

SUDBURY BOARD OF SELECTMEN
TUESDAY SEPTEMBER 26, 2017
7:30 PM, TOWN HALL - LOWER LEVEL

Item #	Time	Action	Item
	7:30 PM		CALL TO ORDER
			Opening remarks by Chairman
			Reports from Town Manager
			Reports from Selectmen
			Citizen's comments on items not on agenda
TIMED ITEMS			
1.	7:35 PM	<i>VOTE</i>	Public Hearing: Update on compliance with June 14, 2017 Notice of Decision and Order, re: Boomer the Dog, which was updated by vote of the Board of Selectmen on August 8, 2017. (Update from 9/12/17 meeting)
MISCELLANEOUS			
2.			Discussion and vote whether to support the Coolidge request for HOME funds offered through the MetroWest HOME Consortium RFP. Attending will be Elizabeth Rust, Regional Housing Services Office, and Holly M. Grace, B'nai B'rith Housing.
3.		<i>VOTE</i>	Discussion and vote whether to approve a senior tax deferral interest rate for fiscal year 2018 of 2.0%. Dennis Keohane, Finance Director, to attend.
4.		<i>VOTE</i>	Discussion and vote positions and assign presentations on all STM Warrant Articles (petitioners invited to attend).
5.			Discussion of topics for the next Board of Selectmen Quarterly Newsletter.
6.		<i>VOTE</i>	Move to approve the proposed Amendment No. 1 to Lease Agreement (Land) by and between the Town of Sudbury (Landlord) and VWI Towers, LLC (Tenant) the assignee of Varsity Wireless Investors, LLC, as part of the settlement in the case of Lieberman et al v. Zoning Board of Appeals of Sudbury and Varsity Wireless Investors, LLC, Middlesex Superior Court CA No. 1581CV06532, with said Amendment effective only upon final dismissal with prejudice of the appeal, and to authorize the Town Manager to execute the Amendment.

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.

Item #	Time	Action	Item
7.			Discussion on the upcoming Town Forum (continued from 9/12 meeting)
8.			Update on Landham Road Intersection
9.			Discuss possible Special Election
10.		<i>VOTE</i>	Discussion and vote to appropriate \$250,000 from mitigation funds to Park & Recreation Commission
11.			Board of Selectmen Goals - Initial discussion of procedure and expectations
12.			Discussion of policy regarding Chairman and Vice Chairman roles.
13.			Discussion of Free Cash
14.			Citizen's Comments (cont)
15.			Discuss future agenda items
CONSENT CALENDAR			
16.		<i>VOTE</i>	Vote to approve the regular session minutes of 9/12/17.
17.		<i>VOTE / SIGN</i>	Vote to sign a proclamation for 1LT Jeffrey Newton, acknowledging his safe return home after spending eight months in Iraq, and proclaiming Wednesday, October 4, 2017 as Jeffrey Newton Day in Sudbury.
18.		<i>VOTE</i>	Vote to accept the resignation of Elizabeth Quirk, 20 Scotts Wood Drive, as a member of the Community Preservation Committee, and to send a letter of thanks for her service to the Town.
19.		<i>VOTE</i>	Vote to appoint Sudbury registered voter, Beverly O'Connor, Democrat, of 10 Landham Road, as an Election Officer for a term to expire on August 14, 2018, as recommended by the Town Clerk.
20.		<i>VOTE</i>	Vote to accept the donation of crowd control steel barricades with storage cart valued at approximately \$2,546 from SMILEMass.org Sudbury residents Lotte Diomedes, President/Co-Founder and Susan Brown Vice President/Co-Founder for use at various events as determined by the Public Works and Public Safety Departments with the express stipulation that the barricades are to be deployed for the Sudbury SMILEMass road races or other such event sponsored by SMILEMass.
21.		<i>VOTE</i>	Vote to Grant a Special Permit to the Sudbury Education Association, to Hold the "Wally 'Bells On' 5K" on Sunday October 1, 2017, from 10:00 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 race's conclusion.

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.



SUDBURY BOARD OF SELECTMEN

Tuesday, September 26, 2017

1

TIMED ITEM

1: Dog Hearing Update (continued from 9/12)

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Public Hearing: Update on compliance with June 14, 2017 Notice of Decision and Order, re: Boomer the Dog, which was updated by vote of the Board of Selectmen on August 8, 2017. (Update from 9/12/17 meeting)

Recommendations/Suggested Motion/Vote: Public Hearing: Update on compliance with June 14, 2017 Notice of Decision and Order, re: Boomer the Dog, which was updated by vote of the Board of Selectmen on August 8, 2017. (Update from 9/12/17 meeting)

Background Information:
attached documents

Financial impact expected:N/A

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM



Scott Nix
Chief of Police

Sudbury Police Department

Office of the Chief of Police

75 Hudson Road
Sudbury, MA 01776
Business (978) 443-1042
Fax (978) 443-1045
nixs@sudbury.ma.us

September 6, 2017

To: Melissa Rodrigues, Town Manager
From: Scott Nix, Chief of Police
RE: Dangerous Dog Hearing Supplemental Report – Boomer 39 Poplar Street

Melissa,

As requested by the Board of Selectmen, here is a summary of compliance regarding the aforementioned Dangerous Dog Hearing:

- ◆ I am scheduled to visit the residence at 39 Poplar Street upon Mrs. Burke's return on September 8, 2017. Findings, in addition to those listed below, will be reported to the Board of Selectmen during the meeting of September 12, 2017.
- ◆ A wrought iron gate been installed on the front entrance. ACO Condon visited the residence on 9-5-17 (see attached report) where she was greeted at the front door. From her vantage point she observed an interior gate further in the residence, on the second, floor preventing any of the dogs from gaining access to the front door as a secondary precaution to the wrought iron gate. I had previously verified the installation of the wrought iron gate while driving by the residence. I have had conversation with Mrs. Burke regarding other measures within the residence. I will very during my visit but on advice of counsel do not want pictures taken.
- ◆ A fence has been erected and inspected by the ACO on 9-5-17. The fence consists of a six foot wooden panel fence along the front portion of the property with a six foot post fencing with heavy gauge wire fencing attached thereto. The only concern with the construction of the fence was the vulnerability under the gate which needs additional measures to prevent digging under in the area. To be further inspected on the 8th.
- ◆ Certificate of insurance has been provided via email to the Town Manager and subsequently forwarded to me, Town Counsel and Selectmen Haarde (see attached).
- ◆ Microchip has been completed by Sudbury Animal Hospital on June 26, 2017 (see attached).
- ◆ Training has continued by their trainer, Daniel Titus, who is scheduled to be present during my visit. I will verify the continued training and he provided a letter dated 8-3-17

indicating the continued training to that point while explaining Boomer's progress (see attached).

- ◆ The letter of apology has not been provided on advice of counsel which was acknowledged by the Board of Selectmen.
- ◆ There have been no further reported incidents regarding the dog in question, "Boomer."
- ◆ The owner, son of the Burke's, has secured a lease whereby he will be moving out September 15th with Boomer relocating with him to Natick, MA. To be verified following the 15th while adding the same measures must be maintained if he is going to visit the residence at 39 Poplar Street. Information surrounding the hearing and stipulations established with be conveyed to the new jurisdiction upon confirmation of the move as ordered.

Respectfully,



Scott Nix
Chief of Police



Melissa Murphy-Rodrigues, Esq.
Town Manager

TOWN OF SUDBURY
Office of the Town Manager
www.sudbury.ma.us

278 Old Sudbury Road
Sudbury, MA 01776-1843
978-639-3381
Fax: 978-443-0756
Email: townmanager@sudbury.ma.us

June 14, 2017

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Ms. Lisa Burke
39 Poplar Street
Sudbury, MA 01776

**NOTICE OF DECISION AND ORDER
DANGEROUS DOG**

Dear Ms. Burke:

On Thursday, June 8, 2017, the Sudbury Board of Selectmen, held a public hearing in accordance with Massachusetts General Laws, Chapter 140, Section 157 to determine whether the dog owned and/or kept by you in the Town of Sudbury is a Nuisance Dog or Dangerous Dog as those terms are defined in said statute. The hearing was held based on complaints and reports that, on two separate occasions, your dog known as "Boomer" was not properly restrained and attacked an adult and a child without provocation.

Based on the credible evidence and sworn testimony provided at said hearing, the Board unanimously voted to declare that Boomer is a Dangerous Dog and it unanimously voted to impose the following conditions:

1. The dog shall be confined to the premises of the owner, which means that the dog shall be kept within the house and restrained so that it cannot escape at any time.
2. Within thirty days of entry of this Order, the owner shall install secondary doors or gates, acceptable to the Animal Control Officer, to ensure that the dog cannot escape at any time.
3. The dog shall not be permitted outside the house at any time unless it is humanely muzzled, which may include a basket-type muzzle. If the dog is outside the enclosure described below, it shall be on a leash having a minimum tensile strength of 300 pounds and not exceeding three feet in length and held by a responsible adult and it shall also be fitted with a shock collar controlled by the person walking the dog.



TOWN OF SUDBURY
Office of the Town Manager
www.sudbury.ma.us

278 Old Sudbury Road
 Sudbury, MA 01776-1843
 978-639-3381

Fax: 978-443-0756

Email: townmanager@sudbury.ma.us

Melissa Murphy-Rodrigues, Esq.
 Town Manager

4. The owner shall install at the property a six-foot high stockade fence, embedded in the ground for not less than two feet to serve as a secure enclosure for the dog. The plans and specifications for said enclosure shall be approved by the Animal Control Officer prior to installation. The enclosure shall be installed and approved by the Animal Control Officer within thirty days of entry of this Order.
5. Notwithstanding Paragraphs 1 and 3 of this Order, the dog may be permitted outside on the premises of the Owner only when enclosed within the fence described in Paragraph 4. In addition to being within the enclosure, the dog shall be muzzled and either fitted with a shock collar controlled by a nearby adult or trained to use the electric fence.
6. Within one week of entry of this order, the owner shall provide the Town Manager with proof of insurance in an amount not less than \$100,000 insuring the owner against any claim, loss, damage or injury to persons, domestic animals or property resulting from the acts, whether intentional or unintentional, of the dog.
7. The dog shall continue training with a professional trainer twice per week for one hour each session. Proof of training shall be provided to the Animal Control Officer on a weekly basis. Said training shall continue for four months or such longer period of time as may be recommended by the Animal Control Officer. Within four months of entry of this order, the dog shall be evaluated by the Animal Control Officer to determine whether further training is necessary.
8. Within seven days of entry of this order, the owner shall provide the Animal Control Officer with information from which the dog can be identified, to wit: microchip implantation.
9. The owner shall notify the Town Manager if the dog is going to be relocated to another residence, whether within or outside the Town. Prior to moving the dog to another jurisdiction, the Town Clerk and Animal Control Officer of that jurisdiction shall be notified of this Order.
10. Within seven days of entry of this Order, the owner shall provide a written apology to Sam Rocca.
11. If it is determined, after further public hearing, that there has been a violation of this Order or that the dog has bitten or attacked another person or domestic animal, the Board may order that the dog may be seized by the Animal Control Officer and euthanized.



TOWN OF SUDBURY
Office of the Town Manager
www.sudbury.ma.us

Melissa Murphy-Rodrigues, Esq.
Town Manager

278 Old Sudbury Road
Sudbury, MA 01776-1843
978-639-3381

Fax: 978-443-0756

Email: townmanager@sudbury.ma.us

If you are aggrieved by this decision, you may appeal to the District Court within ten (10) days of the date written above.

Very truly yours,

Melissa Rodrigues, Esq.
Town Manager

Nix, Scott

From: Boardmans Animal Control <jabbal@verizon.net>
Sent: Friday, July 21, 2017 12:57 PM
To: Nix, Scott
Subject: RE: Boomer

Hi Chief

Jennifer at 39 Poplar today, 6 foot fence is in process, not completed. Son has signed a lease on new residence, will be moving effective August 12th.

Jennifer intends on stopping by again early next week to obtain all specific information on where he is relocating to. Once we know, she will forward all related documents to the ACO in that town.

Thanks,
 Joyce for Jennifer

Jennifer A. Condon - Owner, Inspector/Officer State of Massachusetts Certified, Graduate of ACOAM Class of 2008
 Donna DeWallace - PT, Officer State of Massachusetts Certified, Graduate of ACOAM Class of 2010 Michael (Mike)
 Albanese - Officer State of Massachusetts Certified, Graduate of ACOAM Spring Class of 2016 Boardmans Animal Control Inc
 145-147 Parker Street
 Maynard, MA 01754
 Office: (978) 897-5596; PAGER: (508) 722-9659

-----Original Message-----

From: Nix, Scott [mailto:NixS@sudbury.ma.us]
 Sent: Thursday, July 20, 2017 5:57 AM
 To: Condon, Jennifer <jabbal@verizon.net>
 Subject: Re: Boomer

Great. Thank you.

Respectfully,

Scott Nix
 Chief of Police

----- Original message -----

From: Boardmans Animal Control <jabbal@verizon.net>
 Date: 7/19/17 16:54 (GMT-05:00)
 To: "Nix, Scott" <NixS@sudbury.ma.us>
 Subject: RE: Boomer

Attachment1.a: Dangerous Dog Supplement for 9-12-17 (2467 : Dog Hearing Update (continued from 9/12))

Hi Chief,

I am off tomorrow but will follow up first thing on Friday.

Thanks,

From: Nix, Scott [mailto:NixS@sudbury.ma.us]
Sent: Wednesday, July 19, 2017 3:41 PM
To: Condon, Jennifer <jabbal@verizon.net>
Subject: Boomer

Good afternoon,

Do you know if Boomer has moved as of yet? If not, could you follow up at your convenience to see where we stand?
Thank you!

Scott

Respectfully,

Scott Nix
Chief of Police
Sudbury Police Department
75 Hudson Road
Sudbury, MA 01776
(978) 443-1042
nixs@sudbury.ma.us<mailto:nixs@sudbury.ma.us>

Attachment1.a: Dangerous Dog Supplement for 9-12-17 (2467 : Dog Hearing Update (continued from 9/12))

Nix, Scott

From: Boardmans Animal Control <jabbal@verizon.net>
Sent: Wednesday, September 6, 2017 12:24 PM
To: Nix, Scott
Subject: 39 POPLAR

I was at Burke residence at 39 Poplar yesterday, 9/5/17. Upon approach to front door they have installed a heavy duty rod iron gate. Mr. Burke answered door, both dogs were found to be secured on second floor by a gate. I walked the property with Mr. Burke, they have completed fencing (as modified by BOS). On the street side it is stockade fencing, on the down side of property and rear it is post fencing with heavy gauge wire fencing. I feel confident that this fence will secure the dog known as "Boomer". I indicated to Mr. Burke that I will required to meet with both his Son, and the dog "Boomer" prior to the Son moving from property, which is scheduled to occur on the 15th of this month. Mr. Burke informed me that everything is set up for the move. I will follow-up with the Burke's next week, prior to the departure date to obtain the location the Son and dog are moving to. Once I have this information, I will speak with the Animal Control Officer in the appropriate town, and forward Sudbury's hearing document for their records.

Regards,
 Jennifer

Jennifer A. Condon – Owner, Inspector/Officer
State of Massachusetts Certified, Graduate of ACOAM Class of 2008
 Donna DeWallace – PT, Officer
State of Massachusetts Certified, Graduate of ACOAM Class of 2010
 Michael (Mike) Albanese – Officer
State of Massachusetts Certified, Graduate of ACOAM Spring Class of 2016
[*Boardmans Animal Control Inc*](#)
 145-147 Parker Street
 Maynard, MA 01754
 Office: (978) 897-5596; PAGER: (508) 722-9659

Attachment1.a: Dangerous Dog Supplement for 9-12-17 (2467 : Dog Hearing Update (continued from 9/12))



Form 12

PLACE ACCOUNT STICKER HERE

Phone
number () -
Clinic/Shelter
code

ENTER



CKER HERE

985 113 000 696 514

IMPORT

expedited
enrollment in the HomeAgain® pet safety and wellness network

PET/PRIMARY CONTACT INFORMATION

Pet Information

Pet name Boomer BurkeDog ☒ Cat ☐ Other GSD

Primary contact

First name SueLast name BurkeAddress 39 Poplar St

Apt.

City SwantonState MAZIP 01776E-mail SBurke370@gmail.com

Phone 1 (508) 333 - 2016

Phone 2 () -

Ext.

I understand I will receive pet recovery, service-related communications. Please also send me: (check all that apply)

☐ Lost Pet Alert emails when a pet is lost in my area☐ Email newsletters with information about pet protection and safety

Alternate contact

First name

Last name

Phone 1 () -

Ext.

Phone 2 () -

Ext.

DO NOT SEND CASH. DEBIT CARDS ARE NOT ACCEPTED.

PAYMENT OPTIONS

HomeAgain® membership services are \$19.99 per year.*

VISA

M/C

AMEX

DISCOVER

Account #

-

-

-

Expiration date

mm

yy

Billing
address

Complete if address is different than above.

Apt.

City

State

ZIP

Check enclosed for annual membership fee

Make check payable to HomeAgain® and mail to: HomeAgain® P.O. Box 28153, Miami, FL 33102-8153

Enrollment paid
by clinicPromotion code
(if applicable)

Signature

Print name

Date

You understand that once charged, membership fees are non-refundable.

*Membership fees are subject to change.

IMPORTANT Please return this form to the HomeAgain® Pet Recovery Service or we will not be able to identify your pet if lost.To enroll, mail this form to HomeAgain, P.O. Box 28153, Miami, FL 33102-8153, visit www.homeagain.com or call 1-888-HOMEAGAIN (1-888-466-3242).

Make it even easier to identify your pet.
Save your lost pet a trip to the shelter to be scanned for a chip!

HomeAgain® offers
high quality collar tags
engraved with
your pet's name and
microchip ID number.

Additional styles
available at
HomeAgain.com.

See back to order by mail.

Round Tags

1 1/4" - up to 12 characters for name

N - Blue and Yellow Round: \$14

O - Pink Round: \$14



House Tags

1 1/4" - up to 10 characters for name

P - Nickel-Plated House: \$14

Q - Pink House: \$14

S - Gold-Plated House: \$14



Order Information

	Owner	Microchip #	Pet Name	Payment Status	Price
1.	Jack Burke	985113000696514	Boomer	To Be Invoiced	\$0.00
Grand Total:					\$0.00

OWNER'S NAME BURKE PET BOOMER 1A

DATE 1/7/15 (?) is nonalim. as healing from (?)
 positive neuter (large lump on scrotum does not look active)
 - 3.0 cm x 1.0 cm completely dead, light, + large closure
 Rx: RIMADYL (10) 7#10 B.S. x 5 AM/CS
 collected part of gave part of handout

12/28/15 Bite other dog scams while playing
 on 12/20/15

1/25/17 R(1) WT: 89.9
 1yr 50% 98 Grunted when walked in
 KH 226 7800

6/26/17 annual exam/snap40X WT: 92.9
 home again microchip

Heartworm +
 Lyme +
 Ehrlichiosis +
 Anaplasmosis +
 Date: 6/26/17 EX

985 113 000 696 514

- no VITICIS. Normal app & energy. Mandated to wear muzzle.
 S. 40% - wearing E's mesh muzzle, 11 lbs. Still grunting, but did well today.
 O EENT eyes clear, ears clear, N No oral exam. RIN normal. H/L/CV: normal
 rate & rhythm, no murmurs. Lungs: clear. Abdomen: soft, non-painful. MS 11: ambly.
 Integ. w/e.

A. 4 y.o. NM 6.5D. (1) aggressive
 P. 4DX: 0/4

Scanned for microchip, none found; placed Home Again Microchip Sp inter. &
 verified placement at trainer

(21)

Titus Dog Training
102 Belcher Drive
Sudbury, MA 01776
(978) 697-0588

Boardmans Animal Control
147 Parker Street
Maynard, MA 01754

August 3, 2017

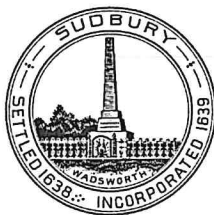
Dear Ms. Condon,

It has been my pleasure to work with Lisa Burke and Boomer of 39 Poplar Street, Sudbury, Massachusetts since April 18, 2017. Over that time period, I have held twelve private lessons with Lisa and Boomer. He is a wonderful animal with a lot of energy. Boomer has competed basic obedience and is continuing behavioral modifications, with which he is excelling. We have also been working on introducing Boomer to people coming on the property, mainly my wife, who has been kind enough to help out and has done this on many occasions. With each occasion, Boomer has shown improvement and is doing quite well. Over this time, Lisa has become a more confident owner and handler. She has signed up for ten more lessons and is very enthusiastic to have her dogs be the best they can be.

If you have any questions or concerns, please feel free to contact me at (978) 697 – 0588.

Thank you,

Daniel J Titus



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

August 2, 2017

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Ms. Lisa Burke
39 Poplar Street
Sudbury, MA 01776

NOTICE OF HEARING TO REVIEW COMPLIANCE WITH ORDER TO RESTRAIN DANGEROUS DOG

Dear Ms. Burke:

On Tuesday, August 8, 2017, at 8:00 pm at the Sudbury Town Hall, the Sudbury Board of Selectmen, will hold a public hearing in accordance with Massachusetts General Laws, Chapter 140, Section 157 to determine whether you have complied with the terms of the Board's June 14, 2017 order to restrain the dangerous dog owned and/or kept by you in the Town of Sudbury, and/or to determine whether all or any portion of said order should be modified or withdrawn or if any additional conditions should be imposed.

You are invited to attend the hearing and at that time you may produce any documentation and/or witnesses which show that you have complied with the order. You may be represented by counsel at your own expense. You are also invited to make an appointment to examine the Board of Selectmen's file on this matter during regular business hours.

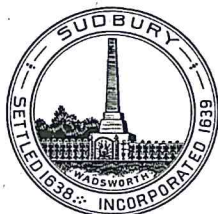
Please be advised that if you are found to have violated the Board's order you may be subject to financial penalties and/or further enforcement action by the Board. In addition, in accordance with G.L. c. 140, Section 157(h), you may be required to surrender the dog to the Town and be prohibited from owning another dog in the Commonwealth for a period of five years. Therefore, due to the serious consequences that may follow a finding that you violated the order of the Board of Selectmen, your prompt attention to this matter is strongly suggested.

If you have any questions in this regard, you may contact Town Manager, Melissa Rodrigues, at (978) 639-3381.

Very truly yours,

Leila S. Frank
Selectmen's Office

Attachment 1.b: Aug 2 Cert Hearing Notice Letter (2467 : Dog Hearing Update (continued from 9/12))



TOWN OF SUDBURY
Office of the Town Manager
www.sudbury.ma.us

278 Old Sudbury Road
 Sudbury, MA 01776-1843

978-639-3381

Fax: 978-443-0756

Email: townmanager@sudbury.ma.us

Melissa Murphy-Rodrigues, Esq.
 Town Manager

August 10, 2017

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Ms. Lisa Burke
 39 Poplar Street
 Sudbury, MA 01776

**NOTICE OF DECISION AND ORDER
 DANGEROUS DOG**

Dear Ms. Burke:

On Tuesday August 8, 2017, the Sudbury Board of Selectmen, held a public hearing in accordance with Massachusetts General Laws, Chapter 140, Section 157 to determine whether or not to amend the June 14 Order of Conditions concerning a dog kept by you in the Town of Sudbury, which was deemed a Nuisance Dog or Dangerous Dog as those terms are defined in said statute.

The Board voted to remove Condition Number 10, which read

Within seven days of entry of this Order, the owner shall provide a written apology to Sam Rocca.

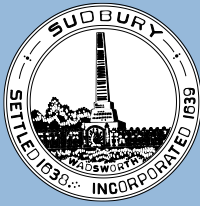
The other 10 conditions remain, and must be complied with. I have attached a copy of that order for your convenience.

Very truly yours,

Melissa Rodrigues, Esq.
 Town Manager

CC: Chief Nix
 Board of Selectmen

Attachment1.c: Aug_10_dog_ltr (2467 : Dog Hearing Update (continued from 9/12))



MISCELLANEOUS (UNTIMED)

2: HOME - Housing Services Discussion

REQUESTOR SECTION

Date of request:

Requested by: Leila S. Frank

Formal Title: Discussion and vote whether to support the Coolidge request for HOME funds offered through the MetroWest HOME Consortium RFP. Attending will be Elizabeth Rust, Regional Housing Services Office, and Holly M. Grace, B'nai B'rith Housing.

Recommendations/Suggested Motion/Vote: Discussion and vote whether to support the Coolidge request for HOME funds offered through the MetroWest HOME Consortium RFP. Attending will be Elizabeth Rust, Regional Housing Services Office, and Holly M. Grace, B'nai B'rith Housing.

Background Information:
attached

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting: Elizabeth Rust, Regional Housing Services

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM



Regional Housing Services

Serving Acton, Bedford, Concord, Lexington, Sudbury and Weston

2.a

Flynn Building
278 Old Sudbury Rd
Sudbury, MA 01776
978-639-3388

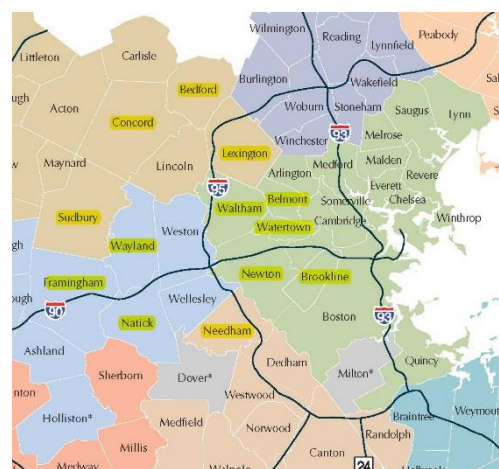
Housing@sudbury.ma.us

To: Melissa Murphy-Rodrigues, Town Manager
From: Elizabeth Rust, Regional Housing Services Office
Re: HOME Program and Coolidge HOME Grant Request
Date: September 13, 2017

This memorandum provides background information regarding the HOME Program, the Sudbury HOME requirements, and requests Town support for the Coolidge Phase 2 HOME Grant request.

HOME Program and Sudbury's Participation

The HOME Investment Partnerships Program (HOME) is a federal program administered by HUD (Housing and Urban Development) providing formula grants to States and localities to fund a wide range of activities including building, buying, and/or rehabilitating affordable housing for rent or homeownership or providing direct rental assistance to low-income people. HOME is the largest Federal block grant to state and local governments designed exclusively to create affordable housing for low-income households. The program's flexibility allows States and local governments to use HOME funds for grants, direct loans, loan guarantees or other forms of credit enhancements, or rental assistance or security deposits.



HOME funds are awarded annually as formula grants to communities through participating jurisdictions (PJs) which constitute a consortium – composed of geographically contiguous units of general local government. The funding formula is based on population adjusted by per capita income, rental housing statistics, and age of housing.

The WestMetro Consortium is a HOME participating jurisdiction, administered in Newton and composed of the Towns of Bedford, Belmont, Brookline, Concord, Framingham, Lexington, Natick, Needham, Sudbury, Watertown, and Wayland, and the cities of Newton and Waltham (highlighted in yellow in the map). Towns must abut a member town on a path to Newton.

Sudbury joined the WestMetro HOME Consortium in 2006 at the request of Framingham, who funds housing staffing and projects through the HOME funds. Currently Framingham, Natick and Wayland have access to the Consortium through their proximity to Sudbury.

The Consortium is managed through a Mutual Cooperation Agreement (MCA) signed by all members. The current agreement has a term through June 30, 2020. The MCA provides for termination by a member at the end of the term, with 60 days' notice to the Consortium Administrator.

Attachment2.a: Sudbury - HOME Program and Coolidge Grant 9.13.17 (2432 : HOME - Housing Services Discussion)



Regional Housing Services

Serving Acton, Bedford, Concord, Lexington, Sudbury and Weston

2.a

Flynn Building
278 Old Sudbury Rd
Sudbury, MA 01776
978-639-3388

Housing@sudbury.ma.us

WestMetro HOME Consortium		
FY18 Funding		
Bedford	\$16,983	1%
Belmont	\$42,010	4%
Brookline	\$190,387	16%
Concord	\$16,983	1%
Framingham	\$185,024	16%
Lexington	\$30,391	3%
Natick	\$32,178	3%
Needham	\$20,558	2%
Newton	\$112,624	10%
Sudbury	\$4,469	0%
Waltham	\$162,679	14%
Watertown	\$68,826	6%
Wayland	\$10,726	1%
CHDO Set A	\$232,165	20%
Admin	\$34,825	3%
Total	\$1,160,828	100%

The annual budget for the WestMetro HOME Consortium stands currently (for FY18) of \$1,161,000 broken out by community as shown. Sudbury's allocation (along with all members of the Consortium) decreased significantly in FY13 from ~\$21,000 to its currently level, due to federal funding reductions. Of the total amount allocated, ~\$500 is available for administration and is used to offset the RHSD fee.

While there is general uncertainty regarding the funding level for the HOME Program in future years, FY18 saw level funding for the Consortium and Sudbury actually increased slightly

Sudbury HOME Projects

Sudbury has done two HOME projects since belonging to the Consortium. Both projects involved 'borrowing' funds from other communities, which were repaid out of subsequent years allocations.

In 2008, Sudbury used \$101,000 of accumulated and borrowed (from Lincoln) HOME funds to subsidize one additional

affordable unit at the Villages at Old County Road, a 40B Homeownership Project, increasing the affordable component from nine units (25%) to 10 units (27%). The funds were 'borrowed' in FY09 and repaid in FY11.

In FY13, Sudbury committed \$96,666 of accumulated and borrowed (from Natick) HOME funds to provide gap funding to the Coolidge Phase 1 Project, a 40B Rental Project, providing 64 units of affordable senior housing. Through FY18, Sudbury owes Natick \$25,104, and with the current pay down rate, the loan is expected to be fully satisfied in FY24. Note that these funds are not Town funds in the Town accounts, but are allocated to Sudbury for HOME-eligible activities in the Consortium accounts. HOME funds are awarded annually, and each community has exclusive use of the funds for one-year (soon to be two-years), and then the funds are swept into a Competitive Pool, and any eligible project in a member community can apply through the annual RFP process, which opens in the fall.

HOME Program Requirements

Even with no active projects, the HOME Program has regular and periodic administration. While the project-level administration is significant, it is particular to the circumstances of the individual project. The Program also requires general administration, which is time-consuming.

The general administration includes annual updates in the form of the HOME Program Annual Action Plan (which details the plans for the allocated HOME funds, and asks communities to outline steps they are taking to address various HUD priorities such as housing the homeless, partnering with public agencies, and furthering Fair Housing.) At the end of the Fiscal Year, the Consolidated Annual Performance and Evaluation Report (CAPER) report is prepared which reports on the Consortium's yearly plan.

Attachment 2.a: Sudbury - HOME Program and Coolidge Grant 9.13.17 (2432 : HOME - Housing Services Discussion)



Every five years (due in 2020), each community is also required to prepare a Consolidated Plan. This plan has many components similar to the Housing Production Plan, including a detailed Needs Assessment, and the identification of Goals and Strategies.

As a recipient of federal funds, every Consortium community is required to affirmatively further fair housing. This plan is articulated in the Analysis of Impediments document. The plan has a set of requirements from HUD and is a comprehensive review of a jurisdiction's laws, regulations, and administrative policies, procedures, and practices affecting the location, availability, and accessibility of housing, as well as an assessment of conditions, both public and private, affecting fair housing choice or the provision of housing to persons identified as a 'protected class'. The current Consortium regional plan is good until 2020, and has a number of activities and requirements for the member communities.

HOME requires active monitoring for a defined period of affordability. For the Coolidge Phase 1 project, HOME requires 20 years of monitoring. Monitoring includes approving annual rents, verifying tenant eligibility and demonstrating compliance to the Consortium Monitoring Agents annually. The HOME administrative requirements for Sudbury are handled through the RHSO. The total administration takes around ~25 hours, and HOME pays for ~8 hours.

Coolidge Phase 2 Request

Coolidge Phase 2 is requesting to apply to the FY18 HOME Competitive Pool for additional 'local' support. The Sudbury Housing Trust has voted \$100,000 in support of Phase 2 and the Coolidge feels that additional support is required to strengthen their competitive funding application at the state level. See attached request memo.

All publically funded projects require a local contribution. Public funds are very competitive, especially senior housing. Coolidge has indicated in their state funding application that there will be \$250,000 of local support. As mentioned above, the Sudbury Housing Trust has committed \$100,000, with \$150,000 from HOME. The HOME request can also include some small amount of administrative funds for the RHSO work to complete the project. For comparison, Coolidge Phase 1 received \$250,000 from the Sudbury Housing Trust and \$96,666 of HOME Funds.

The Coolidge plays an important role in Sudbury's affordable housing landscape. Aside from providing needed low-income housing for seniors, the Coolidge plays a role for Sudbury's SHI. The Phase 1 certified Sudbury's HPP back in 2012. The Coolidge Phase 2 has delivered an additional 56 units to Sudbury's SHI (now at 11.21%), and it is projected that the Coolidge Phase 2 is needed for Sudbury to stay above 10% with the 2020 Census.

While the Consortium maintains the accounts and manages the Competitive Pool, the HOME funds are awarded from the member community. The Coolidge needs the support of the Town before applying to the Consortium this fall, and if awarded, the funding agreement is executed with the Town.

The Sudbury Housing Trust discussed this at their upcoming August 9 meeting, and voted to support the HOME request.



July 12, 2017

Lydia M. Pastuszek, Chairman
Sudbury Housing Trust
Flynn Building
278 Old Sudbury Road
Sudbury, MA 01776

RE: WestMetro HOME Consortium Funds - The Coolidge at Sudbury Phase 2

Dear Ms. Pastuszek:

On behalf of Covenant Commonwealth Corporation¹ (CCC) we write to the Sudbury Housing Trust to respectfully request your support in our application for WestMetro HOME Consortium funds related to The Coolidge at Sudbury Phase 2.

We are very grateful for the support of both the Housing Trust and WestMetro HOME Consortium and for the funds that were allocated to Phase 1 of The Coolidge at Sudbury. The Coolidge is fully occupied after opening in 2014, and the waiting list for units continues to grow. The waitlist for the low-income units is so long that it remains "closed" based on it being oversubscribed.

We recently completed permitting of a Phase 2 to The Coolidge to help meet this need. Our proposal is to develop 56 additional units of affordable rental housing that are restricted to seniors and older adults aged 55 and over. The proposed development is located on undeveloped land on the eastern side of the property where The Coolidge is located.

Similar to Phase 1, we propose a 100% affordable housing development with all 56 units serving moderate and low income seniors earning 60% of Area Median Income (AMI) or below. Twenty percent of the total units in this phase would be reserved for low income households earning 30% AMI or below (subject to anticipated state funding).

As we discussed when we met with the Trust in January, the proposed financing structure for this development will be similar to that used in Phase 1. We will seek Federal and State Low Income Housing Tax Credits (LIHTC), as well as subordinate debt and subsidy resources from the Commonwealth of Massachusetts through its Department of Housing & Community Development (DHCD). **The state requires a significant local contribution to demonstrate local support for the development.** We are incredibly grateful for this year's contribution from the Housing Trust for our development. However, we continue to anticipate budget shortfalls, especially in light of the Federal cuts to housing programs and the variability of tax credit pricing.

A contribution from the WestMetro HOME Consortium would help the development face significant funding challenges. We are applying for a high

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Sonia Michelson

Mark Olshan B'nai B'rith International

Robert Skloff Commonwealth Financial Group

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Edward Zuker Chestnut Hill Realty

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William Kargman First Realty Management

Stephen Karp New England Development

John Keith Keith Construction, Inc

Jerome Rappaport, Jr. CRP Development, LLC

Gilbert Winn WinnCompanies

¹ Covenant Commonwealth Corporation is a non-profit development entity of B'nai B'rith Housing.

level of state resources, maximizing what the development is eligible for. This additional local contribution will help leverage approximately \$13 million of federal and state resources, including private LIHTC equity, to the development through a tax credit allocation by DHCD.

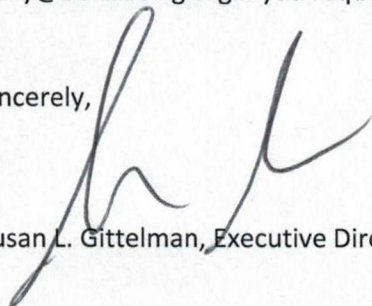
Our development would provide a variety of local benefits:

- Add 56 units to the Town's affordable housing inventory, an increase to help the Town maintain its 10% subsidized housing inventory target until the year 2030.
- Surpass the minimum requirements of a Comprehensive Permit by having all 56 units affordable.
- Attain a broader level of affordability that exceeds the minimum number of units required by four times (4x).
- Serve a deep range of affordability that includes moderate income (60% AMI and below) and low income (30% AMI and below) seniors and older adults.
- Contribute additional tax revenue to the Town, currently projected to be \$56,000 per year, with no direct cost impact to Sudbury schools.
- Provide a much needed housing type for seniors in Sudbury (accessible service enriched rental housing with an elevator) that help residents to remain in their long time community and age in place.
- Include a high level (up to 70%) of local preference subject to the extent allowable under law and DHCD in order to assist those directly affiliated with Sudbury.
- Leverage approximately \$13 million of federal and state resources, including LIHTC equity, into Sudbury for the development, as allocated by DHCD.

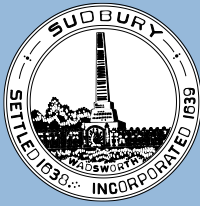
As evidenced by the waiting list at The Coolidge Phase 1, it is apparent that there continues to be a great and growing need for this type of housing.

We welcome the opportunity to update you on the permitting process at your next Housing Trust meeting. In addition, if you have not already, we invite you to tour The Coolidge or our other properties to see examples of our work. Please feel free to contact Holly Grace of my staff, at (617) 731-5293 or by email at holly@bbhousing.org if you require additional information. Thank you for your consideration.

Sincerely,



Susan L. Gittelman, Executive Director



SUDBURY BOARD OF SELECTMEN

Tuesday, September 26, 2017

MISCELLANEOUS (UNTIMED)**3: Vote Senior Tax Deferral Interest Rate**REQUESTOR SECTION

Date of request:

Requestor: Dennis Keohane, Finance Director/Treasurer-Collector

Formal Title: Discussion and vote whether to approve a senior tax deferral interest rate for fiscal year 2018 of 2.0%. Dennis Keohane, Finance Director, to attend.

Recommendations/Suggested Motion/Vote: Discussion and vote whether to approve a senior tax deferral interest rate for fiscal year 2018 of **2.0%**. Dennis Keohane, Finance Director, to attend.

Background Information:

On an annual basis, the Board of Selectmen votes to set the Senior Tax Deferral interest rate for the coming fiscal year in accordance with M.G.L. Chapter 59, Section 5 (41A) and as amended by Sudbury's Special Act of 2002. The chosen rate will be charged against any taxes deferred in FY18 and will remain in effect until that year's deferral amount has been paid in full. Deferral program interest is charged on a per diem basis against the principal balance (e.g. does not account for the effects of interest compounding). The law allows the rate to be set between 0% and 8%. The rate for fiscal years 2016 and 2017 were 2.0%. (Also see attached memo.)

Financial impact expected: see attached

Approximate agenda time requested:

Representative(s) expected to attend meeting: Dennis Keohane, Finance Director/Treasurer-Collector

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM

MEMORANDUM

TO: Board of Selectmen

CC: Melissa Murphy-Rodrigues, Town Manager

FROM: Dennis Keohane, Finance Director/Treasurer-Collector

DATE: September 6, 2017

RE: Senior Tax Deferral Rate Request for FY18

Background

On an annual basis, the Board of Selectmen votes to set the Senior Tax Deferral interest rate for the coming fiscal year in accordance with M.G.L. Chapter 59, Section 5 (41A) and as amended by Sudbury's Special Act of 2002. The chosen rate will be charged against any taxes deferred in FY18 and will remain in effect until that year's deferral amount has been paid in full. Deferral program interest is charged on a per diem basis against the principal balance (e.g. does not account for the effects of interest compounding). The law allows the rate to be set between 0% and 8%. The rate for fiscal years 2015, 2016, and 2017 were 2.0%.

Vote Request

That the Board of Selectmen vote to approve a senior tax deferral interest rate for fiscal year 2018 of **2.0%**.

For your consideration

The reasons for charging interest to senior deferral participants remain the same as prior years. By way of quick review, charging a modest interest rate to a selective group of taxpayers for an extended period of time:

- reflects the tenor of the 2002 Town Meeting when voters gave the Board the ability to lower the interest rate from the State mandate of 8% but did not vote to abolish charging interest on senior deferrals,
- provides some parity between a selective group of taxpayers and all other taxpayers who qualify for this program except for meeting the age requirement,
- defrays the costs associated with administering the senior deferral program along with several other local tax relief options in Sudbury.

FREQUENTLY ASKED QUESTIONS (FAQ'S) ABOUT SUDBURY'S DEFERRAL PROGRAM

PROGRAM INFORMATION AS OF JUNE 30, 2017

How does a senior tax deferral differ from an exemption or abatement of taxes? Unlike an exemption or abatement of taxes, a senior tax deferral simply allows someone to *postpone* payment of taxes. A tax deferral agreement requires the deferred taxes along with interest to be paid in full *ONLY* (1) when the property is sold or transferred, (2) upon death, or (3) upon the death of a surviving spouse if he or she qualifies for a deferral and enters into a new tax deferral agreement.

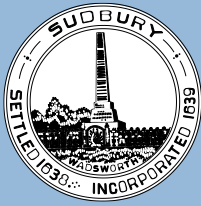
What is the current balance for all tax deferrals in Sudbury? As of the date of this report the balance is \$2.33 Million.

Does Sudbury receive any sort of reimbursement from the State for tax deferrals? No. Unlike some other age or income tax relief options granted at the local level the State does not give municipalities any funding for tax deferrals either on a permanent or temporary basis. Massachusetts has not adopted legislation similar to Washington, Minnesota, Idaho and Oregon that require the State's Treasury to lend funds (equal to annual deferrals) to the local taxing authorities. When deferrals are paid the local government refunds the state treasury, including interest collected. A state reimbursement program of this kind would typically require the establishment of a special revolving fund that would allow for an accumulation of earnings for future self-funding and/or borrowing outside General fund appropriations. Therefore in order for Massachusetts to adopt something similar the legislature would have to identify a potential revenue source or devise a way to borrow funds to support a statewide program.

Is charging interest on senior tax deferrals required by Massachusetts General Law? No, not since 2006 when State legislation was passed allowing communities based on Town Meeting vote to set an annual interest rate on senior tax deferrals anywhere from (the previous statutory rate of) 8% to as low as zero.

How does Sudbury determine the interest rate on deferrals? In 2003, a special act regarding senior deferrals went into effect. The Act calls for the Board of Selectmen to set the interest rate for each fiscal year. This process supersedes the changes subsequently made at the State level in 2006 that requires Town Meeting approval to determine a rate not to exceed 8% but that may be as low as zero.

How does the Board of Selectmen determine what the interest rate should be each year? At or near the beginning of each fiscal year the Town Treasurer provides the Board of Selectmen with one or more recommendations for an interest rate for the coming year.



MISCELLANEOUS (UNTIMED)

4: Discussion and vote positions on STM Warrant Articles

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Discussion and vote positions and assign presentations on all STM Warrant Articles (petitioners invited to attend).

Recommendations/Suggested Motion/Vote: Discussion and vote positions and assign presentations on all STM Warrant Articles (petitioners invited to attend).

Background Information:
Full warrant and article spreadsheet are attached.

Financial impact expected:

Approximate agenda time requested:

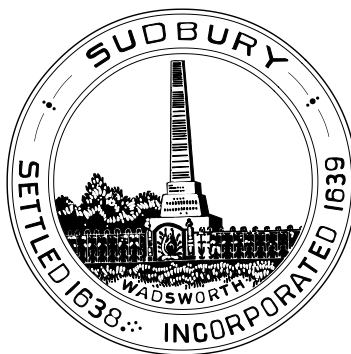
Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM

**Town of Sudbury
Massachusetts**



OFFICIAL WARRANT

SPECIAL TOWN MEETING

MONDAY, OCTOBER 16, 2017 7:30 P.M.

Lincoln-Sudbury Regional High School Auditorium
390 Lincoln Road, Sudbury, MA

TOWN OF SUDBURY SPECIAL TOWN MEETING WARRANT

Commonwealth of Massachusetts
Middlesex, ss.

To the Constable of the Town of Sudbury:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Sudbury qualified to vote in Town affairs to meet at the Lincoln-Sudbury Regional High School Auditorium in said Town on Monday, October 16, 2017, at 7:30 o'clock in the evening, then and there to act on the following articles:

ARTICLE 1. **FY18 BUDGET ADJUSTMENTS**

To see if the Town will vote to amend the votes taken under Article 3, FY18 Budget, of the 2017 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 Town Manager.

(Majority vote required)

TOWN MANAGER REPORT: This article will allow flexibility to review all accounts within the FY18 Operating Budget to make adjustments at the Special Town Meeting as necessary.

ARTICLE 2. **CONSERVATION REVOLVING FUND**

To see if the Town will vote to amend the General Bylaws, Article XXXIII Revolving Funds, to add a new revolving fund.

Amend Section 1 by adding under the column "Program or purpose" the following words: "Forestry activities"; and by adding under the column "Authorized Representative or Board to Spend" the following words: "Conservation Commission"; and by adding under the column "Departmental Receipts" the following words: "Funds generated from forestry activities";

or act on anything relative thereto.

Submitted by the Conservation Commission.

(Majority vote required)

CONSERVATION COMMISSION REPORT: The Conservation Commission seeks to establish a revolving fund for the purpose of placing any money received from the sale of timber as part of forestry operations on conservation land. This fund will partially off-set the costs of land stewardship. Forestry projects will not involve large-scale timber harvests. Forestry work will be performed on a small scale only for the purpose of wildlife habitat management and public safety and enjoyment on public conservation land. State law requires the funding amounts proposed to be expended to be authorized at Town Meeting each year. The funding limit will be established at the Annual Town Meeting.

ARTICLE 3. **TRANSFER CARE & CUSTODY OF TOWN-OWNED LANDHAM ROAD PARCEL TO CONSERVATION COMMISSION**

To see if the Town will vote to transfer the care, custody, management and control of the following parcel of land from the Board of Selectmen to the Conservation Commission for conservation and passive recreation purposes pursuant to General Laws chapter 40 section 8C: a parcel of land located on Landham Road constituting approximately 33.48 ± acres, said parcel having been purchased by the Town for conservation and passive recreation purposes and described in a deed recorded in the Middlesex South Registry of Deeds at Book 64967, Page 93, and shown as “Parcel A” on a plan of land entitled “Plan of Land in Sudbury, Mass, Owner and Applicant Madison Place Sudbury LLC” prepared by Thompson-Liston Associates, Inc., dated December 16, 2014, recorded at the Middlesex South Registry of Deeds as Plan 131 of 2015; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Two-thirds vote required)

BOARD OF SELECTMEN REPORT: In 2015 the Town of Sudbury purchased a parcel of land on Landham Road for conservation purposes. As the Town finishes the documentation and planning for that land, it became evident that it would be more prudent for that land to come under the care and custody of the Conservation Commission.

ARTICLE 4. **LAND CONVEYANCE TO FISH AND WILDLIFE SERVICE**

To see if the Town will vote to transfer to the Board of Selectmen for the purpose of conveying, and authorize the Board of Selectmen to convey, on the terms and conditions established by the Board of Selectmen, the following parcels of Town land: Assessors Parcel G12-0013, Water Row and Assessors Parcel G12-0015, Water Row; said real estate disposition to be made in compliance with General Laws Chapter 30B to the extent applicable, and further to authorize the Board of Selectmen and other Town officials to take all actions to carry out this Article; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Two-thirds vote required)

BOARD OF SELECTMEN REPORT: The Town of Sudbury has two tax title parcels which the US Fish and Wildlife Service is interested in purchasing from the Town. The two parcels, which are assessed at a total of \$8,600, are located on the Sudbury River, are non-buildable floodplain wetlands and are comprised of the typical vegetation that characterize that part of the river. Before Town Meeting, this property was deemed by the Town Finance Director as no longer needed for any specific purpose.

ARTICLE 5. **AMEND BYLAW - TOWN PROPERTY**

To see if the Town will vote to amend the Town’s General Bylaws by deleting Section 1 of Article XII Town Property in its entirety and replacing it with:

“SECTION 1. DISPOSAL OF TOWN-OWNED PERSONAL PROPERTY. Any board or officer in charge of a department of the Town may, with the approval of the Town Manager for property having an aggregate value of less than \$10,000* or with the approval of the Board of Selectmen for property having an aggregate value of \$10,000* or more, transfer to another Town department or transfer by sale any personal property of the Town within the possession or control of the department which has become obsolete or is not required for further use by the department or any other Town department; provided, however, that in the case of transfer by sale of such property which has, in the opinion of the Town

Manager, an aggregate value in excess of \$2,000, or in the case of transfer by sale of personal property (regardless of its value) which, in the opinion of the Board of Selectmen, the Historical Commission and the Committee for the Preservation and Management of Town Documents and is contained in a list maintained by them, is historically significant to the Town, the sale shall be by public bid in a manner prescribed by said Board of Selectmen; and provided further that in the case of transfer by sale of such historically significant property the Board of Selectmen shall send advance written notice of such transfer by sale and such public bid to the Historical Commission and to the Committee for the Preservation and Management of Town Documents. For purposes of this Section 1, all personal property located in the Hosmer House shall be deemed to be historically significant to the Town. The disposal of personal property with an estimated resale or salvage value of \$10,000 or more shall also be in accordance with all requirements of General Laws, including but not limited to General Laws chapter 30B, section 15.

Procedures for Disposition of Surplus Supplies Valued at less than \$10,000 can include any one or combination of the following methods:

Advertised¹ solicitation of at least three oral or written quotations;

Advertised¹ silent auction;

Advertised¹ yard sale;

Use of an established market, such as an on-line auction service (eBay, e.g.).

¹“Advertised” as used in these procedures for surplus supplies with a resale or salvage *value of less than \$10,000**, means that the advertisement is posted for at least two weeks on the Town website and/or advertised at least twice in a newspaper of general circulation in the community.

*The disposal and dollar threshold of these goods must conform to all Massachusetts General Laws as amended.”

;or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Majority vote required)

BOARD OF SELECTMEN REPORT: This amendment will bring the Town Bylaw in line with State law regarding surplus goods and allow the Town to operate in a more efficient manner.

ARTICLE 6.

AMEND LEGAL AFFAIRS BYLAW - TOWN COUNSEL

To see if the Town will vote to amend its General Bylaws, Article VII Legal Affairs, Section 5. Selection of Town Counsel, by deleting the first two sentences and inserting the following in its place:

“At least every 36 months, at the time of appointment, the Board of Selectmen shall discuss the performance of Town Counsel in regular session, and determine whether it would be in the best interest of the town to issue a request for proposals for Town Counsel candidates. If the Board of Selectmen votes to request proposals for the position of Town Counsel, the following competitive review procedure shall be utilized.”

;or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Majority vote required)

BOARD OF SELECTMEN REPORT: This Bylaw change will allow the Board of Selectmen to maintain its relationship with Town Counsel, while being open and transparent in regards to its decisions.

The Bylaw will require the Board to discuss Town Counsel's performance in open session and also to explore whether other applicants for Town Counsel should be sought. It removes the requirement that the Town go through a competitive bidding process automatically every three years. At times, that requirement is not in the Town's best interest.

ARTICLE 7. STABILIZATION FUND

To see if the Town will vote to raise and appropriate, or transfer from available funds, \$167,354 to be added to the Stabilization Fund established under Article 12 of the October 7, 1982 Special Town Meeting, pursuant to General Laws Chapter 40, Section 5B; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Majority vote required)

BOARD OF SELECTMEN REPORT: Based on the Board of Selectmen's Budget and Financial Policies, the Town's goal is to maintain in the Stabilization Fund an amount equal to 5% of the total projected general fund operating revenues for the last fiscal year. This Fund protects the Town in case of a severe emergency and is beneficial in supporting the Town's AAA Bond ratings, which in turn results in lowering borrowing costs. In the past year, the Town has made transfers from the Stabilization Fund to fund litigation.

ARTICLE 8. CONSTRUCTION OF NEW FIRE STATION #2

To see what sum the Town will vote to raise and appropriate, or transfer from available funds or borrow, to be expended under the direction of the Permanent Building Committee, for the purpose of constructing a new Fire Station #2 and appurtenant structures on Town-owned land located at its present location on the Boston Post Road, purchasing additional equipment, technology, and 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 expense, and to see whether said sum shall be raised by borrowing or otherwise and determine whether such sum will be subject to a Proposition 2 ½ exclusion; or act on anything relative thereto.

Submitted by the Fire Chief.

(Two-thirds vote required, if borrowed.)

FIRE CHIEF REPORT: The Fire Department is seeking to replace the current Boston Post Road Fire Station #2 located in front of the old Raytheon facility.

As many are aware, there has been a great deal of development in Sudbury in the past few years, much of it concentrated along the Route 20 corridor. The most recent project is the purchase of the former Raytheon plant by the National Development Corporation. The re-development of this site will see an addition of 250 apartments, 48 units of assisted living memory care units, and 60 active adult residential condominiums. We anticipate a considerable impact to requests for service from the fire department, estimating an increase of approximately 360 calls annually. This will constitute about a 15 per cent increase in our total calls from this development alone. In addition, the Coolidge Properties has recently been approved for another 50 units of housing on Route 20 near Landham Road.

The May 2017 Town Meeting authorized an addition of four Firefighter/Paramedic positions to the fire department, and we will be seeking four more in the near future. We currently run one Paramedic

ambulance on a 24/7 basis, and a second ambulance on a part time basis. In order to reduce our unfair dependence on the ambulances in neighboring towns, we need to put our second ambulance into service on a full time basis. To be sure we can keep two ambulances running, we need to add a third ambulance to be sure that two are running at all times. Like any other vehicle, ambulances need periodic maintenance or can be out of service for unexpected repairs. Just as we currently own two ambulances to be sure one is available at all times, we need three ambulances to be sure two are running at all times.

It is critical that the Sudbury Fire Department grows in concert with the increases in the Town's housing stock and commercial properties, and the resulting population and patrons. An expanded and modern Station 2 is needed for greater capacity to house additional personnel and apparatus.

The current Station 2 was built in 1961 as a two person station to respond the south side of Sudbury. It has served the Town well in the last 56 years, but the building is now inadequate in many ways. Fire apparatus and ambulances have grown much larger in size since 1961. The small bay doors and low ceiling heights require limiting the specifications when we purchase modern apparatus. In addition, the widening of Route 20 will be taking away some ramp space in front of the old fire station, making it difficult to back the fire engine into the present station without interrupting the traffic flow on Route 20. The most glaring deficiency is the one bunkroom and one bathroom at Station 2. There are presently no accommodations for female firefighters. This is a situation that needs to be addressed as soon as possible.

Our proposal is to demolish the old building and set up a temporary fire station and living quarters on a site to be determined on the south side of Town. The new fire station will be built in the same property location as the present station and will feature three wide bays that will hold two vehicles each, for a total storage capacity of six pieces of apparatus. The floor plan also calls for four bunkrooms and appropriate bathrooms, providing proper accommodations for female firefighters. To address the widening of Route 20, there will be a drive through feature, so returning apparatus will enter through the west side driveway near Whole Foods, and turn right, and right again to enter the new station from the rear. This will eliminate the dangerous practice of turning the apparatus into Route 20 traffic in an attempt to back into the old station through the front doors.

As of the writing of this report, the construction budget for this article is based on an April 2016 feasibility study and is approximately 6,000,000 dollars. The final appropriation request, based on updated estimates, will be presented at Town Meeting. The actual construction cost will depend on the accepted lowest bid, and will determine the amount of final borrowing.

To fund this project, based on the 2016 Feasibility Study which did not include temporary station relocation costs, the approximate average yearly cost to a taxpayer living in the average home in Sudbury would be 84 dollars per year over the 20 year life of the bond. The impact will be mitigated by the decrease in existing debt service beginning in FY 19, which will be approximately 48 dollars per year for a taxpayer in the average home.

ARTICLE 9. FUND EVERSOURCE LITIGATION

To see if the Town will vote to transfer \$220,000 from available funds, to be expended under the direction of the Town Manager, for the purpose of legal fees, hiring of experts, and all related costs related to litigation of the Eversource/Hudson reliability project; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Majority vote required)

BOARD OF SELECTMEN REPORT: The Town of Sudbury is actively involved in the Energy Facilities Siting Board process, including presenting a full case as an Intervening Party. This transfer will fund legal fees, experts and other litigation costs.

ARTICLE 10. **FUND SUDBURY STATION LITIGATION**

To see if the Town will vote to transfer \$55,000 from available funds, to be expended under the direction of the Town Manager, for the purpose of legal fees, hiring of experts, and all related costs related to litigation of the Sudbury Station project; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Majority vote required)

BOARD OF SELECTMEN REPORT: The Town of Sudbury is actively involved in multiple lawsuits concerning the proposed development at Sudbury Station including in front of the Housing Appeals Committee. These funds will support the Town's efforts in these lawsuits.

ARTICLE 11. **SUDBURY PUBLIC SCHOOLS ADMINISTRATIVE OFFICES**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$150,000 or some other amount, to be expended under the direction of the Permanent Building Committee, for the purpose of a needs assessment, conceptual design, and cost estimates for a new location for the Sudbury Public School's administrative office; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Majority vote required)

BOARD OF SELECTMEN REPORT: The Sudbury Public Schools have been housed in the Fairbank Community Center. Due to space needs of the Senior Center and Parks and Recreation, as well as the condition of that building, it is imperative that the Town find a new location for the administrative offices. These preliminary funds will allow the Town to assess the space needs for the offices, determine the optimum location for those offices and produce preliminary conceptual designs and cost estimates to give a future town meeting the best possible information when making future deliberations for the construction.

ARTICLE 12. **SUDBURY PUBLIC SCHOOLS PLAYGROUND MODERNIZATION**

To see what sum the Town will vote to raise and appropriate, or transfer from available funds, or appropriate from Community Preservation Act Funds funded from FY18 Revenue and allocated from the recreation category; 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 Playgrounds; 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.

(Majority vote required)

FACILITIES DIRECTOR REPORT: This article seeking funding is presented for the purpose of addressing the playground condition at one or more of the schools as part of the process to improve the School playgrounds initiated by the Facilities Department with consultation from the Sudbury Public Schools Administration. A citizens group, PlaySudbury, was formed to help with design and community involvement working toward modernizing the school playgrounds.

This initial article seeking funding for playground improvement is part of a multi-year project goal which, in its totality, will bring the four elementary school playgrounds into compliance with ADA and MAAB accessibility requirements and develop a new outdoor area at the middle school. These projects will involve playground improvement at the Haynes and Noyes Elementary School, an update to the playgrounds at Nixon and Loring, and creation of a space at the Curtis Middle School. Fundraising, grant applications, and in-kind donations are currently being pursued by PlaySudbury in the hopes of mitigating the costs of these improvements.

It is intended to apply concepts of Universal Design in order to create not just playgrounds, but multigenerational recreational spaces so that the entire community can utilize and enjoy our school grounds.

As PlaySudbury states, every student deserves equal access to their school playground. Despite being meticulously maintained, the Sudbury School playgrounds are outdated. The surfaces are not up to Massachusetts Architectural Access Board (MAAB) standards, and much of the equipment is not ADA compliant and nearing end-of-life. Due to lack of accessibility, some students are being denied an equal opportunity to participate alongside their peers in outdoor play activities. In order to provide a safe, accessible play environment for our children to grow and thrive, something needs to be done.

Both the SPS School Committee and the Community Preservation Committee have scheduled this matter for discussion at meetings prior to the Special Town Meeting.

ARTICLE 13. **WITHDRAWN**

ARTICLE 14. **UPDATE MASTER PLAN**

To see if the Town will vote to raise and appropriate, or transfer from available funds an amount not to exceed \$75,000, as recommended by the Planning Board, for the purpose of updating the 2001 Master Plan; or act on anything relative thereto.

Submitted by the Planning Board.

(Majority vote required)

PLANNING BOARD REPORT: It is recommended that a Master Plan be updated every ten years. The landscape and demographics change, as do the goals and priorities of the community. The current Master Plan was written in 2001 and while some aspects are still timely, the document in its entirety is in need of updating. The Planning Board and the Board of Selectmen see this update as a necessary priority. The funds appropriated will go toward supplementing other funding sources in hand and applied for to pay for completing said document and will ensure another decade of long-range planning for the Town of Sudbury.

ARTICLE 15. **REPLACE GYM 4 FLOOR – LINCOLN-SUDBURY
REGIONAL HIGH SCHOOL**

To see if the Town will vote to raise and appropriate, or transfer from available funds, its proportionate share of \$50,000, or any other sum, to be expended under the direction of the Lincoln-Sudbury School Committee for the purpose of constructing, reconstructing, or making extraordinary repairs to the Lincoln-Sudbury Regional High School for the purpose of replacing the rubber flooring located in Gym 4; and to determine whether said sum shall be raised by borrowing or otherwise; and to determine whether such funding will be subject to a Proposition 2 ½ exclusion; or act on anything relative thereto.

Submitted by the Lincoln-Sudbury School Committee. (Two-thirds vote, if borrowed)

LINCOLN-SUDBURY SCHOOL COMMITTEE REPORT: Approval of this Article would provide funding to replace the current flooring located in Gym 4 at the Lincoln-Sudbury Regional High School. The feedback from the Wellness and Athletic Departments include that the floor is extremely slippery, structurally uneven (as seen by waves in the floor), cracking and delaminating. Efforts to use various sealers and finishes on the floor have provided little to no improvement. It is recommended in the interest of safety that this floor be replaced.

ARTICLE 16. **COOLING TOWER RECONSTRUCTION SERVICE -
LINCOLN-SUDBURY REGIONAL HIGH SCHOOL**

To see if the Town will vote to raise and appropriate, or transfer from available funds, its proportionate share of \$110,000, or any other sum, to be expended under the direction of the Lincoln-Sudbury School Committee for the purpose of constructing, reconstructing, or making extraordinary repairs to the Lincoln-Sudbury Regional High School for the purpose of reconstruction service to the cooling tower; and to determine whether said sum shall be raised by borrowing or otherwise; and to determine whether such funding will be subject to a Proposition 2 ½ exclusion; or act on anything relative thereto.

Submitted by the Lincoln-Sudbury School Committee. (Two-thirds vote required, if borrowed)

LINCOLN-SUDBURY SCHOOL COMMITTEE REPORT: Approval of this article would provide funding for reconstruction services to the cooling tower located at Lincoln-Sudbury Regional High School. The current cooling tower consists of both galvanized steel and stainless steel. The galvanized steel is rusting and compromising the integrity and performance of the equipment. Additionally, the PVC fill has also begun to deteriorate and the casing panels in the fill area are also showing corrosion damage. This is attributable to water hardness in Sudbury. The reconstruction service will replace the galvanized steel with stainless steel. This will increase the useful life of the cooling tower to be 20 years.

ARTICLE 17. **BOTTLE BAN REPEAL**

To see if the Town will vote to amend the General Bylaws by deleting, in its entirety, a bylaw entitled “The Regulation of Sale and Use of Bottled Water”, which was adopted under Article 36 of the 2017 Annual Town Meeting, or take any other action relative thereto.

Submitted by Petition. (Majority vote required)

PETITIONERS' REPORT: PLEASE HELP SUPPORT SMALL BUSINESS IN SUDBURY. A recent article passed by a handful of voters at Town Meeting banned the use of single use unflavored plastic water bottles under 1 liter in size for sale in a retail setting. **Other identical plastic water bottles are still allowed to be sold if they contain any flavoring, carbonation or electrolytes.** The only purpose this law ultimately serves is that it hurts small business within the community.

Until a true ban occurs on the manufacture of these types of bottles any merchant in a town that is unable to sell water will be at a competitive disadvantage. Furthermore, as any flavored or specialty water has an approximate 200% markup over regular water, every merchant will lose money on a daily basis as a result of the ban. The original intent of the ban which is noble and well meaning has the unintended effect of punishing small business. The people who want water will still buy water bottles despite this law, they will just buy them elsewhere.

Small business owners are finding it increasingly difficult to do business in this town and in this state. Laws are continually passed at a local and state level with seemingly no regard for small business. Additional fees and decreased revenues as a result of these laws will eventually make it impractical to continue opening or running a small business. A small business owner's salary is not guaranteed. There are no benefits such as health insurance, paid vacation or sick days. Yet those who have all that and more and whose salary is being paid for with our tax dollars are the ones creating laws that are choking small business.

Do the right thing by bringing your own reusable water bottle to work and shopping bags to the grocery store. Encourage your friends, neighbors and co-workers to do the same. Lobby your local and state representative to change the way bottles are manufactured, but don't punish local business owners who have families to support. Please vote to repeal the ban on single use water bottles.

ARTICLE 18.

ADOPT SUDBURY WELCOMING TOWN POLICIES

To see if the Town will vote to ensure that Sudbury is a Welcoming Town by approving the policies attached to this petition.

“The Town of Sudbury has long valued diversity and the fair and respectful treatment of all. Aligned with our country’s core values our town government, the Town’s police department, and schools have always welcomed individuals regardless of their ethnicity, religion, race, or sexual preference. The following policies are proposed for adoption to let it be known that Sudbury is a safe and welcoming community for all individuals should they choose to visit, work, or live here.

Sudbury Welcoming Town Policies

1. The enforcement of the nation’s federal civil immigration laws is the primary responsibility of the federal government, not the Sudbury Police Department. Accordingly, the Sudbury Police Department shall not undertake immigration-related investigations and shall not routinely inquire into the specific immigration status of any person(s) encountered during normal police operations. No police officer of Sudbury shall arrest, detain, or continue to detain a person based solely on the belief that the person is not legally authorized to remain in the United States or that the person has committed a federal civil immigration violation.

2. No police officer of Sudbury shall inquire about the immigration status of an individual, including a crime victim, a witness, or a person who calls or approaches the police, or any other member of the public with whom the employee has contact, unless necessary to investigate criminal activity by that individual.

3. No police officer of Sudbury shall arrest, detain, or continue to detain an individual or prolong his or her detention on the sole basis of a civil immigration detainer or administrative document unless such detainer or document is accompanied by a court order or judicial warrant. The following exceptions apply: 1.) a.) if there is probable cause to believe that the individual has illegally re-entered the country after a previous removal; and b) the individual has been convicted at any time of a violent felony, terrorism-related offense, trafficking in individuals or drugs, or participation in a criminal organization using violence or 2.) there is probable cause to believe that the individual has or is engaged in terrorist activity.

4. No police officer of Sudbury or employee of Sudbury, shall allow Immigration and Customs Enforcement (ICE) or Customs Border Protection (CBP) agents access to municipal facilities or a person in custody for investigative interviews or investigative purposes unless acting under a court order or other legitimate law enforcement purpose that is not related solely to the enforcement of a civil immigration violation.

5. No Sudbury police officer shall respond to any ICE voluntary notification requests by providing any federal agent or agency information about an individual's incarceration status, hearing information, length of detention, home address, or personal information. The Sudbury Police Department may provide information regarding citizenship or immigration status in accordance with state or federal law.

6. No Sudbury police officer or employee shall perform the functions of a federal immigration officer, nor shall any department of the Town of Sudbury use Town funds, resources, facilities, property, equipment or personnel to assist in the enforcement of federal civil immigration laws. Nothing in this section shall prevent an officer, employee or department from lawfully discharging his or her duties in compliance with and in response to a court order, lawfully issued judicial warrant, judicial subpoena, or judicial detainer.

7. Nothing in this Policy shall prohibit or restrain any Sudbury law enforcement officer from sending to, or receiving from, any local, state, or federal agency, information regarding citizenship or immigration status, consistent with 8 U.S.C. § 1373 or an order from a court of competent jurisdiction."

Submitted by Petition.

(Majority vote required)

FINANCE COMMITTEE REPORT: The Finance Committee will report on the articles presented at the Special Town Meeting.

And you are required to serve this Warrant by posting an attested copy thereof at the Town Hall at least fourteen days before the time appointed for said meeting.

Hereof fail not and make due return by your doing thereon to the Town Clerk at or before the time of meeting aforesaid.

Given under our hands this _____ day of _____, two thousand and seventeen.

SELECTMEN OF SUDBURY:

Robert C. Haarde

Leonard A. Simon

Patricia A. Brown

Daniel E. Carty

Susan N. Iuliano

Attachment4.a: Warrant Oct 2017 STM_final3 (2454 : Discussion and vote positions on STM Warrant Articles)



**Board of Selectmen
Sudbury, MA 01776**

**U.S. POSTAGE
PAID
Permit No. 4
Sudbury, MA 01776
ECRWSS**

**POSTAL PATRON
SUDBURY
MASSACHUSETTS 01776**

STM 2017 Articles

4.b

#	Article Title	Developer	Sponsor	Article Category	Amount	Article Presenter	Date of BOS Article Position Vote	BOS Position	Report BOS Position at STM	FinCom Position	Required Vote	Consent Calendar
1	FY18 Budget Adjustments	Board of Selectmen		Finance/Budget						Report at Town Mtg	Majority	
2	Conservation Revolving Fund	Conservation Commission		Finance/Budget						Report at Town Mtg	Majority	
3	Transfer Care & Custody of Town-owned Landham Rd. Parcel to Conservation Commission	Board of Selectmen	BOS	Other				Report at Town Mtg		Report at Town Mtg	Majority	
4	Land Conveyance to Fish & Wildlife Service	Board of Selectmen	BOS	Other				Report at Town Mtg		Report at Town Mtg	Two-Thirds	
5	Amend Bylaw - Town Property	Board of Selectmen	BOS	Other				Report at Town Mtg		Report at Town Mtg	Majority	
6	Amend Legal Affairs Bylaw - Town Counsel	Board of Selectmen	BOS	Other				Report at Town Mtg		Report at Town Mtg	Majority	
7	Stabilization Fund	Board of Selectmen			\$167,354					Report at Town Mtg	Majority	
8	Construction of New Fire Station #2	Fire Chief								Report at Town Mtg	Two-thirds, if borrowed	
9	Fund Eversource Litigation	Board of Selectmen	BOS	Finance/Budget	\$220,000			Report at Town Mtg		Report at Town Mtg	Majority	
10	Fund Sudbury Station Litigation	Board of Selectmen	BOS	Finance/Budget	\$55,000			Report at Town Mtg		Report at Town Mtg	Majority	
11	Sudbury Public Schools Administrative Offices	Board of Selectmen	Facilities	Capital	\$150,000			Report at Town Mtg		Report at Town Mtg	Majority	
12	Sudbury Public Schools Playground Modernization	Facilities	Facilities	Capital				Report at Town Mtg		Report at Town Mtg	Majority	

Attachment 4.b: 2017 STM Article List for BOS 9.26.17 (2454 : Discussion and vote positions on STM

STM 2017 Articles

4.b

#	Article Title	Developer	Sponsor	Article Category	Amount	Article Presenter	Date of BOS Article Position Vote	BOS Position	Report BOS Position at STM	FinCom Position	Required Vote	Consent Calendar
13	WITHDRAWN											
14	Update Master Plan	Planning Board		Other						Report at Town Mtg	Majority	
15	Replace Gym 4 Flooring - LSRHS	LSRHS		Capital	\$50,000					Report at Town Mtg	Two-Thirds, if borrowed	
16	Cooling Tower Reconstruction Service - LSRHS	LSRHS		Capital	\$110,000					Report at Town Mtg	Two-Thirds, if borrowed	
17	Bottle Ban Repeal	Petition	Petition	Petition				Report at Town Mtg		Report at Town Mtg	Majority	
18	Adopt Sudbury Welcoming Town Policies	Petition	Petition	Petition				Report at Town Mtg		Report at Town Mtg	Majority	

Attachment 4.b: 2017 STM Article List for BOS 9.26.17 (2454 : Discussion and vote positions on STM

Playground Modernization for Sudbury Public Schools

October 2017

Play is often talked about as if it were a relief from serious learning. But for children, play is serious learning.

- Mr. Rogers



Background

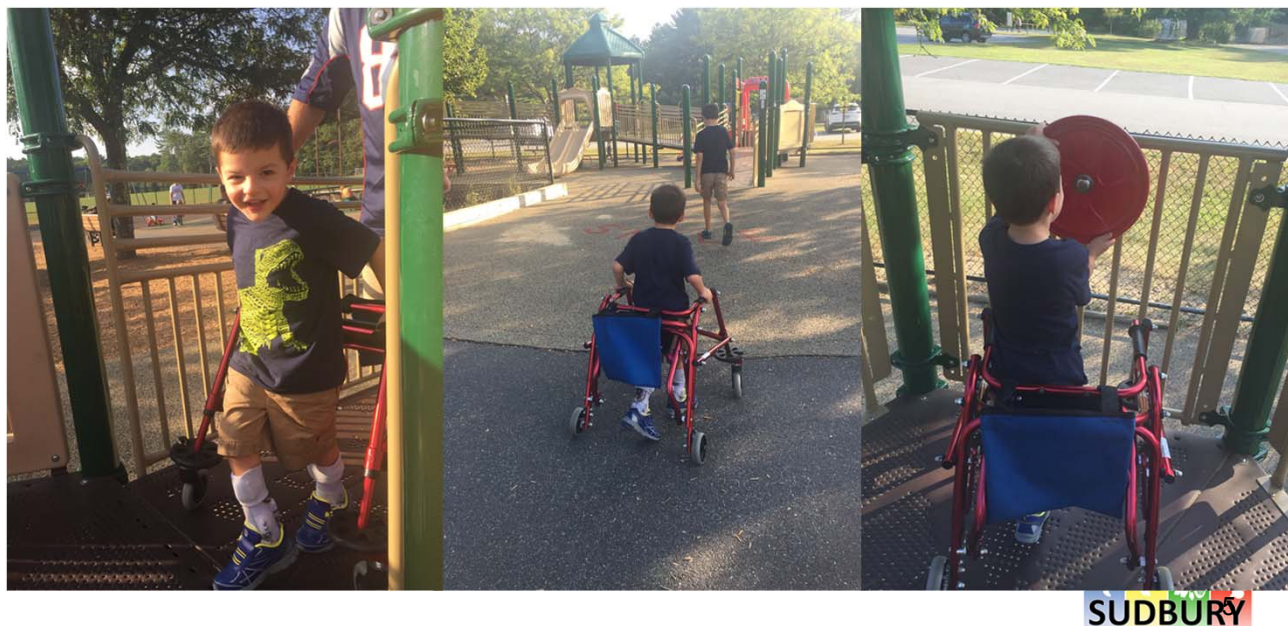
- Our playground structures are reaching end-of-life
 - The typical lifespan of playground equipment is about 10-15 years.
 - Most of the structures in the SPS playgrounds were installed in 2001.
- Our playgrounds are not ADA/MAAB compliant
 - ADA regulations for playgrounds became effective March 15, 2011.
 - All play areas should be in compliance with these standards by March 15, 2014 (3 year grace period).
 - There is no Grandfather Clause.
- This project is striving to modernize our playgrounds to achieve goals of Safety and Inclusion.



Inaccessible - Separated, Discouraged



Accessible - Proud, Ready, and Engaged!



Surfacing

- [Current Wood Chips do not meet Massachusetts Architectural Access Board \(MAAB\) requirements for an accessible surface \(521 CMR 29\)](#)
- Poured-in-Place Surfacing
 - Universally accessible poured rubber playground surfacing system
 - 2- layered rubber-urethane system designed to American Standard Test Methods (ASTM) standards for shock attenuation, tensile strength, tear resistance and accessibility
 - Meets MAAB requirements for an accessible surface
- Expected lifetime of Poured-in-Place surface is 10-15 years
 - Requires little long term maintenance
 - Can be re-topped at a fraction of the complete cost



Surfacing - Maintenance

- Maintenance of Poured-in-Place surface
 - Broom/Vacuum leaves, trash.
 - Warranty against defects - at least 5 years.
 - After 8-10 years
 - Recommended to apply a clear binder to the surface
 - ~\$10k per playground (less if we apply ourselves)
 - Maintenance Cost for 15 years - ~\$40k
- Maintenance of wood chips
 - \$23k / year * 15 years = \$345k
- Yearly savings in School Operating Budget
 - ~\$20k per year



Equipment

- Replace big structures which are not ADA compliant.
 - See [website for complete ADA assessment.](#)
 - Keep new Playstructure 1 at Nixon
- Keep most other standalone equipment
 - Wave climber, Monkey bars, Spinners, Buddy Benches, Ziplines, Jumping events, Climbing events, Sand Table, Storefront, Tables, Shades, Swings, Tiltmaze



Master Plan Timeline

- Summer 2018
 - Upgrade Haynes Playground
- Summer 2019
 - Upgrade Noyes, Nixon, and Loring Playgrounds
 - Note: Coordinate Loring Playground upgrade with Loring Parking Lot project.



Cost

	2018	2019	Totals	
Cost	\$ (275,776.50)	\$ (1,070,575.00)	\$ (1,346,351.50)	
Fundraising for Additional Surfacing		\$ 50,000.00	\$ 50,000.00	
Buy-a-Brick	\$ 5,000.00	\$ 15,000.00	\$ 20,000.00	
Private Donations	\$ 2,500.00	\$ 2,500.00	\$ 5,000.00	
Business Donations	\$ 5,000.00	\$ 10,000.00	\$ 15,000.00	
Grants				
Massachusetts Office on Disabilities (MOD) *	See Note Below	\$ 100,000.00	\$ 100,000.00	
Sudbury Foundation		\$ 200,000.00	\$ 200,000.00	
Other		\$ 20,000.00	\$ 20,000.00	30.45%
Need	\$ (263,276.50)	\$ (673,075.00)	\$ (936,351.50)	
Request from Town (CPA or other sources)	\$ 275,000.00	\$ 665,000.00	\$ 940,000.00	69.82%
Net	\$ 11,723.50	\$ (8,075.00)	\$ 3,648.50	



New Proposal Reductions

Previous Proposal	\$ 1,700,000.00
Reduction	\$ 760,000.00
New Proposal	\$ 940,000.00

Breakdown of the Reductions:				
~ \$50k	1) Fundraising for 1/2 of the cost of the additional surfacing beyond MAAB/ADA requirements.			
~\$100k	2) Lowered Architectural Design / Bid Doc costs - After further discussion with vendors and other project leads (Concord), we were able to bring this down.			
~\$250k	3) Took out the proposal for Curtis Middle School - Hopefully we can address this in a project in the future.			
~\$35k	4) Took out Site Amenities - Tables and Shades and Exercise Equipment			
~\$320k	5) Added projections for larger grants			
	- The MOD grant will require the Town to do ADA assessment work this year.			
	- The Sudbury Foundation grant number is what we will propose to them. We will apply in Oct and will hear their decision in the winter.			
~\$15k	6) Increased General Fundraising (non-grant)			



It is a happy talent to know how to play.
- Ralph Waldo Emerson

Play is the highest form of research.
- Albert Einstein



Thank You!



Appendix

- Comparable Projects
- Survey
- Cost per playground
- Cost Mitigation Strategies
- Detailed Proposals
- Regulatory Requirements - Highlights only
- Minimum Surfacing Requirements



Comparable Projects - Details

- Framingham - Cushing Memorial Park Children's Grove
 - \$665,000
 - \$265,000 from Town funds, \$400,000 from PARC grant
 - 13,411 SqFt
 - Approximately \$50 per SqFt
 - Project completed 2015
- Concord Integrated Pre-School Playground
 - \$360,000
 - Approximately \$180k from Town funds, \$180k from Fundraising
 - 8,880 SqFt
 - Approximately \$41 per SqFt
 - Construction started Summer 2017
- Maynard Fowler School
 - \$115,000
 - Mostly Town CPC Funds
 - 2,800 SqFt
 - Approximately \$41 per SqFt
 - Project completed 2015



Concord Integrated Pre-School

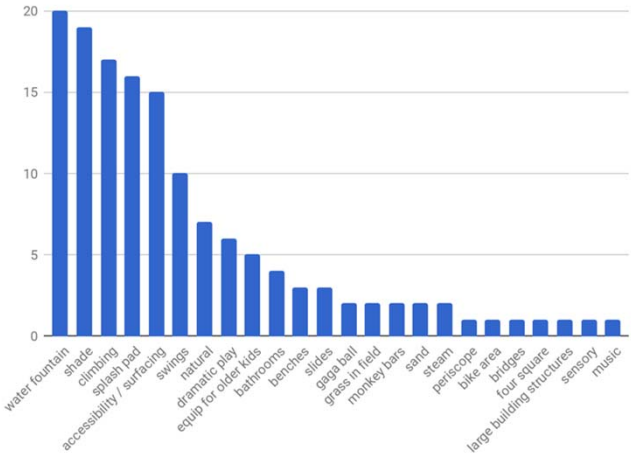


Maynard Fowler School



Survey Results

What would you like to see added?



- Top 5 requests
 - Water Fountain
 - Shade
 - More Climbing Features
 - Splash Pad
 - Accessibility and Better Surfacing



Cost

	Summer 2018	Summer 2019		
	Haynes	Noyes	Nixon	Loring
Playstructures (Little Tikes)	\$ 88,500.00	\$ 156,954.72	\$ 69,160.00	\$ 94,120.00
Surfacing	\$ 171,937.50	\$ 223,145.52	\$ 251,769.44	\$ 227,285.24
Hardscapes	\$ 300.00	\$ -	\$ 1,369.68	\$ -
Site Amenities	\$ -	\$ -	\$ -	\$ -
NJPA Discount	\$ (52,087.50)	\$ (76,020.05)	\$ (64,185.89)	\$ (64,281.05)
Installation	\$ 35,400.00	\$ 62,781.89	\$ 27,664.00	\$ 37,648.00
SubTotal	\$ 244,050.00	\$ 366,862.08	\$ 285,777.23	\$ 294,772.19
10% Contingency, Bid Docs, Architect Fees	\$ 31,726.50	\$ 47,692.07	\$ 37,151.04	\$ 38,320.38
Total	\$ 275,776.50	\$ 414,554.15	\$ 322,928.27	\$ 333,092.58
	Summer 2018 - Total	Summer 2019 - Total	Grand Total	
	\$ 275,776.50	\$ 1,070,575.00	\$ 1,346,351.50	



Cost Mitigation

- NJPA - National Joint Powers Association
 - Cooperative Purchasing (Discount, Free shipping)
- Fundraising
 - Buy-a-Brick, Create-a-Garden-Stone
 - Naming Opportunities
 - In-Kind donations - Eagle Scout Projects, Vocational School Projects
- Grant Possibilities
 - Cummings Foundation, Sudbury Foundation, CNHA7metrowest
 - Lowe's Community Partners, Shaw's Foundation
- SMILE Mass is our fiscal sponsor. We can operate under their 501(3)(c) umbrella for tax exempt fundraising.



Cost Mitigation - Grant Opportunities

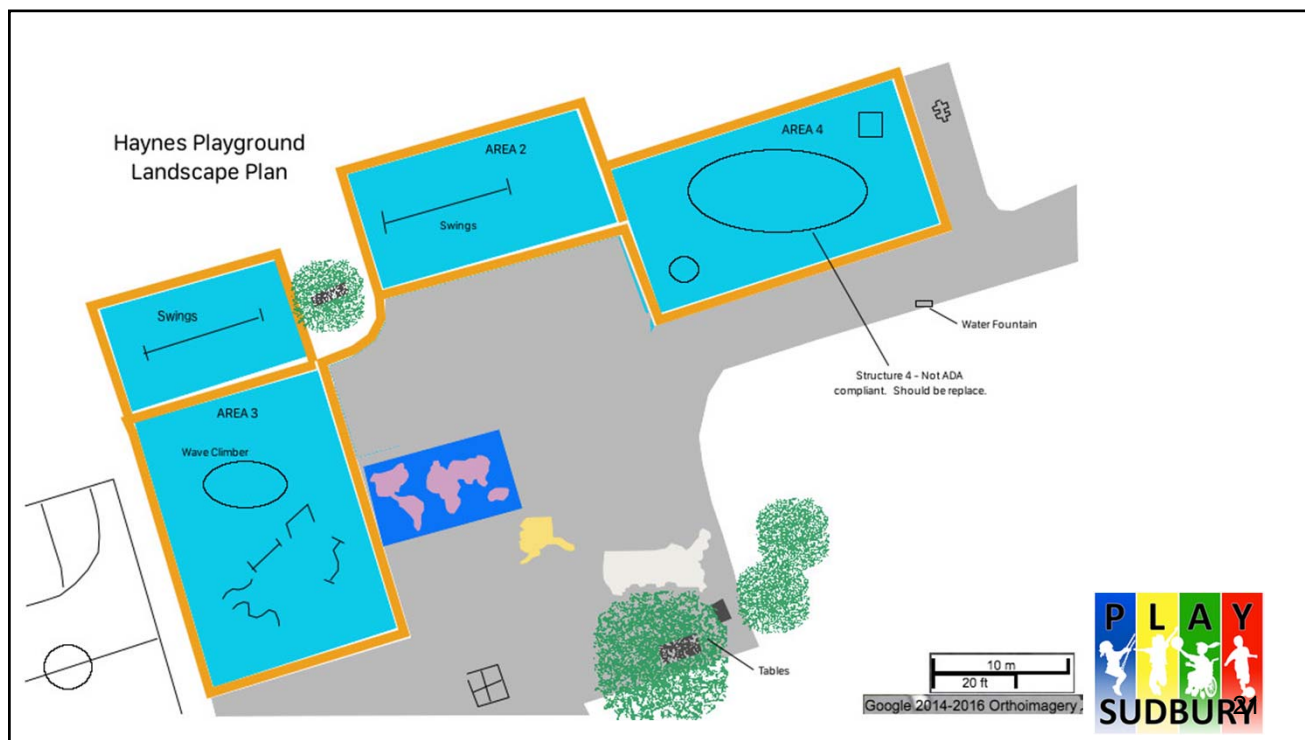
- Cummings Foundation (Possible \$100,000)
- Sudbury Foundation
- Massachusetts Office of Disability (up to \$250,000) - Town needs to take some other steps first.
- Lowes Community Partners Grant (\$5,000 - \$25,000)
- CNHA7 MetroWest
- Shaw's Foundation
- SERF
- Home Depot (Up to \$5000 given in the form of gift cards to purchase items from Home Depot)
- RiteAid - KidCents
- Northern Bank
- TD Bank
- Bank of America



Haynes Proposal

- Poured-in-Place Surfacing
 - Replace existing wood chips
- Replace the Playstructure in Area 4
 - Built in 2001. It's over 15 years old.
 - Not ADA compliant.
- Reposition Swings
 - They are extremely far away, making supervision difficult
- Keep all existing equipment except for the big structure.
 - Wave climber, Monkey bars, Spinner, Jumper, Buddy Benches, Tables

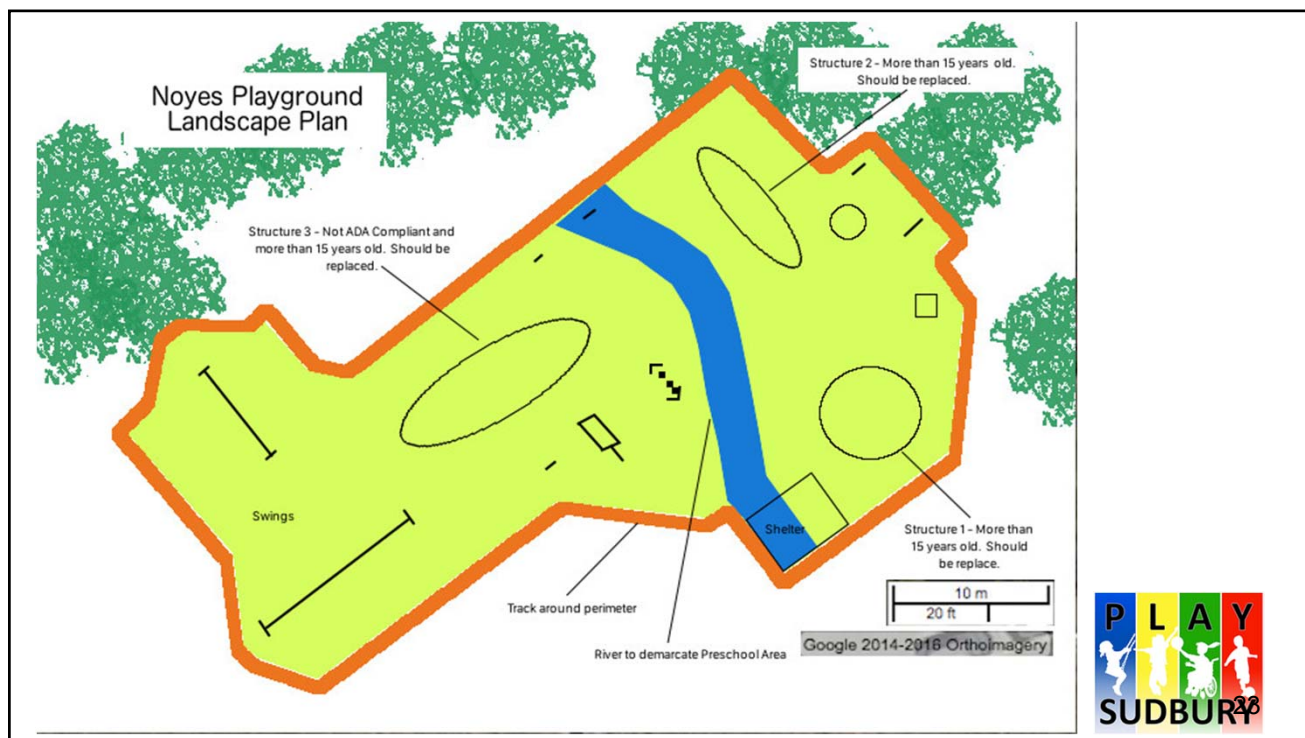




Noyes Proposal

- Poured-in-Place Surfacing
 - Replace existing wood chips
- Replace the Playstructures 1, 2, and 3
 - Built in 2001. They are over 15 years old.
 - Playstructures 2 and 3 are not ADA compliant.
- Blue “river” to demarcate the Preschool Area
- Keep all existing individual play equipment except big structures.
 - Spinner, Sand Table, Jumping events, Storefront, Tables, Shades, Climbing events, Swings, Buddy Benches

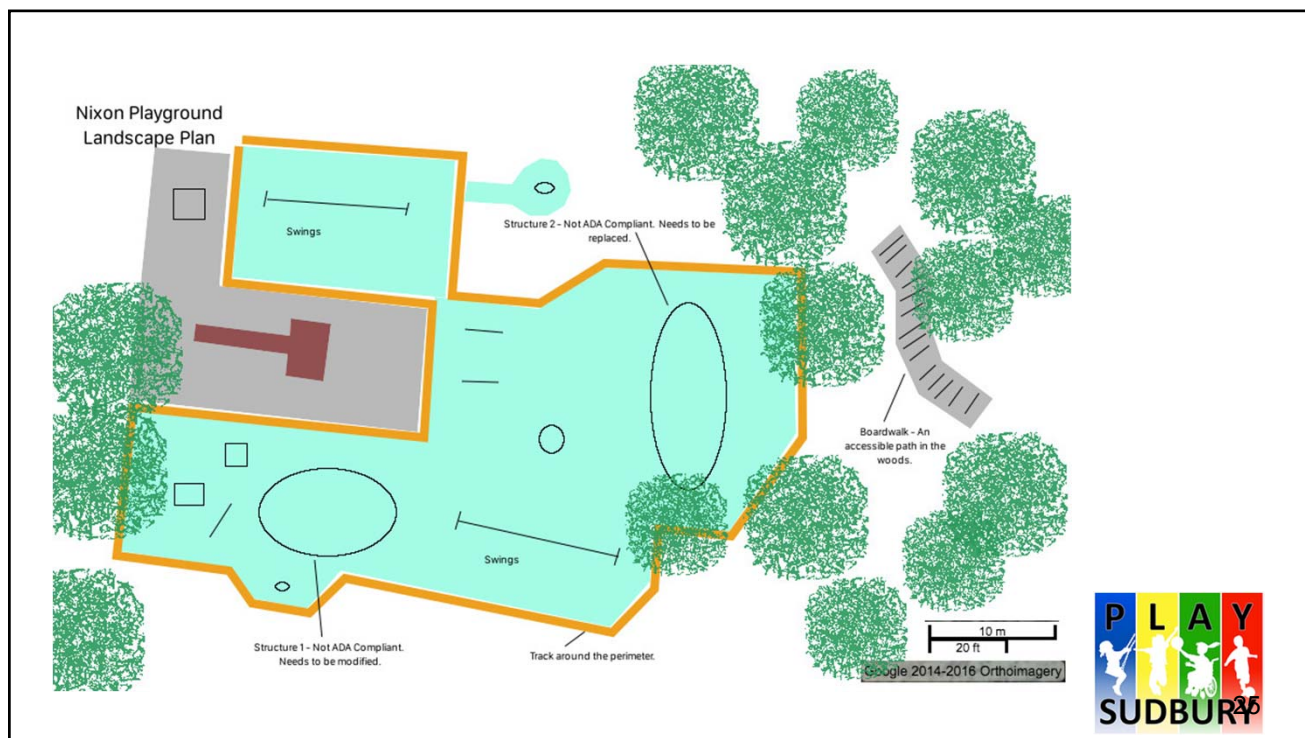




Nixon Proposal

- Poured-in-Place Surfacing
 - Replace existing wood chips
- Replace the Playstructure 2
 - Unsure of construction date.
 - Playstructure 2 is not ADA compliant
- Keep all existing play equipment except Playstructure 2
 - Playstructure 1, Ziplines, Spinner, Jumping events, Climbing events, Buddy Benches

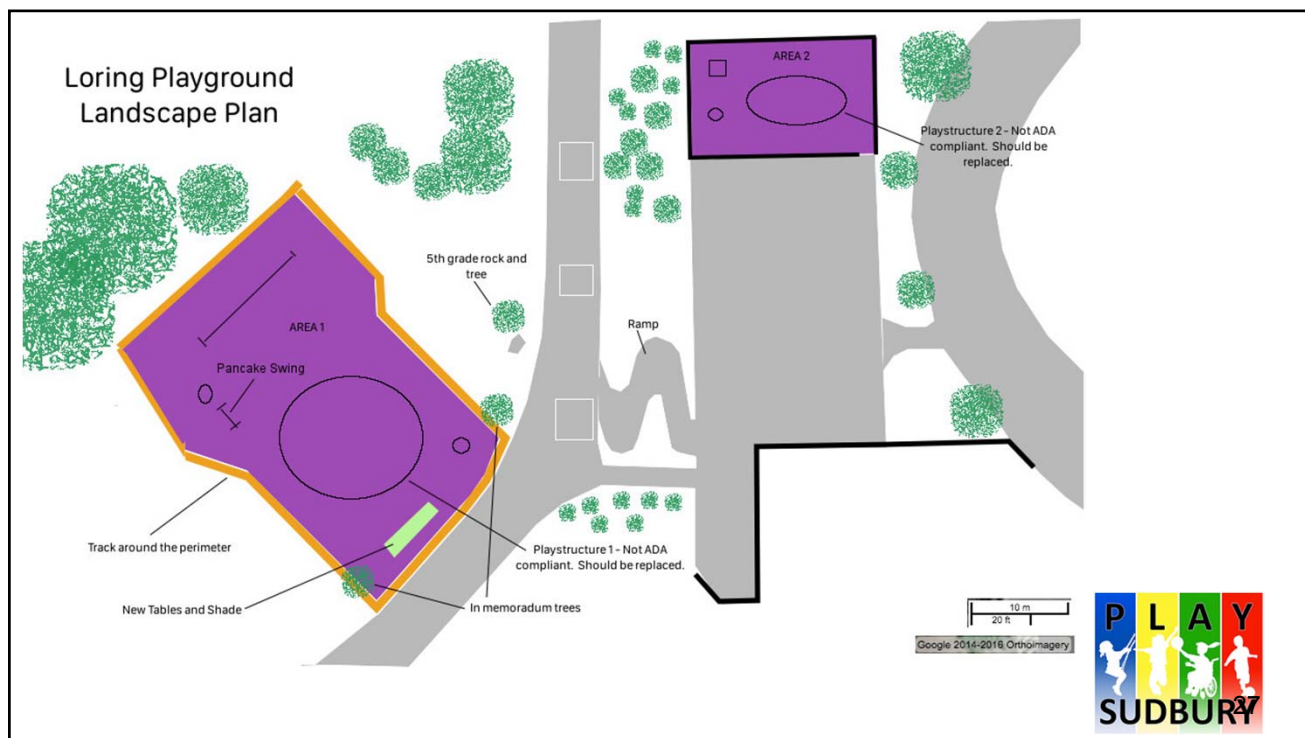




Loring Proposal

- Poured-in-Place Surfacing
 - Replace existing wood chips
- Replace the Playstructures
 - Built in 2001. It's over 15 years old.
 - Playstructure 1 and 2 are not ADA compliant.
- Replace standalone equipment in PlayArea 2.
- New pancake swing
- Keep Swings, Spinner, Tiltmaze, Benches, Table





Regulations for Playgrounds

- ADA - Americans with Disabilities Act
 - [ADA Title II Regulations](#)
- US Access Board
 - [US Access Board - Guidelines and Standards](#)
 - [US Access Board - A Summary of Guidelines for Accessible Play Areas](#)
- MAAB - Massachusetts Architectural Access Board
 - [CMR 521 - Code of Massachusetts Regulation: Architectural Access Board](#)
 - Relevant sections are Section 19, 20, 22, 29.
- ASTM
 - ASTM F 1487-01 Standard Consumer Safety Performance Specification for Playground Equipment for Public Use
 - ASTM F 1292-04 Standard Specification for Impact Attenuation of Surface Systems Under and Around Playground Equipment



Regulatory Requirements

Accessible Routes

- An accessible route must be provided to each piece of play equipment and around the perimeter of the playground.
- The surface of the accessible route must meet the "firm, stable, and slip resistant" criteria as defined by the Massachusetts Architectural Access Board (MAAB).
 - Engineered wood fiber, though advertised as meeting the requirements of the ADA, is not permitted for use on accessible routes required by the MAAB.
 - Poured-in-Place surfacing meets both MAAB accessible route requirements and the fall safety requirements imposed by other regulations (ASTM).



Regulatory Requirements

Clear Floor and Ground Space

- A clear ground space of 30 inches by 48 inches is required to approach a play event at ground level.

Maneuvering Space

- A 60 inch circle or 60 inch T-Shaped turn is required to facilitate turning with a wheelchair or mobility device.

Entry Points and Seats

- Entry levels for swings, tunnels, and similar play events should range between 11 inches to 24 inches.



Regulatory Requirements

Use Zones

There is a minimum use zone of 6' in all directions for all equipment.

Rocking/springing equipment intended for users to stand upon is no less than 7'.

Overlapping

Use zones for adjacent pieces of play equipment may overlap if the adjacent designated play surfaces are less than 30" above the protective surface.

If either adjacent structure exceeds 30", the minimum distance between the structures should be 9'.

Swings, slide exits, and moving equipment other than less than 30" high rocking equipment shall not overlap use zones. (CPSC 5.1.1, ASTM 9.2.1, 9.5.2.1).



Regulatory Requirements

Use Zones (continued)

Swings

Swings with enclosed swing seat or bucket, use zone to the front and to the rear shall be a minimum distance of 2W, where W equals the distance from the top of the occupant's sitting surface to the pivot-point on the swing (CPSC 5.1.3, ASTM 9.4.1.2).

Belt swing's use zone to the front and to the rear shall be a minimum distance of 2X, where X equals the distance from the top of the protective surface to the pivot point on the swing (CPSC 5.1.3, ASTM 9.4.1.1).

The use zone for a rotating swing (tire swing) shall be a minimum of 6' in all directions of the support structure plus a minimum horizontal distance in all directions equal to the distance between the pivot point to the top of seat plus 6'. (CPSC 5.1.3, 5.1.4, ASTM 9.4.2).



Details of Minimum Surfacing Requirements

- The following slides illustrates a rough estimate of the minimum Poured-in-Place surfacing required by ADA and MAAB requirements.
- Green Areas indicate Use Zones around each play equipment.
- Blue Areas indicate Accessible Paths.

** Approximate square footage data obtained from GIS map data.*



Haynes
Playground

70% is the
minimum
surfacing
required





Noyes Playground

84% is the minimum
surfacing required



Nixon Playground

84% is the minimum
surfacing required





Additional Cost of Surfacing the Total Space

	Other Space SqFt	Total Space SqFt	Percentage	Poured-in-Place Cost of Other Space	Poured-in-Place Cost of Total Space
Noyes	2000	12382	16.15%	\$ 33,000.00	\$ 204,303.00
Nixon	2259	14004	16.13%	\$ 37,273.50	\$ 231,066.00
Haynes	3026	10075	30.03%	\$ 49,929.00	\$ 166,237.50
Loring	5013	12819	39.11%	\$ 82,714.50	\$ 211,513.50
Total	12298	49280	24.96%	\$ 202,917.00	\$ 813,120.00

Mulch Maintenance per Year	Years	Mulch Maintenance Total
\$ 6,000.00	15	\$ 90,000.00

Poured-in-Place Cost of Other Space	\$ 202,917.00
Amount saved by not having to do Mulch Maintenance	\$ 90,000.00
Net Cost of Poured-in-Place for Other Space	\$ 112,917.00

Other Space - This is the space not strictly required to be surfaced.

Total Space - This is the total playground area.



TO: The Finance Committee and the Sudbury Board of Selectman

FROM: Capital Improvement Advisory Committee (“CIAC”)

RE: 2017 Fall Town Meeting

DATE: September 19, 2017

This memo provides the CIAC's recommendations to the Final Finance Committee and the Board of Selectmen on the proposed capital projects for 2017 Fall Town Meeting. Section I provides an overview of the process. Section II provides the specific recommendations.

I. Overview of Process

The CIAC mission is to review all capital project requests from the Town Departments, Sudbury Public Schools and Lincoln Sudbury Regional High School that are **over** \$50,000 in one year or **over** \$100,000 in multiple years (“Capital Projects”).

The CIAC received a description of each project in a “Form A”, and in certain instances, additional information in other formats such as reports and PowerPoint presentations. The sponsoring entity presented to the CIAC and the merits and details of the projects were considered in the CIAC's deliberations. The Strategic Financial Planning Committee for Capital Funding (SFPC) **did not** provide guidance on the total funding levels and specific funding sources for each of the Capital Projects. Given this, the CIAC reviewed each project on its merits without regard to funding capacity, and assessed whether the project posed sufficient risk/reward such that the article should be approved in the October meeting, without regard to the town's funding capacity. Where relevant, potential funding sources are mentioned.

II. CIAC Recommendations

CIAC’s recommendation for each Capital Project is presented below. Where the opinion was not unanimous, justifications for and against support identified by the CIAC are provided.

1. Study of Options and Costs for SPS Administrative Offices (\$150,000)

The SPS Administration has been housed in the Fairbanks Community Center. This article will fund the study of SPS Administration needs and viable options for buildings to meet such needs.

The CIAC supports this project

Arguments for support

- The SPS Administration is being evicted, although a timeline has not been sent. The issue of alternatives is complex and given the current information, there is no obvious existing space where the administration could be housed in the same location. There is a real and present need for this study, with uncertainty about the value of a town wide study that overrides the expected benefit of a town wide study.

Arguments against support

- This only studies space needs for one department. This should be studied by looking at *all* town office needs and functions. For example, are there pressures on other buildings and should this project address all issues.

2. Fire Station 2 Replacement (presently estimated at \$7 million)

Replace Fire Station 2.

The CIAC recommends this project

- The Fire Department demonstrated deficiencies in the current facility that compromise their ability to deliver necessary services. These needs include the addition of another ambulance, more storage space, appropriate sleeping quarters, and safety and convenience issues regarding the entrance and exit into the station.
- The additional ambulance that would be housed in the fire station is expected to be funded in large part through ambulance receipts.
- This article includes funds for temporary space.
- The permanent building committee makes decisions regarding construction material options. This decision had not yet been made at the time of the CIAC's recommendation.
- The ultimate cost of the project will be determined by the bidding process.
- There is sufficient demonstrated needs to address this issue now rather than wait until Annual Town Meeting. The CIAC understands that this project will be funded through a debt exclusion.

3. Playground Modernization for Sudbury Public Schools (\$940 total over two years; \$275 this year)

This overall project is for the rehabilitation of the playgrounds at public elementary schools to improve safety and make ADA compliant. This includes providing a poured in place surface and new equipment. Existing structures that are compliant and pose no safety issues would remain. This year's project is for Haynes.

The CIAC recommends this project

- The CIAC supports this multi-year process and supports the approach of taking on one project first to use the experience to benefit the other playgrounds.
- This project improves the safety of the playground.
- It brings us into compliance with ADA regulations.
- Based on the approval of October Meeting, the work would start next summer. If this article were to be approved at the Annual Town Meeting, the project would be delayed a year.
- Cost estimates were provided by a third-party.
- 5-year warranty; expect to see some drying that can paint on with roller (approx. 10K per playground at year 8-10; Current woodchips cost 23k per year, 345k in 15 years. There is a question about whether 5-year warranty on materials or materials and installation. This information will be provided to the BOS and FinCom at their meetings.
- Grant funds are being explored. By doing the first project with only Town funds, there is a higher probability of getting grants. Funding the project is not believed to reduce the total amount of available grant funds.
- In the past, we have asked projects eligible for CPA funding to apply to the CPC. This is in process at the time of this report. The CIAC believes this project has merit and should be supported even if the CPC determines they cannot fund this project.

4. LSRHS Gym Floor (\$50,000; Sudbury Share \$42,985)

This project is to replace the surface in Gym 4, which is worn and may present a safety issue. This project would not go forward unless Lincoln pays its 15% share. It is not clear when Lincoln would decide on this project, given its Town Meeting is in March. Even if Lincoln could not approve funding until March, moving forward before Sudbury's Annual Town Meeting in May would insure the project is completed over the summer.

The CIAC *recommends* this project

5. LSRHS Cooling Tower (\$110,000; Sudbury Share \$94,567)

This is an essential component of the HVAC system. The external structure is rusted and there are concerns about the equipment's reliability if it is not replaced. If the system failed, LSRHS would have to rent equipment while doing an emergency replacement, which would cost more than a scheduled replacement. This unit is 15 years old, which is the normal life expectancy. It is possible that Lincoln will be able to find funding and this unit could be replaced this winter. [Note that winter is the usual replacement time for cooling towers.]

The CIAC *recommends* this project

Respectfully submitted by:

Capital Improvement Advisory Committee

Susan Abrams – Clerk

Susan Ciaffi

Michael Cooper

Jamie Gossels - Vice Chairperson

Mark Howrey - Chairperson

Joe Scanga

Thomas S. Travers



**Town of Sudbury
Capital Improvement Budget Request
FY2018 Form A**

Department/Committee:
Lincoln-Sudbury Regional High School

Item/Project Name:
Cooling Tower Reconstruction

Initial Year of Request: 2018	Estimated Total Project Cost: \$ 110,000 (\$94,567 Sudbury proportionate share)	Estimated Future Savings: ¹ Reconstruction Service will extend the life of the towers as well as make them run more efficiently.
Estimated Incremental Costs: ² None	Staffing Changes: ³ None	
Justification Code: B – Asset Maintenance	R or NR: R	Priority: Very high - 1
Project Description: Reconstruction services to be performed to existing cooling towers. This will include replacing all galvanized steel panels with stainless steel. Additionally, the PVC fill will be replaced as it has begun to deteriorate.		
<p>Justification and Need: Our cooling towers were constructed in 2002 during the building project and did run while construction was going on. We are close to the 15-year mark on them, that is when it is recommended to have the major maintenance done to them to prevent any break downs. All other components (pumps, motors etc) of the cooling tower are part of our preventative maintenance plan. Scheduling this project will be difficult, the best time is during shut down (Dec-Mar) so that we do not risk other equipment and it is not necessary to cool the building.</p> <p>Our recommendation would be to perform this reconstructive service in conjunction with normal preventative maintenance to extend the life of the unit. Waiting for the equipment to fail and having to do an emergency replacement has potential negative financial impacts. We would need to rent a portable unit until a new unit could be procured. An emergency procurement may not lead to the most advantageous pricing or scheduling. If we don't do this project now, we will continue to perform preventative maintenance to try to reduce the deterioration, but the rust and PVC fill will continue to erode the existing material.</p>		
Benefit: This reconstruction will restore the cooling tower system to its optimum performance and structural integrity.		
Last time this was replaced (i.e., year roof was previously replaced or year vehicle): 20042 newly installed with building project		Typical Replacement Cycle: 15 years

Alternatives Considered/Reasons for Rejecting Alternatives:

Alternative "Do Nothing": Rust will continue to expand and compromise the integrity of the equipment.

Alternative "Completely replace": This option is more than what is necessary to be done.

Consequences of Not Implementing/Delaying Implementation:

The rust on the galvanized steel will continue to expand. Additionally, the PVC fill will continue to deteriorate and negatively affect performance.

Other Pertinent Background Information (e.g., Quotes, Brochures, Pictures, etc):

See attached pictures, Brochure on what is included in a reconstruction, Water testing reports

The definitions below are of the cooling tower and the closed loop system we have here that supply our 319 heat pumps.

Cooling Tower Definition:

A cooling tower is a specialized heat exchanger in which air and water are brought into direct contact with each other in order to reduce the water's temperature. As this occurs, a small volume of water is evaporated, reducing the temperature of the water being circulated through the tower.

Water, which has been heated by an industrial process or in an air-conditioning condenser, is pumped to the cooling tower through pipes. The water sprays through nozzles onto banks of material called "fill," which slows the flow of water through the cooling tower, and exposes as much water surface area as possible for maximum air-water contact. As the water flows through the cooling tower, it is exposed to air, which is being pulled through the tower by the electric motor-driven fan.

When the water and air meet, a small amount of water is evaporated, creating a cooling action. The cooled water is then pumped back to the condenser or process equipment where it absorbs heat. It will then be pumped back to the cooling tower to be cooled once again.

Water Loop Heat Pump (WLHP) Systems

Many buildings have large internal zones that require cooling only during occupied hours, or cooling, year round due to internal heat gains. The chiller condenser water heat is recovered, instead of being rejected to the outside, and used as a heat source for a water-source heat pump system serving the perimeter spaces.

The closed water loop provides condenser water to the interior zone cooling units, picking up the heat normally rejected to a cooling tower, and transferring it as the heat source (evaporator load) for the perimeter zone heat pumps. This substantially increases the coefficient of performance (COP) and lowers the operating cost of the heat pumps over conventional air-source heat pumps. The water loop temperature is typically maintained between about 65 and 90° F and therefore piping can be uninsulated. Loop circulation is typically between 2 to 3 gpm per ton of cooling capacity.

During peak winter conditions when the heat pumps cool the loop below 65° F, a boiler (electric, gas, oil) is used to maintain the 65° F temperature. During peak cooling conditions when all or most of the units are rejecting heat to the loop and its temperature tends to rise above 90° F, a closed-circuit evaporative cooler is used to reject the unneeded heat. As the loop temperature rises, the dampers on the tower

(evaporative cooler) open to allow gravity circulation over the loop water coil. If the loop temperature continues to rise, the water spray circulator is turned on. If the loop temperature still rises, then the fans are turned on for full capacity performance.

¹ Quantify any future savings if project is implemented (e.g., personnel costs, maintenance, repairs, energy conservation, etc.)

² Quantify any incremental costs anticipated if project is implemented (e.g., future personnel costs, maintenance, repairs, etc.)

³ Quantify staffing changes (up or down) anticipated if project is implemented.



**Town of Sudbury
Capital Improvement Budget Request
FY2018 Form A**

Department/Committee:
Lincoln-Sudbury Regional High School

Item/Project Name:
Replacement of Gym 4 Rubber Floor

Initial Year of Request: 2018	Estimated Total Project Cost: \$ 50,000 (\$42,985 Sudbury proportionate share)	Estimated Future Savings:¹ Reduce risk from injuries and wasted budget money on ineffective, alternative sealers.
Estimated Incremental Costs:² None	Staffing Changes:³ None	
Justification Code: B – Asset Maintenance	R or NR: R	Priority: High Priority - 2
Project Description: To replace the rubber flooring in Gym 4.		
Justification and Need: Gym 4 is located in Building C, if you enter in the back of the building by the fitness center, it is on the right. According to Wellness Coordinator, Susan Shields, Gym 4 is the most used gym by students of all ages and outside groups (such as parks and recreation). The activities currently taking place include, volleyball, basketball, golf, functional fitness activities, occasionally fencing, various tag games and group games. After meeting with the wellness faculty, their major concern was safety of anyone using the gym. The floor surface is extremely slippery, thus they limit sports and activities that involve quick stops or “planting a foot”. Activities that require pushing off from a stop also often result in falling due to the slippery surface. Cracking and delaminating can also be seen. The Building and Grounds Department have tried various sealers and finishes with no improvement. Vendors have stated that the flooring needs to be taken up and start over to improve the playability and safety of the flooring.		
Benefit: This will improve the safety of the floor to be used both during and after school hours. The replacement would most likely happen after school end in June. Having the funding secured earlier than spring town meeting would allow us to solicit competitive bids now and schedule the project to be completed as soon as school lets out. If original bids do not come back favorable, there is time to rebid the project if necessary. This was a very effective strategy for the recently replaced turf fields.		

Last time this was replaced (i.e., year roof was previously replaced or year vehicle): 2004 newly installed with building project	Typical Replacement Cycle: 15 years
Alternatives Considered/Reasons for Rejecting Alternatives: The Building and Grounds Department have exhausted all products currently available to try to improve the grip on the floor. The uneven wave in the floor creates a hazard as well.	
Consequences of Not Implementing/Delaying Implementation: Injuries will occur due to the slippery surface of the current flooring which creates a liability to the school district. It is not utilized to its full potential because of the poor condition.	
Other Pertinent Background Information (e.g., Quotes, Brochures, Pictures, etc): See attached pictures.	

¹ Quantify any future savings if project is implemented (e.g., personnel costs, maintenance, repairs, energy conservation, etc.)

² Quantify any incremental costs anticipated if project is implemented (e.g., future personnel costs, maintenance, repairs, etc.)

³ Quantify staffing changes (up or down) anticipated if project is implemented.

New Sudbury Fire Station 2



As Sudbury grows, the fire department needs..

- More personnel to handle additional calls
- Additional vehicles to handle additional calls
- Additional physical space to house additional personnel and apparatus



More People + More Development = More Calls !

Even today, we are depending more & more on surrounding towns for our ambulance transports during simultaneous calls.

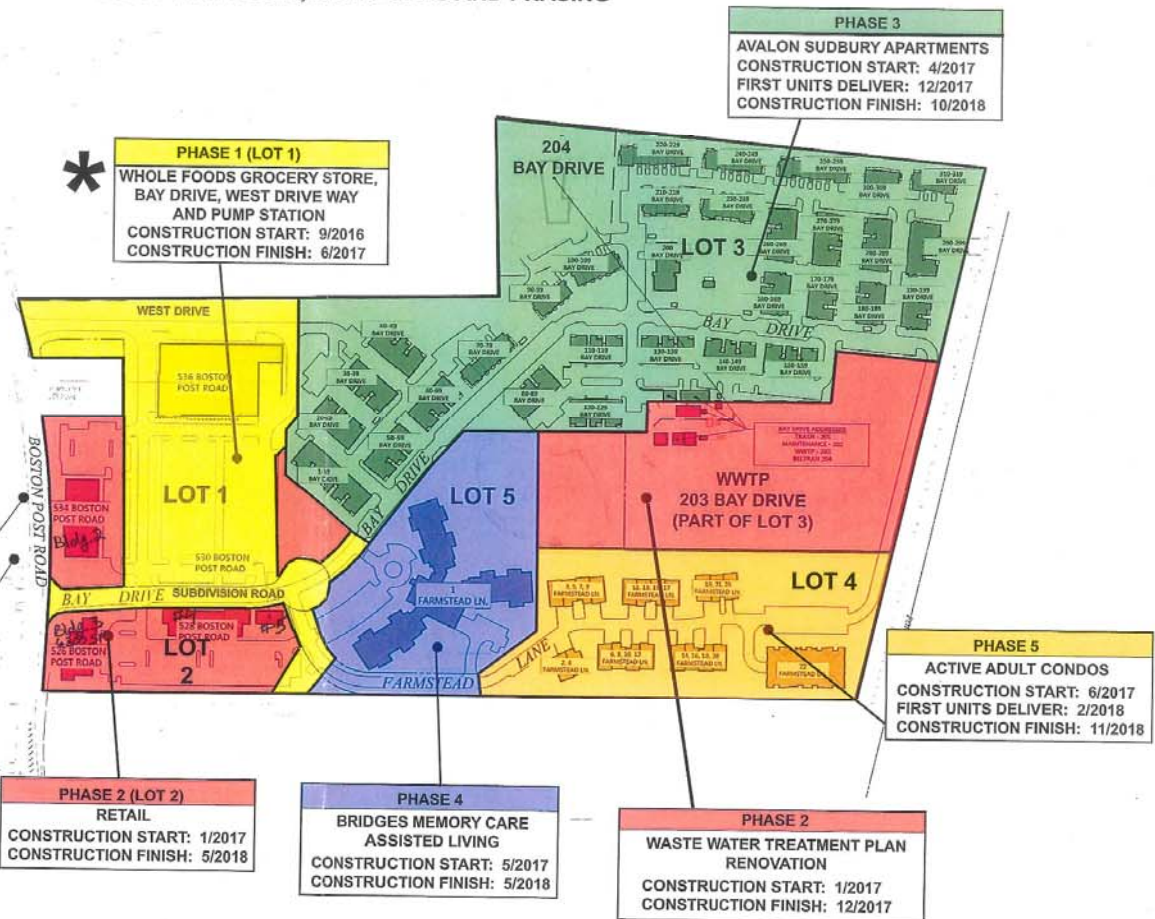
We are becoming bad neighbors !

Year	We needed help	We gave help	Difference	
FY 14	76 times	19 times	- 57 times	
FY 15	106	35	- 71	
FY 16	95	37	- 58	
3 Year Average			- 62 transports	Approx once per week

**RAYTHEON SUDBURY REDEVELOPMENT
(FORMERLY 526-528 BOSTON POST ROAD, SUDBURY, MA)
SUMMARY OF LAND USES, ADDRESSES AND PHASING**

MASTER PLAN - COMPONENT SUMMARY

LOT	PROJECT COMPONENT	BUILDINGS	UNITS	SQUARE FEET (FT)
0	ROUTE 20 WORK	N/A	N/A	N/A
1	WHOLE FOODS GROCERY STORE, BAY DRIVE, WEST DRIVEWAY AND PUMP STATION	1	1 (RENTAL)	45,000
2	RETAIL VILLAGE	4	10 (RENTAL)	35,000
3	AVALON MULTIFAMILY APARTMENT COMMUNITY	35	250 (RENTAL)	413,000
3	WASTE WATER TREATMENT PLANT	2	1	3,000
4	ACTIVE ADULT APARTMENTS	1	36 (FOR SALE)	90,000
4	ACTIVE ADULT TOWNHOMES	6	21 (FOR SALE)	32,000
5	BRIDGES MEMORY CARE ASSISTED LIVING	1	48 (RENTAL)	42,000



Incidents at Assisted Living/40 B/Condos/Grocery Stores/Restaurants						
	Total Incidents from 11/1/2014 to 10/31/2015					2268
	Total Incidents from 11/1/2015 to 10/31/2016					2245
Facility	55 + to 65 +	Assisted Living	Total Beds/Units	Facility Incidents	% of Total Incidents	Incidents per Unit/Bed
Orchard Hill		45	45	103	4.55%	2.29
Coolidge 40 B	64		64	52.5	2.32%	0.82
Springhouse Pond	39		39	7	0.31%	0.18
Mahoney Farm	33		33	5	0.22%	0.15
Grouse Hill	52		52	17	0.75%	0.33
Total for above 3 locations	124		124	29	1.28%	0.22
Proposed by National Development						Average
			Units	Incidents per Unit/Bed		Additional Expected Incidents
54 Units of Assisted Living/ Alzheimer						
Compare to Orchard Hill			54	2.29		123.60
250 Units 40 B Housing						
Compare to Coolidge			250	0.82		205.08
60 Units of Age Restricted Condos						
Compare to Springhouse Pond, Mahoney Farm, Grouse Hill			60	0.22 Average		13.20
Proposed Grocery & Restaurant						
Sudbury Farms Grocery						7
29 Hudson Restaurant						9
348 additional annual incidents represents a 15 per cent increase in Sudbury Fire Dept annual call volume						357.88
						Total Add'l Expected Incidents

Now, add all of our coming developments, and our call deficit, together.

	Total expected calls	Total Medicals Times 56 %	Expected Hospital Transports – Times 74 %	Total New Transports
Sudbury Station	??			
National Development	358	200	148	
Coolidge	52	29	22	
Neighboring Town Deficits - Transports			62	232

We are looking at an estimated 232 additional transports annually. Depending on when the calls come in, we can handle some of them.. But without additional staff and apparatus, we are asking our neighbors to increase their commitment to Sudbury.. Wayland, Framingham, and Maynard may start asking questions.

Significant SFD Staffing Details

Year	Total Staffing	Responders on the Street	Total # of Incidents	Ambulance Calls	% of Ambulance Calls to Total
1978 Increased from 28 to 32 personnel	32	7	1163	393	34 %
1992 New Headquarters Opens	32	7	1168	549	47 %
2017	32	7	2207	1276	58 %

How do we handle additional ambulance transports ?

- We presently own two ambulances
- We staff one of them 24/7
- We staff the second one on a limited basis, snow storms, other special circumstances, or when personnel are called back when our first ambulance is tied up
- In 2015, our first ambulance was tied up on a long transport, ie, Boston Hospital, Lahey Clinic, Newton Wellesley, Worcester, on 90 occasions out of 897 transports, or roughly 10 per cent of the time.

We need to add, staff,
and house an
additional ambulance



- Due to the need for maintenance, both routine and unexpected, we presently own two ambulances to continuously run one.
- In order to run and staff two ambulances, we need to own and house three ambulances.
- If we do nothing, what will be the effect on the average Sudbury Resident ?
- Without proper planning, residents may call 911, then wait awhile.

Sudbury Station 2 was built as a two person station in the early 1960's



Interior of Present Station 2



From Rear Corner



Personnel Entry From Side Door



One small bunkroom, one small bathroom.
No accommodations for female firefighters.



Narrow Bays and Low Ceilings equal tight quarters for apparatus and fire personnel.



Station 2 was sized for 1960's apparatus.
Modern trucks are longer, wider, and taller.

1962 Farrar 750 gpm Pumper



2015 KME 1500 gpm Rescue Pumper



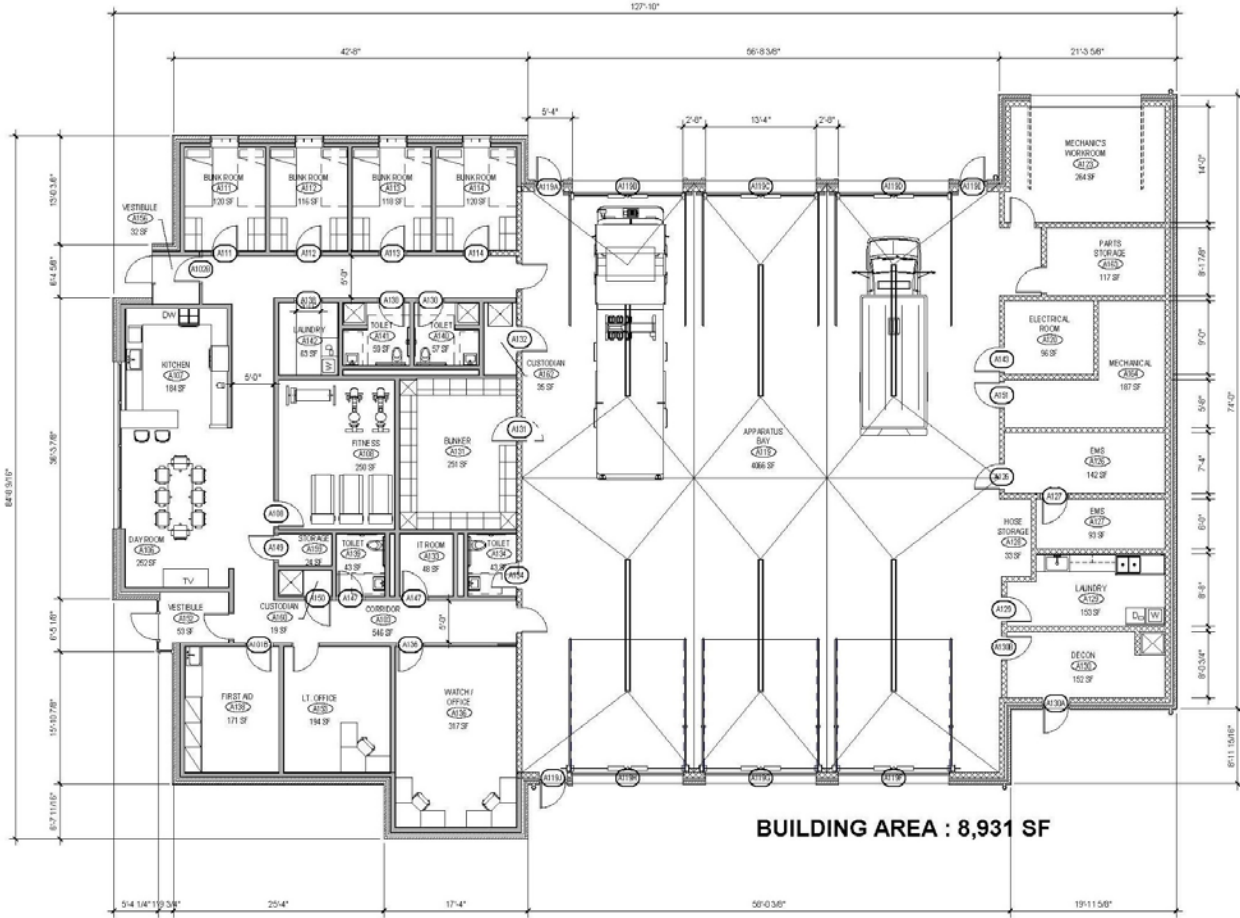
Can no longer tilt the cabs for maintenance inside Station 2



Losing Ramp Space to the New Intersection



New Station 2 Floor Plan

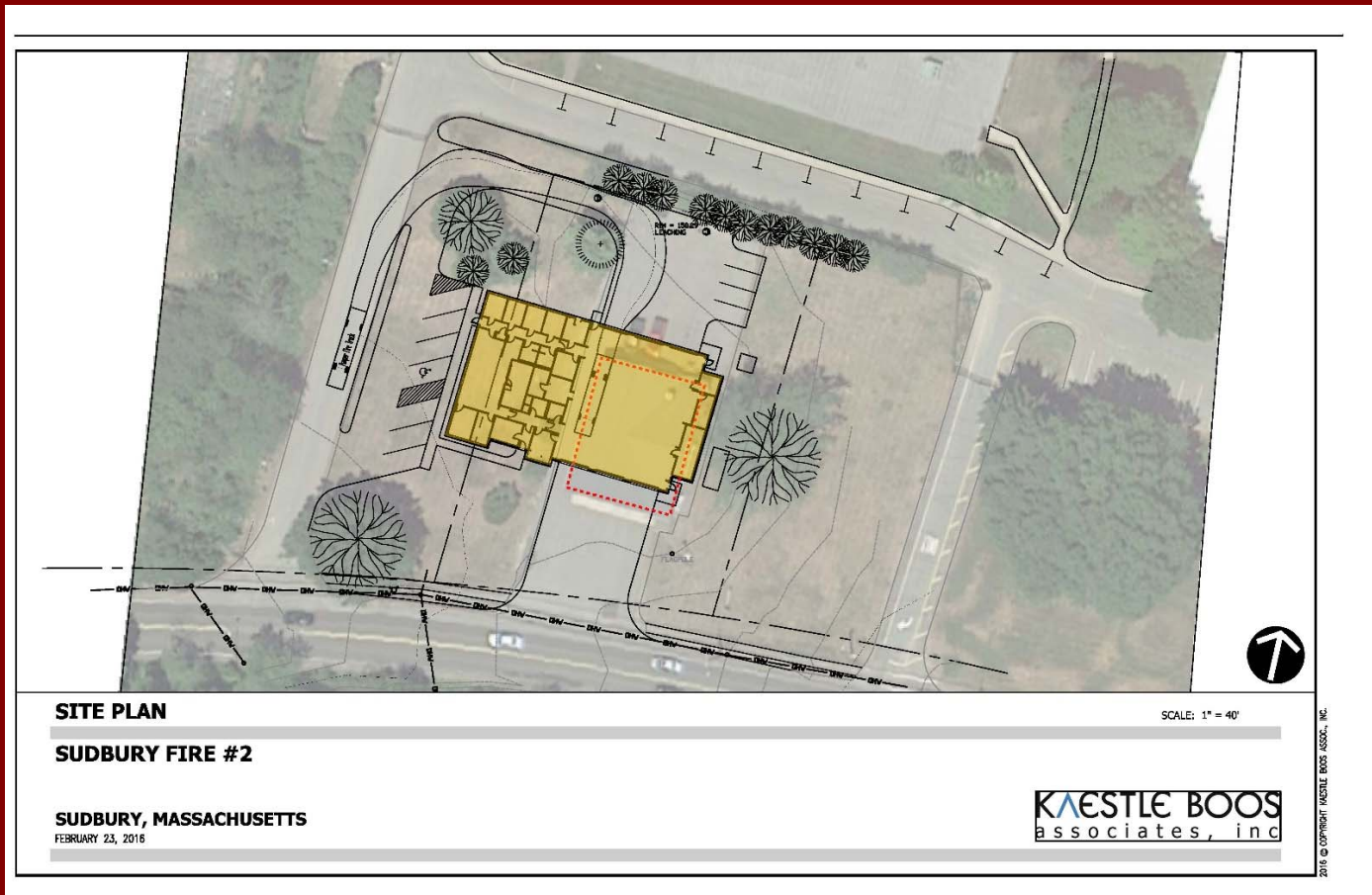


Questions ?

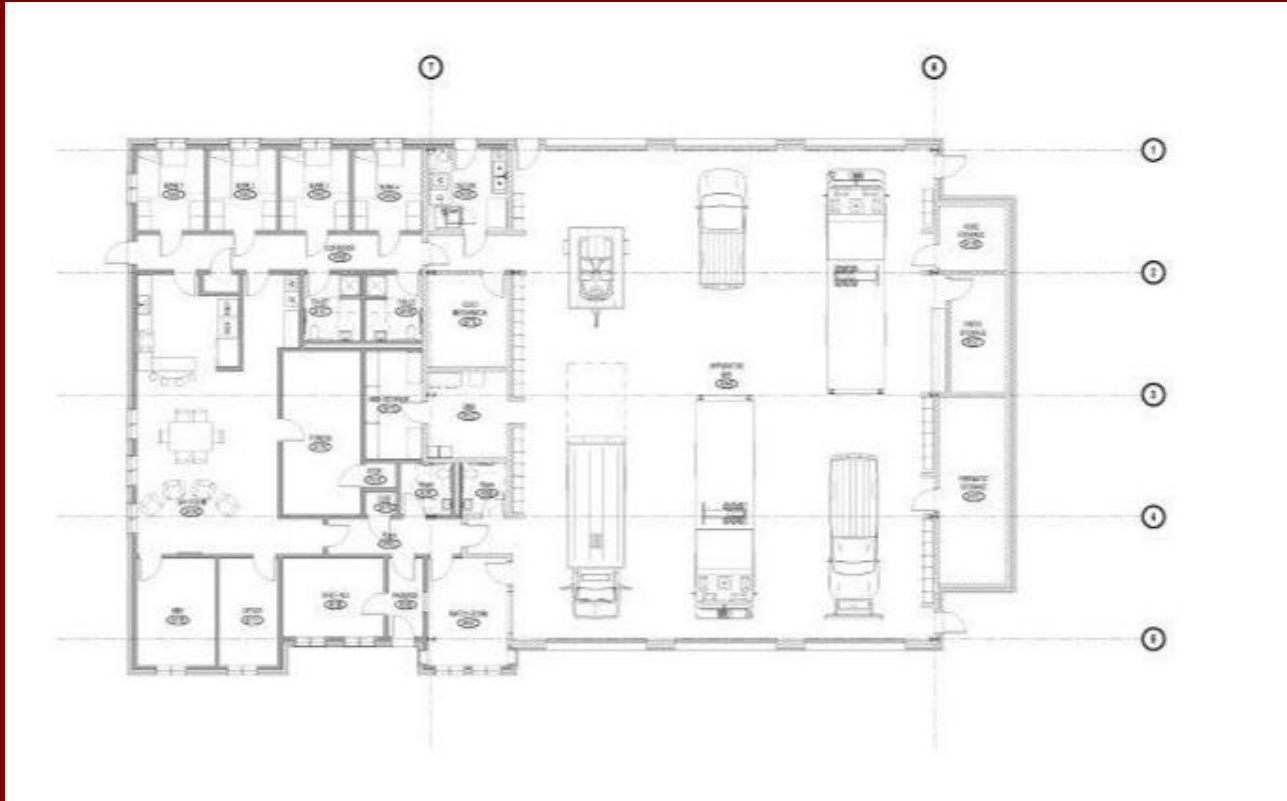
Comments ?



National Development has developed our site plan



We Need More Apparatus Storage, More Bunkrooms, and Bathrooms

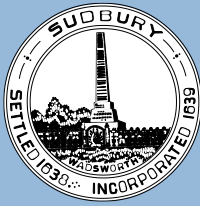


Things I remember being built since 1981

- Longfellow Glen, Wingate Nursing Home, Orchard Hill Assisted Living, Coolidge 40 B, Herb Chambers BMW, Land Rover, Jaguar, Northwoods, Frost Farm, Rugged Bear Plaza, Sudbury Crossing Stores, Cappy's Liquors, Emerson Medical Building, 29 Sudbury Expansion, Springhouse Pond, Grouse Hill, Mahoney Farms
- Villages at Sudbury Station, Landham Crossing Condos
- New Streets – Fox Run, Saddle Ridge, Graystone Lane, Julian's Way, Skyview Lane, Kato Drive, Phillips Rd, Webster Circle, Wyman Drive, Cudworth Lane, Kendra Lane, Widow Rite's Lane, Codman Drive, Cail Farm Rd, Candlewood Circle, Brownstone Lane
- New Schools – Loring, Curtis, LSRHS, Haynes Addition

Additional Revenue vs Expenses

<u>Additional Estimated Ambulance Revenues</u>			
Annual Transport Deficit	62	820 Average/Transport	50,840
National Development	148	820	121,360
Coolidge	22	820	18,040
Sudbury Station	??		
Totals			190,240
<u>Additional Personnel Expenses</u>			
Hire 4 New Firefighter/Paramedics	4	85,000	340,000
Additional Overtime			150,000
Totals			490,000



SUDBURY BOARD OF SELECTMEN

Tuesday, September 26, 2017

5

MISCELLANEOUS (UNTIMED)

5: BOS Quarterly Newsletter Fall 2017 Topics

REQUESTOR SECTION

Date of request:

Requested by: Leila S. Frank

Formal Title: Discussion of topics for the next Board of Selectmen Quarterly Newsletter.

Recommendations/Suggested Motion/Vote: Discussion of topics for the next Board of Selectmen Quarterly Newsletter.

Background Information:

Financial impact expected:n/a

Approximate agenda time requested: 10 minutes

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM

Quarterly BOS Newsletter

Distribution via the town website in the same way the Town Manager Newsletter is handled.

First issue via the Town Manager Newsletter mailing list and ask people to select whether they want to subscribe and receive notification of future issues?

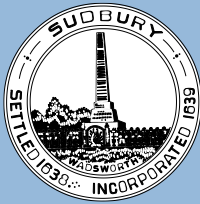
4-7 articles per newsletter

Up to 500 words each (roughly one typewritten page)

Each Board member is expected to compose at least one article

Possible topics (not necessarily in the first issue, or limited to one issue):

Eversource
Sudbury Station
Wayside Inn
Capital Planning
Bruce Freeman Rail Trail
New Appointments
Selectmen's Goals for 2017
Fairbank Community Center
Town Hall



SUDBURY BOARD OF SELECTMEN

Tuesday, September 26, 2017

MISCELLANEOUS (UNTIMED)**6: Vote to amend cell tower lease**REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Move to approve the proposed Amendment No. 1 to Lease Agreement (Land) by and between the Town of Sudbury (Landlord) and VWI Towers, LLC (Tenant) the assignee of Varsity Wireless Investors, LLC, as part of the settlement in the case of Lieberman et al v. Zoning Board of Appeals of Sudbury and Varsity Wireless Investors, LLC, Middlesex Superior Court CA No. 1581CV06532, with said Amendment effective only upon final dismissal with prejudice of the appeal, and to authorize the Town Manager to execute the Amendment.

Recommendations/Suggested Motion/Vote: Move to approve the proposed Amendment No. 1 to Lease Agreement (Land) by and between the Town of Sudbury (Landlord) and VWI Towers, LLC (Tenant) the assignee of Varsity Wireless Investors, LLC, as part of the settlement in the case of Lieberman et al v. Zoning Board of Appeals of Sudbury and Varsity Wireless Investors, LLC, Middlesex Superior Court CA No. 1581CV06532, with said Amendment effective only upon final dismissal with prejudice of the appeal, and to authorize the Town Manager to execute the Amendment.

Background Information:
attached

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM

AMENDMENT NO. 1 TO LEASE AGREEMENT (LAND)

THIS AMENDMENT NO 1 TO LEASE AGREEMENT (LAND) ("Amendment No. 1") is made and entered into as of this _____ day of _____, 2017 by and among Town of Sudbury, having a mailing address at 278 Old Sudbury Road, Sudbury, Massachusetts 01776 (called "Landlord") and ("LANDLORD") and VWI Towers, LLC, a Delaware limited liability company ("TENANT").

RECITALS:

WHEREAS, LANDLORD entered into Lease Agreement dated November 6, 2015 with New Cingular Wireless PCS, LLC, a Delaware limited liability company (the "Lease"), which Lease was assigned to Varsity Wireless Investors, LLC pursuant to the Assignment of Lease Agreement dated November 6, 2015, and has been assigned to TENANT pursuant to a Contribution Agreement by and between Varsity Wireless Investors, LLC and TENANT, dated May 31, 2017.

WHEREAS, LANDLORD and TENANT desire to amend the Lease on the terms and conditions herein contained.

NOW, THEREFORE, in consideration of the foregoing premises, the mutual covenants and promises contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, LANDLORD and TENANT agree as follows:

1. The third paragraph of Section 2(a) of the Lease is hereby amended and modified by deleting said third paragraph in its entirety and by inserting the following paragraph, such that the third paragraph of Section 2(a) of the Lease shall be and shall read as follows:

Tenant shall make an initial payment to Landlord in the amount of Twenty Thousand and 00/100 Dollars (\$20,000.00) for the cost of Public Safety communications equipment purchased or to be purchased by the Town within thirty days following the execution of this Agreement, followed by a second payment of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00), upon the Rent Commencement Date as defined in Section 4(a).

2. Section 3 of the Lease is hereby amended and modified by deleting the first sentence of Section 3 and by inserting the following sentence such that Section 3 of the Lease shall be and read as follows:

"Subject to Paragraph 6 below, the initial Lease term will be ten years, commencing upon the date of the full execution of Amendment No. 1 ("Commencement Date")."

3. Section 4 of the Lease is hereby amended and modified by deleting said Section 4(a) in its entirety and by inserting the following Section 4(a), such that Section 4(a) of the Lease shall be and shall read as follows:

4. RENT. (a) Commencing on the earlier of (i) the first day of the month immediately following Tenants' receipt of all Governmental Approvals (as defined in Section 6

herein) and Tenant commences construction of the Wireless Services Facility, (or) March 31, 2018 ("Rent Commencement Date"), Tenant will pay Landlord annual rent in the amount of Twenty-Seven Thousand and 00/100 Dollars (\$27,000.00). All annual rental payments thereafter shall be made on the anniversary of the Rent Commencement Date and in each successive lease year the rental payment shall be increased by three percent. The initial rent payment will be forwarded by Tenant to Landlord within forty-five days after the Rent Commencement Date.

4. Section 5 of the Lease is hereby amended and modified by deleting said Section 5 in its entirety and by inserting the following Section 5, such that Section 5 of the Lease shall be and shall read as follows:

5. RENEWAL OPTIONS. So long as Tenant shall not then be in default of any of the terms and conditions hereof beyond all applicable cure and grace periods, this Lease shall renew automatically for four additional five year extension terms (hereinafter each, an "Extension Term"), upon the same terms and conditions unless the Tenant gives the Landlord written notice of the intent to terminate at least twelve months prior to the end of the existing term. Such notice shall render the remaining Extension Term(s) null and void and this Lease shall terminate at the end of the then current term. The rental for the initial year of the first Extension Term shall be increased by three percent over the annual rent payable during the final year of the initial term and shall be made on the anniversary date. Thereafter, on the anniversary of the commencement date of each successive year of an Extension Term, the rental payment shall be increased by three percent. The entire annual amount shall be paid, in advance, on each successive anniversary date to Landlord.

5. The first sentence of Section 6 of the Lease is hereby amended and modified by deleting said first sentence in its entirety and by inserting the following sentence, such that the first sentence of Section 6 of the Lease shall be and shall read as follows:

Landlord agrees that Tenant's ability to use the Leased Premises is contingent upon Tenant's ability to obtain any and all governmental licenses, permits, approvals or other relief required or deemed necessary or appropriate for the Tenant's use of the Leased Premises (called "Governmental Approvals") by March 31, 2018, unless otherwise extended, provided that Tenant shall have the right, without obligation, to appeal any denial and the contingency date for obtaining Governmental Approvals shall be extended until such time as a final decision is rendered and is not the subject of any further appeal made or defended by Tenant.

6. Section 7 of the Agreement Lease is hereby amended and modified by deleting subsection (f) in its entirety and inserting subsections (f) and (g), as follows:

(f) by Tenant immediately upon notice, if prior to the Rent Commencement Date, Tenant notifies Landlord that it is unable to secure a Primary Subtenant for the Primary Subtenant Space (as defined in Section 2(a) of the Lease); and

(g) as otherwise provided in this Lease.

7. Except as specifically set forth herein to the contrary, all of the terms and conditions of the Lease are in full force and effect and are hereby ratified and confirmed by the parties.

8. In the event a conflict arises between this Amendment No 1 and the terms and conditions of the Lease, the terms and conditions of this Amendment No. 1 shall control.

9. This Amendment No. 1 shall only become effective upon the final dismissal, with prejudice and without any rights of appeal, of the case of Lieberman, et al v. Zoning Board of Appeals of Sudbury and Varsity Wireless Investors, LLC, Middlesex Superior Court CA No. 1581CV06532.

IN WITNESS WHEREOF, the parties have executed, or have caused their properly authorized representatives to duly execute, this Amendment No. 1, under seal, on the date and year first above written.

LANDLORD:

TOWN OF SUDBURY

By: _____
 Name: Melissa Murphy-Rodrigues, Esquire
 Title: Town Manager

As authorized by vote of Board of Selectmen on _____.

TENANT:

VWI TOWERS, LLC

By: VARSITY WIRELESS INVESTORS, LLC, Its
 Manager

By: _____
 Name: Christopher J. Davis
 Title: Manager

**SUDBURY BOARD OF SELECTMEN**

Tuesday, September 26, 2017

MISCELLANEOUS (UNTIMED)**7: Town Forum Discussion****REQUESTOR SECTION**

Date of request:

Requestor: Selectman Simon

Formal Title: Discussion on the upcoming Town Forum (continued from 9/12 meeting)

Recommendations/Suggested Motion/Vote: Discussion on the upcoming Town Forum (continued from 9/12 meeting)

Background Information:

Potential topics to include: Eversource project, Sudbury Station, vocational education, Bruce Freeman Rail Trail, Town Capital Planning process, school system alignment with Lincoln. Also discuss potential date for the Forum.

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM



SUDBURY BOARD OF SELECTMEN

Tuesday, September 26, 2017

8

MISCELLANEOUS (UNTIMED)

8: Update on Landham Rd Intersection

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Update on Landham Road Intersection

Recommendations/Suggested Motion/Vote: Update on Landham Road intersection

Background Information:

See attached documents

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden Pending

Melissa Murphy-Rodrigues Pending

Barbara Saint Andre Pending

Robert C. Haarde Pending

Board of Selectmen Pending

09/26/2017 7:30 PM

Golden, Patricia

From: Rodrigues, Melissa
Sent: Thursday, September 21, 2017 1:55 PM
To: Golden, Patricia
Subject: FW: FW: SUDBURY - Rte. 20 and Landham Road Intersection Improvements

Landham Rd

From: Nason, Dan
Sent: Tuesday, August 1, 2017 1:10 PM
To: Rodrigues, Melissa <RodriguesM@sudbury.ma.us>; Suedmeyer, Beth <SuedmeyerB@sudbury.ma.us>;
Donoghue, Meagen <DonoghueM@sudbury.ma.us>
Subject: FW: SUDBURY - Rte. 20 and Landham Road Intersection Improvements

FYI. Looks like they are working on 75% for Landham.

Regards,

Dan Nason

From: Johnson, Joseph [<mailto:jjohnson@gpinet.com>]
Sent: Monday, July 31, 2017 2:13 PM
To: ORourke, William <ORourkeW@sudbury.ma.us>
Cc: Nason, Dan <NasonD@sudbury.ma.us>; Headrick, Ronald <rheadrick@gpinet.com>
Subject: RE: SUDBURY - Rte. 20 and Landham Road Intersection Improvements

Hello Bill,

I can confirm that we are moving forward with the 75% design.

Thank you,

Joe

Attachment8.a: Landham_email (2473 : Update on Landham Rd Intersection)



Joseph Johnson, P.E., PTOE
d +1 (603) 766-8245 | c +1 (603) 686-6276
An Equal Opportunity Employer

From: ORourke, William [<mailto:ORourkeW@sudbury.ma.us>]
Sent: Tuesday, July 25, 2017 4:25 PM
To: Headrick, Ronald <rheadrick@gpinet.com>
Cc: Johnson, Joseph <jjohnson@gpinet.com>; Nason, Dan <NasonD@sudbury.ma.us>
Subject: RE: SUDBURY - Rte. 20 and Landham Road Intersection Improvements

Ron,

Scott Taylor has retired. Dan Nason, Sudbury DPW Director, is acting tree warden until we can find a replacement. I am forwarding your email to him so he may respond to your question.

In the meantime has GPI received MADOT's notice to proceed to 75-percent?

Thank You.

Best,

Bill

William F. O'Rourke, P.E.

Deputy Director of Public Works

275 Old Lancaster Road

Sudbury, MA 01776

ORourekW@Sudbury.ma.us

Attachment8.a: Landham_email (2473 : Update on Landham Rd Intersection)

Office 978.440.5442

Fax 978.440.5404

Cell 978.460.9303

From: Headrick, Ronald [<mailto:rheadrick@gpinet.com>]
Sent: Tuesday, July 25, 2017 3:58 PM
To: Taylor, Scott <TaylorS@sudbury.ma.us>
Cc: Johnson, Joseph <jjohnson@gpinet.com>
Subject: SUDBURY - Rte. 20 and Landham Road Intersection Improvements

Hi Scott,

I found your name on the attached list of Massachusetts Tree Wardens as the contact for Sudbury. Can you confirm that you are still the Town Tree Warden for Sudbury?

My Company is under contract with MassDOT to make improvements at the Route 20/Landham Road Intersection. We have been asked to reach out to the local tree warden regarding the condition of existing trees at this location, in order to inform our design as we move forward.

I need someone to make recommendations on each tree within the project limits as to health, risk assessment, pruning, etc. Would you be able to assist us in assessing this location, or should I reach out to a commercial arborist?

Regards,

Ronald Headrick, R.L.A.
Senior Project Manager

181 Ballardvale Street, Suite 202, Wilmington, MA 01887
 d +1 (978) 570-2543 | c +1 (978) 626-4104
rheadrick@gpinet.com | www.gpinet.com



An Equal Opportunity Employer

This communication and any attachments are intended only for the use of the individual or entity named as the addressee. It may contain information which is privileged and/or confidential under applicable law. If you are not the intended recipient or such recipient's employee or agent, you are hereby notified that any dissemination, copy or disclosure of this communication is strictly prohibited and to notify the sender immediately.



Charles D. Baker, Governor
 Karyn E. Polito, Lieutenant Governor
 Stephanie Pollack, Secretary & CEO
 Jonathan L. Gulliver, Acting Highway Administrator



September 6, 2017

Melissa Murphy-Rodrigues, Esq.
 Town Manager
 Town of Sudbury
 278 Old Sudbury Road
 Sudbury, MA 01776-1843

Dear Ms. Rodrigues:

In response to your August 1, 2017 correspondence to Secretary Pollack regarding the proposed improvements on Route 20 at Landham Road in the Town of Sudbury, MassDOT is aware of the safety concerns at this location and is committed to moving this project forward. Part of the design process was to resolve design concerns and mitigate impacts that were identified as part of MassDOT's public process. Please be assured that these issues are being addressed and the design continues to move forward.

MassDOT did support programming for this project on the FY 2018-22 Boston Transportation Improvement Program (TIP). As you may be aware, the Boston MPO ranked the first tier list of intersection projects and this project ranked 5th out of 7 projects. We will continue to advocate with the Boston MPO for inclusion on the TIP and encourage the Town to do so as well.

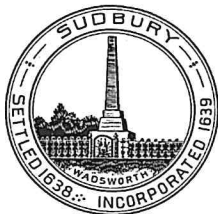
Thank you for your interest in this intersection improvement project. If you need additional information, please contact Barry Lorion, Acting District Highway Director, at (508) 929-3830.

Sincerely,

Jonathan L. Gulliver
 Acting Highway Administrator

cc: Patricia A. Leavenworth, P.E. Chief Engineer
 Barry Lorion, Acting District Three Highway Director
 Muazzez G. Reardon, P.E., Project Manager

RECEIVED
 BOARD OF SELECTMEN
 SUDBURY, MA
 2017 SEP 18 P 3:16



TOWN OF SUDBURY

Office of the Town Manager

www.sudbury.ma.us

Melissa Murphy-Rodrigues, Esq.
Town Manager

278 Old Sudbury Road
Sudbury, MA 01776-1843
978-639-3381

Fax: 978-443-0756

Email: townmanager@sudbury.ma.us

Stephanie Pollack
Secretary of Transportation
Massachusetts Department of Transportation
10 Park Plaza, Suite 4160
Boston, MA 02116

August 1, 2017

RE: Intersection Improvements at Landham Road and Route 20 (#607249)

Dear Secretary Pollack,

Please accept this correspondence on behalf of both the Board of Selectmen and myself regarding the intersection of Landham Road and Route 20 (Project Number 607249).

As you may know, the Board of Selectmen voted the Landham Road intersection as their number one priority for TIP funding earlier this year, but the project is currently stalled at 25 percent design. MassDOT is the proponent of the project and did not prioritize the project for the FY 2018-2022 TIP. We want to ensure the project will be a MassDOT priority for the FY 2019-2023 TIP and will advance to 75% design in short order.

The project had a Design Public Hearing over a year ago and at that hearing the design engineer stated that this intersection sees double the number of accidents as the average intersection in District 3 and sees over 10,000 vehicles at Landham Road a day. He cited several safety concerns related to congestion, unexpected turning movements, drainage, crash history, insufficient bicycle and pedestrian accommodations. Our conversations with the Engineering firm and with representatives at MassDOT support the concern about the intersection, but for whatever reason the project design appears to be delayed.

The Board of Selectmen, our public safety personnel and our residents are deeply concerned about this intersection. There has already been one fatality there and we dread the day we need to respond to another one due to the public safety issues that have been clearly defined by the project engineer. In the last five years, we have responded to approximately 52 crashes at the site.

I write today to respectfully request that the Landham Road/Route 20 intersection project continue to 75 percent design and continue to be a priority of MassDOT. I would be happy to discuss these concerns in person or with any members of your staff.

Attachment8.c: Pollack_ltr_Landham (2473 : Update on Landham Rd Intersection)

Sincerely,



Melissa Rodrigues, Esq.

Town Manager

On behalf of the Sudbury Board of Selectmen

CC: Melissa O'Day, Right of Way Bureau, 10 Park Plaza, Room 6160

Representative Gentile

Senator Barrett

Senator Eldridge

Muassez Reardon, Project Manager



TOWN OF SUDBURY
FIRE DEPARTMENT
77 HUDSON ROAD
SUDBURY, MASSACHUSETTS 01776

WILLIAM L. MILES
CHIEF OF DEPARTMENT

TEL: 978-443-2239
FAX: 978-440-5305

July 31, 2017

To Whom It May Concern,

I am writing to bring attention to the dangerous intersection at the corner of Boston Post Road and Landham Road in Sudbury, Massachusetts.

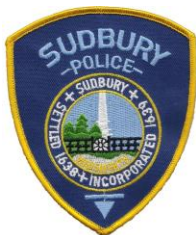
Over the years the Sudbury Fire Department has responded to many serious accidents at this intersection, including a fatal accident in May of 2011.

The Town has seen a sharp increase in both residential and commercial growth along the Boston Post Road corridor. The resulting increase in traffic can only raise the probability of more serious accidents in the future.

I strongly urge the completion of the re-design and signalization at the intersection of Boston Post Road and Landham Road.

Sincerely,

William L. Miles
Fire Chief
Sudbury, Massachusetts



Sudbury Police Department

Office of the Chief of Police

75 Hudson Road
Sudbury, MA 01776
Business (978) 443-1042
Fax (978) 443-1045
nixs@sudbury.ma.us

Scott Nix
Chief of Police

August 17, 2017

To: Melissa Rodrigues, Town Manager
From: Scott Nix, Chief of Police
RE: Boston Post Road (RTE 20) at Landham Road

Melissa,

The intersection of Boston Post Road and Landham Road has been problematic for as long as I can remember. I have personally responded to numerous accidents at the intersection involving injuries as well a fatality. Several reports have been provided over the years surrounding the accident volume in the area. The area has become increasingly dangerous as traffic is ever increasing as well as two housing developments having been constructed in recent years. With the sidewalk across Boston Post Road from Coolidge at Sudbury, a 55 and better community, pedestrians have difficulty crossing the road safely.

I was recently asked to review a bus stop location where it would require students to traverse the sidewalk past the intersection. My immediate reaction was to find an alternative route given safety concerns of vehicles or parts of vehicles having ended up on the sidewalk following an accident. When an accident does occur it can affect the flow of traffic tremendously, particularly during commuting hours.

It was my understanding several years ago the traffic light project had been accepted by the Department of Transportation and they had begun design of same. Director of Planning, Jody Kablack, Department of Public Works Director, Bill Place, myself and others had a site meeting several years ago in preparation for the project. If it is not in the queue for the near future I would strongly recommend the Department of Transportation reconsider. I would be more than happy to speak with anyone whom you thought would be appropriate to express the importance of moving forward with the traffic light. Thank you for the opportunity to convey my thoughts.

Respectfully,

Scott Nix
Chief of Police

**SUDBURY BOARD OF SELECTMEN**

Tuesday, September 26, 2017

MISCELLANEOUS (UNTIMED)**9: Discuss Special Election****REQUESTOR SECTION**

Date of request:

Requested by: Patty Golden

Formal Title: Discuss possible Special Election

Recommendations/Suggested Motion/Vote: Discuss possible Special Election

Background Information:

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM

Schedule for Special Town Election if called on Monday, December 11

Tuesday, October 17- Ballot questions submitted to Town Counsel for review.

Tuesday, October 24- Board of Selectmen must give notice of proposed ballot questions, and request for written arguments pro and con. Notice must be on the website for 46 days prior to election, which is October 25.

Board should also vote to submit final ballot questions to Town Clerk in order to meet the November 6 deadline.

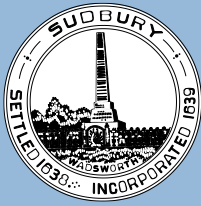
Monday, November 6 - The deadline for the Board of Selectmen to submit in writing the vote of the Board with the wording of the ballot question(s) to the Town Clerk.

Tuesday, November 21 - Last day to register to vote at the Special Town Election

Monday, December 4 - Warrant must be received by voters and posted. (The deadline for submitting the arguments pro and con for ballot questions is determined by the deadline for sending the warrant to the printer).

Friday, December 8 – 5 PM Deadline for absentee ballot application

Monday, December 11 - Special Town Election



SUDBURY BOARD OF SELECTMEN

Tuesday, September 26, 2017

MISCELLANEOUS (UNTIMED)**10: Park & Rec Funding**REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Discussion and vote to appropriate \$250,000 from mitigation funds to Park & Recreation Commission

Recommendations/Suggested Motion/Vote: Discussion and vote to appropriate \$250,000 from mitigation funds to Park & Recreation Commission

Background Information:
attached

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM

EXHIBIT C

Schedule of Developer Contributions in Development Agreement¹

Sec.	Contribution Purpose	Amount	Timing
4.2.a	Contribution towards Development of Recreational Fields	\$500,000	<ul style="list-style-type: none"> \$250,000 (50%) payable prior to issuance of first certificate of occupancy for building within the Retail Component of the Project; \$250,000 (50%) payable prior to issuance of certificate of occupancy for the final building within the Retail Component of the Project.
4.2.b	Contribution towards Public Safety	\$850,000	<ul style="list-style-type: none"> Payable prior to the issuance of first building permit within Avalon Sudbury.
4.2.c	Contribution to Senior Center	\$100,000	<ul style="list-style-type: none"> Payable prior to issuance of first building permit for the Project.
4.2.d	Contribution towards Technology for Schools and/or Municipal Buildings	\$850,000	<ul style="list-style-type: none"> \$425,000 (50%) payable prior to issuance of first building permit for the Age-Restricted Housing Component of the Project; \$425,000 (50%) payable prior to the first certificate of occupancy for the Age-Restricted Housing Component of the Project.
4.2.e	Contribution towards Design of Future Fire Station	\$80,000	<ul style="list-style-type: none"> Payable prior to issuance of first building permit within the Project.
4.2.f	Contribution towards Sidewalk from CVS to Nobscot Road	\$15,000	<ul style="list-style-type: none"> Payable prior to issuance of first building permit within the Project.
4.2.g	Contribution to towards potential comprehensive permit fiscal requirements or other municipal purposes	\$100,000	<ul style="list-style-type: none"> Payable upon issuance of first building permit for Avalon Sudbury

¹ Capitalized terms not otherwise defined herein shall have the meaning as set forth in the Development Agreement. The payments noted in this exhibit are obligations required of the Developer in addition to and not in lieu of the actual tax revenue generated from the Project and the other non-monetary Developer commitments set forth in the Development Agreement, including those additional commitments made in furtherance of a Future Fire Station (i.e., land contribution, sewer/stormwater rights and ongoing obligation of landscape maintenance) and the Route 20 traffic improvements as described therein.

**SUDBURY BOARD OF SELECTMEN**

Tuesday, September 26, 2017

MISCELLANEOUS (UNTIMED)**11: Board of Selectmen Goals****REQUESTOR SECTION**

Date of request:

Requested by: Patty Golden

Formal Title: Board of Selectmen Goals - Initial discussion of procedure and expectations

Recommendations/Suggested Motion/Vote: Board of Selectmen Goals - initial discussion of procedure and expectations

Background Information:

Attached are goals voted on 1/17/2017.

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

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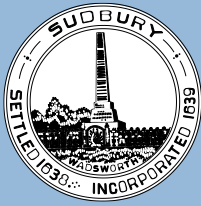
Board of Selectmen FY17 Goals

	Project	Description	Priority	Deliverable(s)	Selectman Liaison	Lead Staff	Target Completion Date
1	BFRT Rail Trail	Sheparding the project through the design, permitting and construction process through public interaction, relations with MASSDOT and the MPO, and managing various contractors. Emphasis should also be placed on interaction amongst town departments.	High		Len Simon	Meagen Donaghue/Beth Suedemeyer	Ongoing
2	Capital Planning	Full review of the capital planning process including comparisons with neighboring communities. Study should consider future capital needs and funding recommendations.	High	Recommendation to Board of Selectmen in a formal report of the process and capital funding plan, as well as exploring any potential need for bylaw changes	Charles Woodard	Melissa Murphy-Rodrigues, James Kelly, Dennis Keohane, Maryanne Bilodeau	
3	Communication	Continued improvement of communications with residents through media outlets, social media, and other mediums	High	Press releases, Facebook page, twitter, town manager newsletter, town meeting outreach, Board of Selectmen newsletter, continued office hours, listservs, town forum, special issues forums	Charles Woodard	Melissa Murphy-Rodrigues	Ongoing
4	Eversource	Continuing to work toward the goals of the Board of Selectmen with the proposed Eversource reliability project. Working with the resident groups, our government relation firm and other stakeholders to achieve Town goals.	High		Susan Iuliano	Melissa Murphy-Rodrigues	
5	Fairbank Community Center	Design and funding of a new Fairbank Community Center, including funding of operating, funding of capital and potential funding sources, include grants. Collaboration with Town residents and Department heads as well as the Commission.	High	Town Meeting articles for funding and final design documents	Pat Brown	James Kelly	Oct Town Meeting 2017
6	Fire Station	Reconstruction of Fire Station on Route 20 due to increased public safety needs	High	Recommendation to Board of Selectmen complete with design and funding mechanism	Chuck Woodard	Chief Miles and Jim Kelly	May Town Meeting
7	Recreation Facility Master Plan	Comprehensive study of park use and park condition and recreation facilities to determine needs	High	Comprehensive document including inventory, data and recommendations	Bob Haarde	Kayla McNamara	Dependent on funding source
8	Sewer (Route 20)	Continued research to determine the feasibility of installing sewer in Sudbury. Research as to funding sources, potential grants, economic development partnerships, and building relationships to achieve the goal. Understand public responses, business responses for potential tie ins and explore hiring a sanitary engineer for future studies	High	Report to Board of Selectmen as to findings	Bob Haarde	Meagen Donoghue	Initial research due 3/28/17
9	Sudbury Station	Continue to work toward the goals of the Board of Selectmen in regards to the project. Working with the ZBA and resident groups to achieve Town goals	High		Susan Iuliano	Melissa Rodrigues and Meagan Donoghue	
10	Vocational Education	Ensuring smooth transition for Sudbury students to a new Vocational Regional High School through an Intermunicipal Agreement. Emphasis should also be placed on transportation and school funding.	High	Students have new vocational education option for September 2017 with transportation	Len Simon	Melissa Murphy-Rodrigues	7/1/2017 Long term goal of joining a district as a member
11	Sudbury Senior needs assessment	Work with the Council on Aging to complete a needs assessment to ensure that our increasing senior population is receiving the care and services needed.	High	Needs assessment report	Chuck Woodard	Deb Galloway	

Attachment11.a: FY17goalsmmr10. (2478 : Board of Selectmen Goals)

Board of Selectmen FY17 Goals

	Project	Description	Priority	Deliverable(s)	Selectman Liaison	Lead Staff	Target Completion Date
12	Town Master Plan	Work with the Planning Board and Planning Department to create a plan is to be used as a guide for land use and development decisions made within Town. Potential collaboration with the state, universities and Community Compact. Should be a public and collaborative process.	High	Comprehensive Planning document	Brown	Meagan Donoghue	Dependent on funding source
13	Updating Selectmen Policies	Create an easily accessible and clear set of Selectmen policies for the Board to rely on	High	Policy document	Pat Brown		
14	Wayside Inn	Work with the Wayside Inn trustees to move toward submitting a conservation restriction at May Town Meeting	High	Title, Survey, Environmental reports, appraisal, final Conservation Restriction, CPC request	Charles Woodard	Melissa Murphy-Rodrigues, Debbie Dineen	1/1/2017
15	40B Projects	Work with stakeholders to make certain that the town has adequate affordable housing while continuing to understand the burdens that large 40b developments may have on the community	Medium	Update of Subsidized Housing Inventory. Analysis and review of 2020 recommendations	Susan Iuliano	Liz Rust/ Melissa Murphy-Rodrigues/ Meagen Donoghue	
16	CSX Rail Trail	Continuing to work with Framingham to explore the options for purchasing and developing the CSX rail line for development into a rail trail.	Medium		Len Simon	Meagen Donaghue/Beth Suedemeyer	
17	Inclusionary Zoning	Work with the Planning Board and Planning Department to review current zoning and make a recommendation as to whether the Town should submit an Inclusionary Zoning by-law to Town Meeting	Medium	Recommendation to Board of Selectmen		Meagen Donoghue	1/1/2017
18	Lincoln-Sudbury High School Regional Agreement, explore K-12 regional district	Review the Lincoln-Sudbury Regional School agreement and explore education options	Medium	Begin outreach to the Lincoln-Sudbury School Committee and Administration	Susan Iuliano	Melissa Murphy-Rodrigues	2/1/2017
19	Loring Parsonage	Continue to work with the Sudbury Historical Society to negotiate lease and finish construction on future Sudbury Historical Museum at the Loring Parsonage	Medium	Lease document	Len Simon	Jim Kelly/ Maryanne Bilodeau	
20	Melone	Determine a plan for the future use of the Melone property and coordinate any necessary environmental testing or mitigation needed.	Medium	Finalize public meeting date, work with LSP on future testing, submit report to BOS on future plan recommendations	Bob Haarde	Melissa Murphy-Rodrigues/ Meagan Donoghue/ Bill Murphy	Final findings may be dependent on Parks Master Plan
21	OPEB Liability	Continue to plan how to fund the Town's unfunded OPEB Liability	Medium	Complete OPEB audit and begin planning for future funding	Charles Woodard	Maryanne Bilodeau and Dennis Keohane	12/31/2017
22	Special Municipal Employee Designations	Review Special Municipal employee designations	Medium	Recommendation to Board of Selectmen	Pat Brown	Maryanne Bilodeau	2/1/2017
23	Town Hall Reconstruction	Explore whether to register building on state historic registry for access to grant	Medium		Len Simon	Meagen Donoghue/ Jim Kelly	
24	Walkways	Plan how to complete the walkway program in the absence of CPC funding	Medium	Recommendation to Board of Selectmen	Pat Brown	Melissa Rodrigues and Dan Nason	



SUDBURY BOARD OF SELECTMEN

Tuesday, September 26, 2017

12

MISCELLANEOUS (UNTIMED)

12: Chair and Vice Chair roles policy

REQUESTOR SECTION

Date of request:

Requestor: Chairman Haarde

Formal Title: Discussion of policy regarding Chairman and Vice Chairman roles.

Recommendations/Suggested Motion/Vote: Discussion of policy regarding Chairman and Vice Chairman roles.

Background Information:
attached document which Board approved at 6.23.15 meeting.

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM

BOS Chair Responsibilities

- Calls, cancels, and schedules meetings
- Runs meetings in an evenhanded way, but may delegate responsibility for specific agenda items or special purpose meetings to other board members
- Plans the meetings, including scheduling of agenda items, in consultation with the Vice Chair and Town Manager
- Has periodic meetings with the Vice Chair and Town Manager
- Responsible for keeping the board informed of important developments and information
- Forwards communications to the board, as appropriate, or asks Town Manager to do so
- Signs official documents as Chair, upon approval of the board
- May represent the board ceremonially, as may other board members

BOS Vice Chair Responsibilities

- Fills in for the Chair as needed
- Runs meetings in absence of the Chair, but may delegate responsibility for specific agenda items to other board members
- Assists the Chair, and is consulted by the Chair, in planning the meetings, including scheduling of agenda items
- Meets periodically with the Chair and Town Manager
- Organizes Selectmen's Office Hours
- Organizes fall Town Forum



SUDBURY BOARD OF SELECTMEN
Tuesday, September 26, 2017

13

MISCELLANEOUS (UNTIMED)

13: Free Cash

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Discussion of Free Cash

Recommendations/Suggested Motion/Vote: Discussion of Free Cash

Background Information:

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

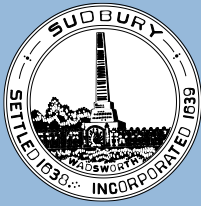
Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM

FY18 Free Cash

Project	Requested	Balance	Notes
Starting Balance	N/A	\$2,793,163	Certified as of 7/1/17
.5 % of budget	\$471,989	\$2,321,174	Finance Committee Guidance
Stabilization transfer	\$167,354	\$2,153,820	October TM Article 7
Eversource Litigation	\$300,000	\$1,853,820	October TM Article 9 (Amended)
Sudbury Station Litigation	\$55,000	\$1,798,820	October TM Article 10
SPS Playground Modernization	\$275,000	\$1,523,820	October TM Article 12
Update Master Plan	\$75,000	\$1,448,820	October TM Article 14
Replace Gym 4 Floor - LSRHS	\$50,000	\$1,398,820	October TM Article 15
Cooling Tower Reconstruction - LSRHS	\$110,000	\$1,288,820	October TM Article 16
Total	<u>\$ 1,504,343</u>	<u>\$1,288,820</u>	



MISCELLANEOUS (UNTIMED)

14: Citizen's Comments (cont)

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Citizen's Comments (cont)

Recommendations/Suggested Motion/Vote:

Background Information:

Financial impact expected:

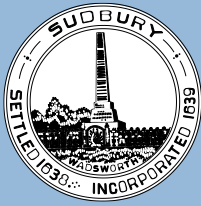
Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

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SUDBURY BOARD OF SELECTMEN

Tuesday, September 26, 2017

MISCELLANEOUS (UNTIMED)**15: Discuss future agenda items**REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Discuss future agenda items

Recommendations/Suggested Motion/Vote:

Background Information:

Financial impact expected:

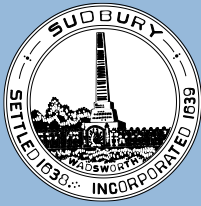
Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM



SUDBURY BOARD OF SELECTMEN

Tuesday, September 26, 2017

CONSENT CALENDAR ITEM**16: Approve Minutes**REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Vote to approve the regular session minutes of 9/12/17.

Recommendations/Suggested Motion/Vote:

Background Information:
attached draft

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

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**SUDBURY BOARD OF SELECTMEN**

Tuesday, September 26, 2017

CONSENT CALENDAR ITEM**17: Military Proclamation for Jeffrey Newton****REQUESTOR SECTION**

Date of request:

Requestor: Maryanne Bilodeau/Military Support Network

Formal Title: Vote to sign a proclamation for 1LT Jeffrey Newton, acknowledging his safe return home after spending eight months in Iraq, and proclaiming Wednesday, October 4, 2017 as Jeffrey Newton Day in Sudbury.

Recommendations/Suggested Motion/Vote: Vote to sign a proclamation for 1LT Jeffrey Newton, acknowledging his safe return home after spending nine months in Iraq, and proclaiming Wednesday, October 4, 2017 as Jeffrey Newton Day in Sudbury.

Background Information:
see attached proclamation. Please sign 2 originals.

Financial impact expected:

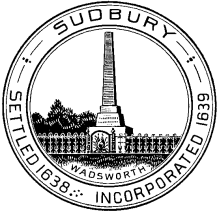
Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM



Town of Sudbury

Office of Selectmen

Proclamation

- WHEREAS:** On behalf of the Town of Sudbury, the Board of Selectmen is pleased to acknowledge the safe return of 1LT Jeffrey S. Newton after a nine month tour in Iraq; and
- WHEREAS:** Jeffrey enlisted in the United States Army in 2015. After Basic Training, he attended Officer's Candidate School. Once commissioned, he completed Officer Armor Basic Course, the Armor Reconnaissance Course followed by Airborne "Jump" School while stationed at Ft. Benning, GA. He was assigned as 3rd Platoon Leader, Alpha Troop, 1-73 Calvary Squadron, 2nd Brigade Combat Team, 82nd Airborne Division, stationed at Fr. Bragg, NC. Most recently was deployed to Mosul, Iraq since January 2017; and
- WHEREAS:** Jeffrey comes from a family with a long line of military service from his father and grandfather, all the way back to his great-grandfather who served in France during World War I; and
- WHEREAS:** Jeffrey is the son of Jim and Jane Newton, a 2010 graduate of Lincoln-Sudbury Regional High School, and received a BA in Economics from Franklin & Marshall College.
- NOW, THEREFORE, BE IT**
- PROCLAIMED:** That we, the Sudbury Board of Selectmen, on behalf of the community, go on record to proclaim Wednesday, October 4th as **JEFFREY S. NEWTON DAY** in the Town of Sudbury.

Signed this Tuesday, September 26th, two thousand and seventeen.

BOARD OF SELECTMEN

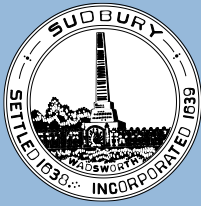
Robert C. Haarde

Leonard A. Simon

Patricia A. Brown

Daniel E. Carty

Susan N. Iuliano



SUDBURY BOARD OF SELECTMEN

Tuesday, September 26, 2017

CONSENT CALENDAR ITEM**18: CPC Resignation acceptance**REQUESTOR SECTION

Date of request:

Requested by: Leila S. Frank

Formal Title: Vote to accept the resignation of Elizabeth Quirk, 20 Scotts Wood Drive, as a member of the Community Preservation Committee, and to send a letter of thanks for her service to the Town.

Recommendations/Suggested Motion/Vote: Vote to accept the resignation of Elizabeth Quirk, 20 Scotts Wood Drive, as a member of the Community Preservation Committee, and to send a letter of thanks for her service to the Town.

Background Information:

Please see resignation email attached

Financial impact expected:

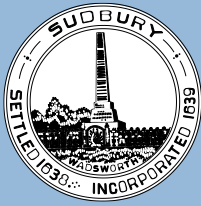
Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM



SUDBURY BOARD OF SELECTMEN

Tuesday, September 26, 2017

CONSENT CALENDAR ITEM**19: Election Worker Appointment**REQUESTOR SECTION

Date of request: September 19, 2017

Requested by: Leila S. Frank

Formal Title: Vote to appoint Sudbury registered voter, Beverly O'Connor, Democrat, of 10 Landham Road, as an Election Officer for a term to expire on August 14, 2018, as recommended by the Town Clerk.

Recommendations/Suggested Motion/Vote: *Vote to appoint Sudbury registered voter, Beverly O'Connor, Democrat, of 10 Landham Road, as an Election Officer for a term to expire on August 14, 2018, as recommended by the Town Clerk.*

Background Information:

Financial impact expected:N/A

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM



Town of Sudbury

Town Clerk's Office

TOWN CLERK
SUDBURY, MASS

2017 SEP -5 PM 2:04

Town Hall
Concord Road
Sudbury, MA 01776-1843
978-639-3351
Fax: 978-639-3340

clerk@sudbury.ma.us

Application for Appointment as Election Official

I hereby apply for a position as Election Official in the Town of Sudbury for a one-year term or effective from the date of appointment through August 14. I understand that I will be responsible to work at the polling location and in the position as assigned by the Board of Registrars of Voters for each Election Day during this period. I swear that I am a resident and a registered voter in the Commonwealth.

Name: Beverly O'Connor

Address: 10 Landham Rd.
Sudbury MA 01776

Telephone: [REDACTED]

Email Address: [REDACTED]

Party (Unenrolled if not affiliated with a party): D

Signature: Beverly O'Connor

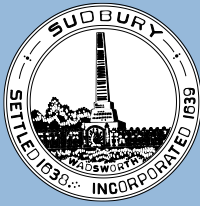
Date: 8/29/17

PREFERRED SHIFTS

- ☐ 6:30a.m. - 2p.m. OR
☒ 2p.m. - End OR
☐ Teller: 8:00 p.m. until Completion of Tallying

PLEASE NOTE: Election officials are appointed by the Selectmen and assigned by the Town Clerk for the Board of Registrars. Applicants must be interviewed by the Town Clerk to qualify for appointment.

sorry for the delay. I was away.
-Beverly

**SUDBURY BOARD OF SELECTMEN**

Tuesday, September 26, 2017

CONSENT CALENDAR ITEM**20: Accept donation from SMILEMass****REQUESTOR SECTION**

Date of request:

Requestor: Dan Nason, DPW Director

Formal Title: Vote to accept the donation of crowd control steel barricades with storage cart valued at approximately \$2,546 from SMILEMass.org Sudbury residents Lotte Diomede, President/Co-Founder and Susan Brown Vice President/Co-Founder for use at various events as determined by the Public Works and Public Safety Departments with the express stipulation that the barricades are to be deployed for the Sudbury SMILEMass road races or other such event sponsored by SMILEMass.

Recommendations/Suggested Motion/Vote: Vote to accept the donation of crowd control steel barricades with storage cart valued at approximately \$2,546 from SMILEMass.org, Sudbury residents Lotte Diomede, President/Co-Founder and Susan Brown Vice President/Co-Founder, for use at various events as determined by the Public Works and Public Safety Departments with the express stipulation that the barricades are to be deployed for the Sudbury SMILEMass road races or other such event sponsored by SMILEMass.

Background Information:

Lotte Diomede, President/Co-Founder of SMILEMass.org and Susan Brown Vice President /Co-Founder of SMILEMass.org and both residents of Sudbury are generously offering to donate approximately 160 linear feet of crowd control barricade to the Public Works Department. This crowd control barricade consists of 20 individual 8-foot long interlocking galvanized steel pieces with associated storage cart (see attached picture). The donor's only request is that the Public Works Department deploys these barricades for the road races their organization holds annually. This barricade system would be extremely useful by Public Works and Public Safety at various events. The barricades and cart are valued at approximately \$2,546 as shown on the attached quote sheet.

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending

Barbara Saint Andre
Robert C. Haarde
Board of Selectmen

Pending
Pending
Pending

09/26/2017 7:30 PM

Crowd Control Warehouse

Official Price Quotation

1853 Hicks Rd. - Suite A

Rolling Meadows, IL 60008

Phone (toll-free): 877-885-1600

www.CrowdControlWarehouse.com

Date	Quote #
11/4/2015	12840

Name / Address
SMILE Mass 66 Dudley Road Sudbury, MA 01776 Attn: Susan Brown (978-460-7410)

Ship To				
SMILE Mass 66 Dudley Road Sudbury, MA 01776 Attn: Susan Brown (978-460-7410)				
<table border="1"> <tr> <th>Terms</th></tr> <tr> <td></td></tr> </table> <table border="1"> <tr> <th>Credit Card</th></tr> <tr> <td></td></tr> </table>	Terms		Credit Card	
Terms				
Credit Card				

Qty	Item	Description	Unit Price	Total
20	BARR-CCW-8FT-FLAT	8 Ft. Heavy Duty Galvanized Steel Interlocking Barricade - Flat Bases (3 Year Manufacturer's Warranty Against Defect, 44 lbs. each, 43" Tall, Minimum 16 Gauge Steel)	88.95	1,779.00
1	BARR-CCW-CART	28 to 30 Unit Storage Cart for 8 Ft. Steel Barricades	399.00	399.00
1	FREIGHT-TRUCKCOMBO	Freight - Semi-truck delivery including liftgate service and advance delivery notification service. (residential delivery)	368.00	368.00
	NOTE-LEADTIME	ESTIMATED LEAD TIME TO SHIP OUT: (1) Business Day	0.00	0.00
	NOTE-TRANSIT	ESTIMATED TRANSIT TIME: (1) to (2) Business Days	0.00	0.00
	NOTE-SIGNATURE	<div style="border-bottom: 1px solid black; width: 300px; margin-bottom: 5px;"></div> Sign and Date Your Approval to Proceed	0.00	0.00
	NOTE-QUOTEBY-DANG	Quoted by Dan Goldman. Phone: 877-885-1600 x100. Fax: 847-991-9988 E-mail: Dan@CrowdControlWarehouse.com	0.00	0.00

Attachment 20.a: Quote for 20 pcs (2483 : Accept donation from SMILE Mass)

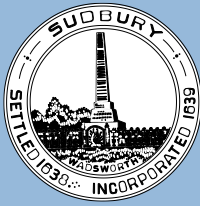
We look forward to receiving your order

Prices subject to change after 14 days. This quote is considered private and confidential.

Subtotal	\$2,546.00
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Sales Tax (0.0%)	\$0.00
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Total	\$2,546.00
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**SUDBURY BOARD OF SELECTMEN**

Tuesday, September 26, 2017

CONSENT CALENDAR ITEM**21: Wally "Bells On" 5K 2017****REQUESTOR SECTION**

Date of request: September 20, 2017

Requestor: Lauren Liuzzo, Sudbury Education Association

Formal Title: Vote to Grant a Special Permit to the Sudbury Education Association, to Hold the "Wally 'Bells On' 5K" on Sunday October 1, 2017, from 10:00 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 race's conclusion.

Recommendations/Suggested Motion/Vote: Vote to Grant a Special Permit to the Sudbury Education Association, to Hold the "Wally 'Bells On' 5K" on Sunday October 1, 2017, from 10:00 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 race's conclusion.

Background Information:

Financial impact expected:N/A

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Melissa Murphy-Rodrigues	Pending
Barbara Saint Andre	Pending
Leila S. Frank	Pending
Robert C. Haarde	Pending
Board of Selectmen	Pending

09/26/2017 7:30 PM



TOWN OF SUDBURY

Office of Selectmen
www.sudbury.ma.us

RECEIVED
BOARD OF SELECTMEN
SUDBURY, MA

2017 SEP 14 P 12:10

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

Email: BOSelectmen@sudbury.ma.us

APPLICATION FOR A CHARITABLE WALK/RELAY PERMIT ON A PUBLIC WAY

Written permission to conduct a fundraising walk or relay race in any public street, public sidewalk or public way within the Town must be obtained from the Board of Selectmen prior to the event. The Chief of Police will determine the appropriate public safety requirements for this event and the cost of such special duty officers, if any required, will be borne by the applicant. The Town of Sudbury requires a Certificate of Insurance of no less than \$1,000,000, naming the Town as an additional insured. All cleanup from the event will be completed by the applicant within 8 hours after the stated ending time or applicant will be billed for the Town's cost to clean up. Application processing can take up to four weeks as approval from the Police, Building and Park & Recreation departments may be required prior to Board of Selectmen approval. Processing begins after all required materials are received, so please plan accordingly.

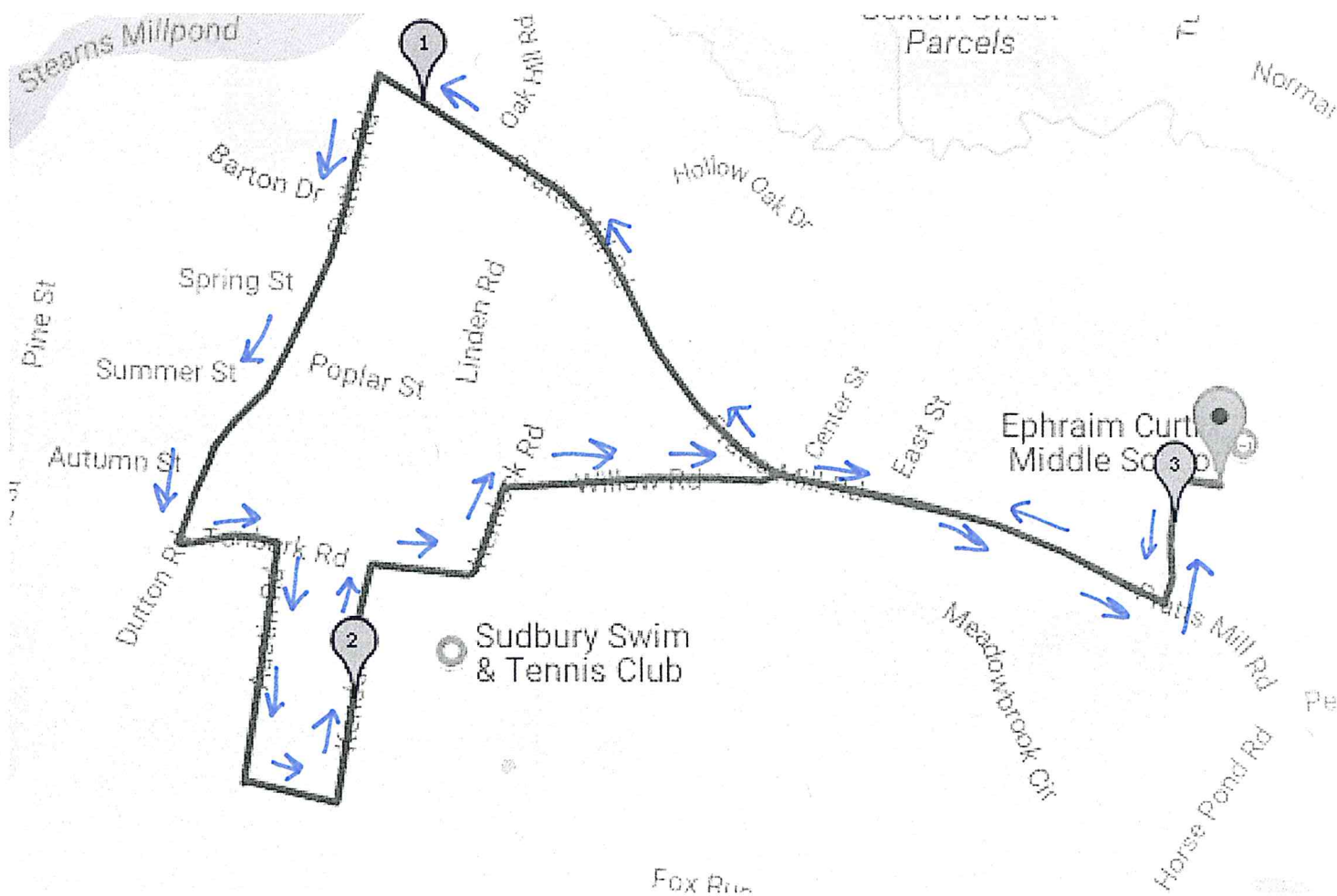
Organization Name SEA (Sudbury Education Association)
 Event Name Wally "Bells On" 5K Run/Walk
 Organization Address 22 Pratt Mill Rd, Sudbury, MA 01776
 Name of contact person in charge Lauren Luzzo
 Telephone Number [REDACTED]
 Email address [REDACTED]
 Date of event October 1, 2017 Rain Date N/A
 Starting time 10:00 am Ending time 12:00 pm
 Route of the race/relay and portion of the road requested to be used (please indicate on map and attach to this application) attached
 Anticipated number of participants 200
 Assembly area (enclose written permission of owner if private property to be used for assembly) Curtis Middle School (22 Pratt Mill Road)
 Organization that proceeds will go to SEA Wally Bell Scholarship
 Any other important information _____

The undersigned applicant agrees that the applicant and event participants will conform to applicable laws, by-laws and regulations as well as any special requirement that may be made as a condition of the granting of permission pursuant to this application. I/we agree to hold the Town of Sudbury harmless from any and all liability and will defend the Town of Sudbury in connection therewith.

Signature of Applicant

Jan J. J. J.

Date 7/31/17



Wally "Bells On" 5K Department Feedback

October 1, 2017

Fire Department Approval:

From: Miles, William
 Sent: Wednesday, September 20, 2017 2:56 PM
 Subject: **ACCEPTED**: Wally "Bells On" 5k
 When: Sunday, October 01, 2017 10:00 AM-12:00 PM (UTC-05:00) Eastern Time (US & Canada).

Highway Department Approval:

From: Nason, Dan
 Sent: Thursday, September 14, 2017 3:04 PM
 Subject: **ACCEPTED**: Wally "Bells On" 5k
 When: Sunday, October 01, 2017 10:00 AM-12:00 PM (UTC-05:00) Eastern Time (US & Canada)

I have no concerns relative to this event assuming there is nothing needed by the DPW (labor, barricades, cones, etc.).

Park & Recreation Approval:

From: McNamara, Kayla
 Sent: Friday, September 15, 2017 12:14 PM
 Subject: **ACCEPTED**: Wally "Bells On" 5k
 When: Sunday, October 01, 2017 10:00 AM-12:00 PM (UTC-05:00) Eastern Time (US & Canada).

Police Department Approval:

From: Nix, Scott
 Sent: Wednesday, September 20, 2017 2:57 PM
 To: Frank, Leila <FrankL@sudbury.ma.us>
 Subject: Re: Wally Bells on 5k

Route is different than before but events from Curtis as such are typically **NOT AN ISSUE**.

Attachment21.b: Wally Bells on 5K Approvals 2017 (2485 : Wally "Bells On" 5K 2017)