of a Certificate of Liability.

Loring Parsonage – Wood Davison Fund – File a Cy Pres Petition

It was on motion unanimously

VOTED: To authorize Town Counsel to file a *cy pres* petition on behalf of the Town and the Board of Selectmen to allow the use of the Wood-Davison Fund towards the cost of renovating the Loring Parsonage to be used as a Sudbury Museum.

Minutes

Selectman Woodard requested a revision to the fourth paragraph on Page 6 of the Minutes to delete the words “and his Department” after the word Chief, and to replace those words with the following words, “to handle hiring without civil service regulations.”

It was on motion

VOTED: To approve the Regular Session Meeting Minutes of March 22, 2016, as amended tonight.

Selectman Haarde abstained from the vote.

FY17 Transfer Station Rates

It was on motion unanimously

VOTED: To approve the FY17 rates for transfer station stickers as recommended by DPW Director Bill Place, who is advising leaving them at the FY16 amounts.

There being no further business, the meeting adjourned at 9:50 p.m.

Attest: _____
Melissa Murphy-Rodrigues
Town Manager-Clerk

Documents & Exhibits

1. Discussion with resident group regarding Sudbury Station

Attachments:

- 1.a Hornstein_memo
- 1.b Hornstein Presentation

2. PUBLIC HEARING: Vote to lay out the following Town Ways with the boundaries and measurements as set forth on plans on file in the office of the Town Clerk, to be presented for acceptance at the 2016 Annual Town Meeting: - Trevor Way from Horse Pond Road to a dead end, a distance of 415 ft. +/-; - Arboretum Way from Maynard Road to a dead end, a distance of 1,025 ft. +/-; - Tall Pine Drive from Horse Pond Road to a dead end, a distance of 1,093 ft. +/-; and further that it is determined and adjudged that common convenience and necessity require that said ways should be laid out as Town Ways

Attachments:

- 2.a street acceptances memos
- 2.b street acceptances signature pgs
- 2.c street acceptances maps
- 2.d street acceptances maps_2

3. Discussion with petitioner Dan DePompei regarding Town Meeting article on Walkways

Attachments:

- 3.a Walkway Article
- 3.b STM Article DePompei Presentation

4. Discuss and potentially vote on request that Park and Recreation Commission members should be designated as Special Municipal Employees.

Attachments:

- 4.a StateEthicsCommissionMunicipal_Employees
- 4.b SPECIAL MUNICIPAL EMPLOYEES 2014

5. Town Manager Melissa Rodrigues to present Enterprise Fund Town Meeting articles (#5 - FY17 Transfer Station Enterprise Fund Budget; #6 - FY17 Pool Enterprise Fund Budget; #7 - FY17 Recreation Field Maintenance Enterprise Fund Budget)

Attachments:

- 5.a Enterprise Presentation Selectmen FY17 [Read-Only]

6. Discuss and possibly vote on Town Manager Evaluation Process and Criteria

Attachments:

- 6.a Evaluation Process draft for 04.05.16 meeting
- 6.b Section 2 checklist draft 04.05.16 meeting

7. Discuss and potentially vote to form a committee and mission statement with the purpose of facilitating placement of Sudbury vocational students following our withdrawal from the Minuteman Vocational School District.

Attachments:

- 7.a VOCATIONAL EDUCATION GUIDANCE COMMITTEE MISSION STATEMENT DRAFT
- 7.b Email_Len_Bella

8. Vote to sign the 2016 Annual Town Meeting/Special Town Meeting warrant which must be available to residents and posted by a constable no later than Monday, April 18, 2016.

9. Discussion and vote whether to call a Special Town Election for May 17, 2016.

10. Citizens' Comments continuation (if needed)

11. Discuss upcoming agenda items

12. Vote to approve award by the Town Manager of various construction contracts and such other contracts as approved by the Permanent Building Committee necessary to rehabilitate the Loring Parsonage, funded by the Sudbury Historical Society by donation to the Town which are related to the repurposing of the Loring Parsonage as a Sudbury History Center and Museum.

13. Vote to approve for FY17 the following annual or renewal DPW contracts awarded and previously approved for FY16 or to be awarded in FY17 on a Fiscal Year basis or Calendar Year basis by the Town Manager in accordance with procurement requirements and as reviewed by Town Counsel.

14. Vote to approve award of a contract by the Town Manager for cleaning services at the DPW building and any subsequent renewal options, subject to review by Town Counsel, as requested by Jim Kelly, Combined Facilities Director.

15. Vote to Grant a Special Permit to the Sudbury Companies of Minute and Militia, to hold the annual Parade to Commemorate Patriot's Day on Tuesday, April 19, 2016, from 5:30 A.M. through approximately 12:00 P.M., subject to Police Department safety requirements, Proof of Insurance Coverage and the assurance that any litter will be removed at the parade's conclusion.

Attachments:

15.a 2016 Patriots Day Parade_BOS

15.b 2016 Patriot's Day Parade Approvals

16. Vote to grant a 1-day Wine & Malt license to Goodnow Library Foundation, Inc, to accommodate a Community Art Show on Tuesday, May 24, 2016 from 5:30 PM to 7:30 PM at Goodnow Library, 21 Concord Rd, subject to the use of a TIPS-trained bartender and a receipt of a Certificate of Liability.

Attachments:

16.a Goodnow Library Foundation Art Show_BOS

16.b May Goodnow Approvals 2016

17. Vote to authorize Town Counsel to file a cy pres petition on behalf of the Town and the Board of Selectmen to allow the use of the Wood-Davison Fund towards the cost of renovating the Loring Parsonage to be used as a Sudbury Museum.

18. Vote to approve the regular session minutes of March 22, 2016.

Attachments:

18.a BOS 3-22-16_draft

19. Vote to approve the FY17 rates for transfer station stickers as recommended by DPW Director Bill Place, who is advising leaving them at the FY16 amounts.

Attachments:

19.a DPW memo