

SUDBURY BOARD OF SELECTMEN
TUESDAY SEPTEMBER 12, 2017
7:00 PM, TOWN HALL - LOWER LEVEL

Item #	Time	Action	Item
EXECUTIVE SESSION			
1.	7:00 PM	<i>VOTE</i>	Open in regular session at the Grange Hall, and vote to immediately enter into Executive Session to discuss strategy with respect to litigation if an open meeting may have a detrimental effect on the litigating position of the public body and the chair so declares (Lieberman v. ZBA), Pursuant to General Laws chapter 30A, §21(a)(3).
2.		<i>VOTE</i>	Vote to close Executive Session at Grange Hall and resume Executive Session at Lower Town Hall after close of open session.
	7:00		CALL TO ORDER
			Opening remarks by Chairman
			Reports from Town Manager
			Reports from Selectmen
			Citizen's comments on items not on agenda
TIMED ITEMS			
3.	7:35 PM		Update on compliance with June 14, 2017 Notice of Decision and Order, which was updated by vote of the Board of Selectmen on August 8, 2017. Police Chief Scott Nix to attend.
MISCELLANEOUS			
4.			The Town Finance Director/Treasurer gives notification to the Board of Selectmen that he determines that the below parcels are no longer needed for any specific purpose: G12-0015. 12 acres. Assessed value is \$6,100. G12-0013. 5 acres. Assessed value is \$2,500.
5.		<i>VOTE</i>	Vote to appropriate \$325,000 from National Development mitigation funds for the purchase of new Ladder Truck and vote to allow the Town Manager to sign the contract for the new Fire Department Apparatus. Also vote to appropriate funds (approximately \$25K) to add water and natural gas lines to the lot at Fire Station 2.

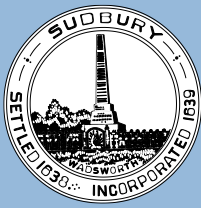
These agenda items are those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

Item #	Time	Action	Item
6.		<i>VOTE</i>	Vote to approve \$396,635 from National Development mitigation funds for the purchase of communication enhancements, and vote to allow the Town Manager to sign the contract for new radio equipment.
7.			Presentation and discussion of the pending Sudbury Welcoming Town petition article to be presented at October 16, 2017 Special Town Meeting. Attending will be Police Chief Scott Nix, and petitioners Fred Taylor and Cindy Ku.
8.			Discussion on SPS Office Relocation
9.		<i>VOTE / SIGN</i>	Vote to sign the Special Town Meeting Warrant for Monday, October 16, 2017, which must be posted and delivered to residents by Monday, October 2, 2017.
10.		<i>VOTE</i>	Review and execution of Acceptance of Quitclaim deed for Lot 6, which is being conveyed to the Town as additional property for the Fire Station located at 540 Boston Post Road.
11.		<i>VOTE / SIGN</i>	To consent to and execute the Mass DOT Land Damage Agreement for the Meadow Walk project development Rt. 20 improvements, affecting the 540 Boston Post Road (Fire Station) property owned by the Town of Sudbury.
12.			Discussion on the upcoming Town Forum.
13.			Citizen's Comments (cont)
14.			Discuss future agenda items
CONSENT CALENDAR			
15.		<i>VOTE</i>	Vote to approve award of contract by the Town Manager to Capital Environmental, LLC for environmental engineering services to be performed relative to the classification and off-site management of stockpiled material at the DPW as outlined in the proposal dated August 30, 2017 with a not-to-exceed amount of \$100,000.
16.		<i>VOTE</i>	Vote to accept, on behalf of the Town, various donations totaling \$1,700 to support Park and Recreation's Summer Concert Series, to be deposited in the Program Contributions and Donations Account (191448/483100) as requested by Kayla McNamara, Director of Parks, Recreation & Aquatics, in a memo dated 7/31/17.
17.		<i>VOTE</i>	Vote to accept a grant in the amount of \$1,650 from the Sudbury Foundation to enable the Health Department to pilot the Budget Buddies financial literacy training for Sudbury residents in subsidized housing.
18.		<i>VOTE</i>	Vote to approve a special permit to Harold Cutler for the Colonial Fair and Muster of Fyfes and Drums to be held on the Wayside Inn grounds from 10:00 a.m. to 5:00 p.m. on Saturday, September 30, 2017, subject to conditions and permits required by the Fire and Police Departments and the Board of Health.
19.		<i>VOTE</i>	Vote to approve the regular session minutes of May 3, 2016 and August 8, 2017.

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
			Executive Session (cont)
20.		<i>VOTE</i>	Release Town Counsel opinion on Lincoln Lane
21.			Discussion on Ti Sales Case
22.		<i>VOTE</i>	Update on Septage Facility.
23.		<i>VOTE</i>	Vote to approve the executive session minutes of May 4, 2016.
24.		<i>VOTE</i>	Vote to close Exec Session and not resume in Open Session.

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 12, 2017

EXECUTIVE SESSION

1: Open in regular session at Grange and move to Executive Session

REQUESTOR SECTION

Date of request:

Requested by: Leila S. Frank

Formal Title: Open in regular session at the Grange Hall, and vote to immediately enter into Executive Session to discuss strategy with respect to litigation if an open meeting may have a detrimental effect on the litigating position of the public body and the chair so declares (Lieberman v. ZBA), Pursuant to General Laws chapter 30A, §21(a)(3).

Recommendations/Suggested Motion/Vote: Open in regular session at the **Grange Hall**, and vote to immediately enter into Executive Session to discuss strategy with respect to litigation if an open meeting may have a detrimental effect on the litigating position of the public body and the chair so declares (Lieberman v. ZBA), Pursuant to General Laws chapter 30A, §21(a)(3).

Background Information:

Financial impact expected:

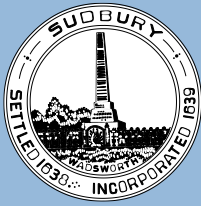
Approximate agenda time requested:

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

09/12/2017 7:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

EXECUTIVE SESSION

2: Close E.S.

REQUESTOR SECTION

Date of request:

Requested by: Leila S. Frank

Formal Title: Vote to close Executive Session at Grange Hall and resume Executive Session at Lower Town Hall after close of open session.

Recommendations/Suggested Motion/Vote: Vote to close Executive Session at Grange Hall and resume Executive Session at Lower Town Hall after close of open session.

Background Information:

Financial impact expected:

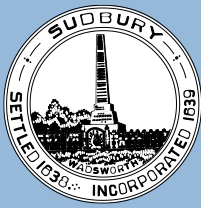
Approximate agenda time requested:

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

09/12/2017 7:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

TIMED ITEM
3: Dog Hearing Update

REQUESTOR SECTION

Date of request:

Requested by: Leila S. Frank

Formal Title: Update on compliance with June 14, 2017 Notice of Decision and Order, which was updated by vote of the Board of Selectmen on August 8, 2017. Police Chief Scott Nix to attend.

Recommendations/Suggested Motion/Vote: Update on compliance with June 14, 2017 Notice of Decision and Order, which was updated by vote of the Board of Selectmen on August 8, 2017. Police Chief Scott Nix to attend.

Background Information:
attached documents

Financial impact expected:N/A

Approximate agenda time requested:

Representative(s) expected to attend meeting: Kathleen Rocca Foley, Resident

Review:

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

09/12/2017 7:00 PM



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

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

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

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

Attachment3.a: Dangerous Dog Supplement for 9-12-17 (2429 : Dog Hearing Update)

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

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
nix@sudbury.ma.us<mailto:nix@sudbury.ma.us>

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

Attachment3.a: Dangerous Dog Supplement for 9-12-17 (2429 : Dog Hearing Update)



Form 12

PLACE ACCOUNT STICKER HERE
Phone number () -
Clinic/Shelter code

ENTER [Barcode] CHECKER HERE

985 113 000 696 514

IMPORT enrollment in the HomeAgain® pet safety and wellness network expedited

PLEASE PRINT IN BLUE OR BLACK INK

PET/PRIMARY CONTACT INFORMATION

Pet Information
Pet name Boomer Burke Dog Cat Other GSD

Primary contact
First name Sueck B Last name Burke
Address 39 Poplar St Apt. _____
City Swanton State MA ZIP 01776
E-mail SBurke37@jmail.com
Phone 1 (508) 333 - 3076 EXT. 2714 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 _____ Apt. _____
City _____ State _____ ZIP _____

Check enclosed for annual membership fee Enrollment paid by clinic Promotion code (if applicable)
Make check payable to HomeAgain® and mail to: HomeAgain® P.O. Box 28153, Miami, FL 33102-8153

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 1/2" - up to 10 characters for name
P - Nickel-Plated House: \$14
Q - Pink House: \$14
S - Gold-Plated House: \$14

Attachment3.a: Dangerous Dog Supplement for 9-12-17 (2429 : Dog Hearing Update)

6/27/2017

Order Information

Order Information

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

Attachment3.a: Dangerous Dog Supplement for 9-12-17 (2429 : Dog Hearing Update)

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

Boardmans Animal Control
147 Parker Street
Maynard, MA 01754

August 3, 2017

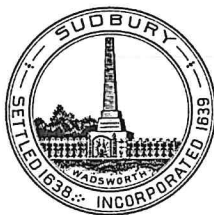
Dear Ms. Condon,

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.

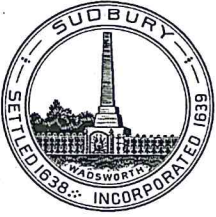
Please be advised that if you are found to have violated the Board's order you may be subject to financial penalties and/or further enforcement action by the Board. In addition, in accordance with G.L. c. 140, Section 157(h), you may be required to surrender the dog to the Town and be prohibited from 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 3.b: Aug 2 Cert Hearing Notice Letter (2429 : Dog Hearing Update)



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.

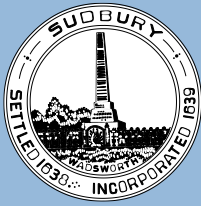
The other 10 conditions remain, and must be complied with. I have attached a copy of that order for your convenience.

Very truly yours,

Melissa Rodrigues, Esq.
 Town Manager

CC: Chief Nix
 Board of Selectmen

Attachment3.c: Aug_10_dog_ltr (2429 : Dog Hearing Update)



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

MISCELLANEOUS (UNTIMED)

4: Excess Parcels

REQUESTOR SECTION

Date of request:

Requested by: Leila S. Frank

Formal Title: The Town Finance Director/Treasurer gives notification to the Board of Selectmen that he determines that the below parcels are no longer needed for any specific purpose: G12-0015. 12 acres. Assessed value is \$6,100. G12-0013. 5 acres. Assessed value is \$2,500.

Recommendations/Suggested Motion/Vote:

Background Information:
attached memo from Dennis Keohane

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting: Dennis Keohane, Finance Director

Review:

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

09/12/2017 7:00 PM

MEMORANDUM

TO: Board of Selectmen

CC: Melissa Murphy-Rodrigues, Town Manager

FROM: Dennis Keohane, Finance Director/Treasurer-Collector

DATE: September 7, 2017

RE: Transfer of Properties to the U.S. Fish and Wildlife Service

Background

The U.S. Fish and Wildlife Service is interested in purchasing the following two parcels:

G12-0013. 5 acres. Assessed value is \$2,500.

G12-0015. 12 acres. Assessed value is \$6,100.

Parcel G12-0013 was taken by the Town for failure to pay taxes pursuant to the procedures for foreclosing on land of low value. Pursuant to G.L. c. 60 § 79, the Treasurer may sell the parcel at public auction, or the Town Meeting could vote to transfer the control of the property to another board for purposes of sale.

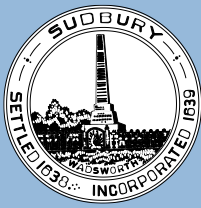
Parcel G12-0015 was taken by the Town from owners unknown for failure to pay taxes. A Judgment foreclosing the right of redemption was recorded in the Registry of Deeds in 2009. Pursuant to G.L. c. 60 § 79, the Treasurer may sell the parcel at public auction, or the Town Meeting could vote to transfer the control of the property to another board for purposes of sale.

For your consideration

Pursuant to G.L. c. 40, §15A:

Whenever a board or officer having charge of land... constituting the whole or any part of an estate held by a... town within its limits for a specific purpose shall determine that such land is no longer needed for such purpose, whether such land was acquired before or after the effective date of this section and whether acquired by eminent domain, purchase, gift, devise or otherwise, such board or officer shall forthwith give notice of such determination to the... board of selectmen of the town. At any time after the receipt of such notice, the... town by a two thirds vote at a regular or special town meeting, may transfer the care, custody, management and control of such land to the same or another board or officer of the... town for another specific municipal purpose.

It is my opinion that the parcels listed above are no longer needed for any specific purpose. Town Meeting can vote to transfer the parcels to the Board of Selectmen for conveyance.



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

MISCELLANEOUS (UNTIMED)

5: Appropriate \$325,000 for Ladder Truck Purchase

REQUESTOR SECTION

Date of request: August 23, 2017

Requestor: Fire Chief Bill Miles

Formal Title: Vote to appropriate \$325,000 from National Development mitigation funds for the purchase of new Ladder Truck and vote to allow the Town Manager to sign the contract for the new Fire Department Apparatus. Also vote to appropriate funds (approximately \$25K) to add water and natural gas lines to the lot at Fire Station 2.

Recommendations/Suggested Motion/Vote: Vote to appropriate \$325,000 from National Development mitigation funds for the purchase of new Ladder Truck and vote to allow the Town Manager to sign the contract for the new Fire Department Apparatus. Also vote to appropriate funds (approximately \$25K) to add water and natural gas lines to the lot at Fire Station 2.

Background Information:
Please see attached

Financial impact expected:\$325,000 to be appropriated from National Development mitigation funds

Approximate agenda time requested: 10 minutes

Representative(s) expected to attend meeting:

Review:

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

09/12/2017 7:00 PM

DEVELOPMENT AGREEMENT

This Development Agreement (this "Agreement") is entered into as of this 7th day of June 2016, by and between the Town of Sudbury (the "Town"), acting by and through its Board of Selectmen, and BPR Sudbury Development LLC, a Delaware limited liability company, acting only in its capacity as owner of the Site (as hereinafter defined) (the "Developer," and together with the Town, the "Parties").

This Agreement is entered into by the Parties in an effort to establish a framework to facilitate the redevelopment of an approximately 25 acre site (the "Site") located along Boston Post Road/Route 20, that is part of a larger approximately 50 acre site (the "Former Raytheon Property") formerly owned by the Raytheon Company ("Raytheon"). The Site is more particularly described and depicted on a certain plan of land entitled "Master Development Plan" (the "Master Plan") attached hereto and incorporated herein as Exhibit A.

Raytheon, formerly the Town's largest taxpayer, operated an office/research and development complex at the Former Raytheon Property for more than fifty years, providing numerous fiscal, employment, and other benefits to the Town. In December 2015, as part of its planned phased withdrawal from the Former Raytheon Property, Raytheon sold the Former Raytheon Property to the Developer. Raytheon's withdrawal from the Former Raytheon Property represents a significant loss to the Town but also presents opportunities. The Parties recognize that a coordinated, comprehensive, and expeditious approach to redevelopment of the Former Raytheon Property is mutually beneficial and desirable in that it represents a unique opportunity to fulfill several Town needs and goals. It is anticipated that the substantial private investment to be made in a mixed-use redevelopment of the Site would, among other things, restore a significant and reliable source of municipal tax revenue to the Town; serve as a model and catalyst for the future economic development of the Route 20 corridor, an important Town planning objective; and generate new jobs and revenues while providing desirable amenities to the community.

In response to the Town's interest in realizing a mixed-use redevelopment of the Former Raytheon Property, the Developer has proposed to construct a multi-phase development at the Site generally consisting of approximately sixty units of age-restricted, active-adult housing (the "Age-Restricted Housing Component"); up to fifty-four beds within an assisted living/memory care facility; approximately 80,000 square feet of retail, restaurant, and convenience uses (the "Retail Component"), which Retail Component includes an approximately 45,000 square foot grocery store; and accessory parking and related site improvements (collectively, the "Project"). The Project accomplishes several key redevelopment goals of the Board of Selectmen and the Planning Board as articulated in a letter to Raytheon dated February 25, 2015. The Site is currently zoned Limited Industrial District ("LID"), with a small portion zoned as residential. Under current zoning by-laws, the proposed Project would not be allowed. In particular, nursing or convalescent home and assisted care facility, personal service establishment, restaurant, ATMs, kiosks, and residential care facility are among the uses not presently allowed in the LID.

The Project will be complemented by the construction of a multifamily affordable housing residential project on an adjoining approximately 17 acre portion of the Former Raytheon Property, consisting of a two-hundred-and-fifty unit rental housing community to be developed

by Sudbury Avalon, Inc., for which an application for a comprehensive permit has been filed under M.G.L. Chapter 40B (“Avalon Sudbury”). The comprehensive permit application is currently under review by the Sudbury Zoning Board of Appeals (“ZBA”), which, at the close of the public hearing, is expected to issue a comprehensive permit for Avalon Sudbury. While Avalon Sudbury is not subject to the Master Plan and is therefore not a part of the “Project” under this Agreement, Avalon Sudbury’s relevant impacts have been considered in the assessment of the Project, its impact on the Site and surroundings (e.g., traffic, stormwater management and fiscal impacts), and with respect to the community benefits agreed upon by the Developer under Section 4.2 of this Agreement.

In order to facilitate the Project, the Parties wish to cooperate to present certain warrant articles to a town meeting in furtherance of the Project, including, without limitation, (i) the adoption of a new zoning by-law to govern the Site, entitled, “Section 4700. Mixed Use Overlay District” (“MUOD”); (ii) the approval of the Master Plan; and (iii) the authorization of the Board of Selectmen to accept the conveyance of certain land and easements to the Town, and, if necessary, to convey easements to the Developer (collectively, the “Town Meeting Articles”). The Board of Selectmen and the Planning Board are willing to cooperate with the Developer in support of the Town Meeting Articles, the Project and Avalon Sudbury subject to the terms and restrictions set forth in this Agreement and the completion of the Developer’s obligations, and the Developer is willing to impose such restrictions and undertake and complete such obligations, as set forth in this Agreement.

The Parties wish to enter into this Agreement to memorialize their mutual understandings, commitments, and agreements regarding the Project.

1. GENERAL

- 1.1 The Developer shall comply with applicable rules, regulations and by-laws of the Town, the Commonwealth of Massachusetts, and federal agencies as they apply to the construction, maintenance and operation of the Project, including, without limitation, compliance with the Wetlands Protection Act, the Massachusetts Environmental Policy Act (MEPA), and the State Building Code.
- 1.2 The applicable terms of this Agreement shall be incorporated by reference in the Conformance Recommendation issued by the Planning Board for the Project as authorized by the adoption of the MUOD by Town Meeting, and shall be binding upon the Developer and any successor in interest to the Project (or component thereof), as provided in Section 5.3 of this Agreement. Any non-monetary violation hereof may be treated as a violation enforceable by the Building Inspector following notice and opportunity to cure.

2. TRAFFIC MITIGATION

- 2.1 The Developer agrees to complete, at its sole cost and expense, the traffic and pedestrian improvements specified in the Conformance Recommendation. The total cost for the design and construction of these improvements is estimated to be approximately \$2,000,000. The design of these improvements has been reviewed by an independent traffic engineer hired by the Town to ensure the adequacy of these improvements to

provide for safe travel by residents, employees and visitors of the Project and Avalon Sudbury while also enhancing safe traffic movement to adjoining properties and along the Route 20 corridor. In addition, the Developer agrees to implement the Traffic Demand Management program specified in the Conformance Recommendation.

3. CONFORMANCE RECOMMENDATION

- 3.1 Pursuant to Section 4742 of the MUOD, the Master Development Plan for the MUOD Project must receive a Conformance Recommendation from the Planning Board in order to be approved by Town Meeting, which may include conditions, limitations, and safeguards. Developer agrees to comply with the Planning Board's Conformance Recommendation in connection with the MUOD Project, including all conditions, limitations and safeguards set forth therein, and said Conformance Recommendation is incorporated herein by reference as if it were set forth herein.

4. COMMUNITY BENEFITS

Upon completion and full occupancy, the Project is anticipated to generate estimated gross tax revenues in excess of \$1,700,000 annually with anticipated net revenues in the range of \$571,500 (per Town's fiscal peer review) to \$694,400 (per Developer's financial analysis) annually, after covering projected municipal service costs associated directly and indirectly with the Project and Avalon Sudbury, including fire, police, schools, public works, inspectional services, health department, ambulance, and other costs. To contribute further to the Town's fiscal well-being above and beyond the projected significant annual tax revenue generated from the Project, Developer agrees to take the following measures:

- 4.1. Within ninety days of issuance of the first certificate of occupancy for the Retail Component of the Project (unless such period is extended for good cause with the agreement of the parties), Developer shall convey to Town for consideration of \$1.00 a parcel of land shown as "Lot 6" on the plan attached hereto as **Exhibit B** (land area of approximately 8,000 square feet of commercial property along with accompanying easements is estimated by Developer to be worth approximately \$200,000) for general municipal purposes, to accommodate the construction of a potential future fire station in place of the existing fire station on the adjacent Town land ("Future Fire Station"). To facilitate this land conveyance for the Future Fire Station, the Town agrees to cooperate, to the extent permissible by law, in obtaining any necessary modification to the permits and approvals obtained in order to construct and operate the Project. The Developer and the Town further agree to cooperate in granting one another all necessary right-of-way easements over the ways and parking lots shown on said plan for access/egress and utilities to and from a Future Fire Station and the Project. Developer also agrees, subject to (i) the approval by MassDEP of an expansion of the existing on-site wastewater treatment plant on the Former Raytheon Property ("WWTP") and (ii) all applicable regulations, to allow a Future Fire Station to discharge its waste water into the WWTP, and to provide connections and easements for such wastewater discharge at no cost to the Town (the value of such sewer rights estimated at approximately \$25,000). Developer also agrees to allow a Future Fire Station to discharge its storm water into the Developer's storm water system, and to provide connections and easements for such storm water discharge at no cost to the Town

(the value of stormwater rights and easements estimated at \$25,000). Developer also agrees to perform periodic landscape maintenance surrounding a Future Fire Station in conjunction with their maintenance of the Project (the value of this landscape maintenance is estimated at approximately \$10,000 annually).

- 4.2 Developer agrees to make the following additional one-time fiscal contributions to the Town to advance the interests of the Town and to enhance Town resources; the payments set forth below shall be tendered by the Developer to the Town in accordance with the payment schedule set forth at **Exhibit C** attached hereto:
- a. Developer agrees to make a contribution of \$500,000 to the Town for the maintenance, construction, and reconstruction of fields for recreational use, said funds to be expended either for existing fields or toward the construction of new fields in its sole discretion.
 - b. Developer agrees to make a contribution of \$850,000 to the Town for public safety purposes, to be used by the Town in its sole discretion.
 - c. Developer agrees to make a contribution of \$100,000 to the Town for the Senior Center to provide for senior citizen transportation needs, to be used by the Town in its sole discretion.
 - d. Developer agrees to make a contribution of \$850,000 to the Town to provide for improved technology for the Town's schools and/or other municipal buildings, to be used by the Town in its sole discretion.
 - e. Developer agrees to make a contribution of \$80,000 towards the design of the Future Fire Station, to be used by the Town in its sole discretion.
 - f. Developer agrees to make a contribution of \$15,000 towards the implementation of a section of sidewalk along Boston Post Road from 501 Boston Post Road (CVS) to Nobscot Road, to be used by the Town in its sole discretion.
 - g. Developer agrees to make a contribution of \$100,000 to fund any fiscal mitigation requirements or off-site mitigation obligations that may imposed as lawful conditions of a comprehensive permit issued by the ZBA for Avalon Sudbury. To the extent the comprehensive permit does not require any or all funds from this contribution be used to satisfy fiscal requirements, such unallocated funds may be used for other municipal purposes as determined by the Board of Selectmen. To the extent the comprehensive permit imposes conditions on Avalon Sudbury that require fiscal mitigation payments or off-site mitigation obligations that exceed this contribution, such conditions shall be fully satisfied by the reallocation of funds from the other contributions set forth in this Section, as may be determined by the Selectmen, such that the total fiscal contributions due under this Agreement and as mitigation payments, if any, required under the comprehensive permit shall not exceed \$2,495,000, the aggregate amount of the contributions agreed to in this section.

5. MISCELLANEOUS

5.1 Reimbursement of Town Review Fees

Prior to issuance of the first Certificate of Occupancy for the Project, the Developer agrees to reimburse the Town for its reasonable legal fees in connection with any review or advice related to the Town Meeting Articles, this Agreement, and the construction and permitting of the Project; and the costs of the special town meeting of June 13, 2016, at which the Town Meeting Articles will be considered. Upon approval of Town Meeting of the Town Meeting Articles, the Developer also agrees to make a payment of \$20,000 to pay for outside consultants contracted by the Town to review site plans and stormwater management plans submitted for Conformance Review on the age-restricted housing, assisted/memory care and village retail components of the Master Plan. These funds shall be held in escrow by the Planning Board for this purpose, and any funds remaining after completion of the plan reviews shall be returned to the Developer

5.2 Forbearance from Suit

The Parties shall forego any actions at law or equity attempting to contest the validity or prevent the enforceability of any provision(s) of this Agreement, and the Developer shall procure written acknowledgment that such forbearance shall bind any successor or assign. Such forbearance shall not preclude any Party from bringing any action for breach of contract on the part of the other Party or acts of intentional misconduct with respect to matters contemplated herein.

5.3 Successors and Assigns

The Parties agree that the Developer may subdivide the Site (including through the creation of one or more condominiums or long term ground leases) and may transfer all or any subdivided portion of the Site to another entity (each a “New Entity”), subject to the Developer’s and any New Entity’s acknowledgement that:

- (a) This Agreement shall run with title to each subdivided portion of the Site and shall be binding upon the Developer insofar as it is the owner of the Site, and each of its successors or assigns as to the obligations which arise under this Agreement during their respective periods of ownership of the Site and/or their respective subdivided portion(s) thereof, provided that each predecessor-in-title shall be forever released from this Agreement upon procuring a written acknowledgment from its immediate successor, addressed to the Town, acknowledging and agreeing that such successor-in-title is bound by the terms of this Agreement and that this Agreement shall be enforceable against such successor by the Board of Selectmen with respect to such successor’s subdivided portion(s) of the Site; and
- (b) The obligations created hereunder shall not be treated as assumed by any New Entity until such notice is delivered to the Town.

5.4 Notices

Notices, when required hereunder, shall be deemed sufficient if sent registered mail to the Parties at the following addresses:

Town: Town of Sudbury
278 Old Sudbury Road
Sudbury, MA 01776
Attn: Town Manager

Developer: BPR Development LLC
c/o National Development
2319 Washington Street
Newton Lower Falls, MA 02462

with a copy to:

Goulston & Storrs PC
400 Atlantic Avenue
Boston, MA 02110-3333
Attn: Peter L. Tamm, Esq.

5.5 Force Majeure

The Developer shall not be considered to be in breach of this Agreement for so long as the Developer is unable to complete any work or take any action required hereunder due to a *force majeure* event or other events beyond the reasonable control of the Developer.

5.6 Default; Opportunity to Cure

Failure by either Party to perform any term or provision of this Agreement shall not constitute a default under this Agreement unless and until the defaulting Party fails to commence to cure, correct or remedy such failure within fifteen days of receipt of written notice of such failure from the other Party and thereafter fails to complete such cure, correction, or remedy within sixty days of the receipt of such written notice, or, with respect to defaults that cannot reasonably be cured, corrected or remedied within such sixty-day period, within such additional period of time as is reasonably required to remedy such default, provided the defaulting Party exercises due diligence in the remedying of such default. Notwithstanding the foregoing, the Developer shall cure any monetary default hereunder within thirty days following the receipt of written notice of such default from the Town. No default hereunder by the owner (whether the Developer or a New Entity) of any subdivided portion of the Site shall be deemed to be a default by any other owner (whether the Developer or a New Entity) of any other subdivided portion of the Site.

5.7 Limitations on Liability

The obligations of the Developer or any New Entity do not constitute personal obligations of their members, trustees, partners, directors, officers or shareholders, or any direct or indirect constituent entity or any of their affiliates or agents. The Town shall not seek recourse against

any of the foregoing or any of their personal assets for satisfaction of any liability with respect to this Agreement or otherwise. The liability of the Developer or a New Entity is in all cases limited to their interest in the Site or subdivided portion thereof at the time such liability is incurred and shall not extend to any other portion of the Site for which another party has assumed responsibility pursuant to Section 5.3 hereof. In the event that all or any portion of the Site is subjected to a condominium regime or a long term ground lease, the condominium association or the ground lessee, as applicable, shall be deemed to be the owner/New Entity of the affected portion of the Site.

5.8 Estoppels

Each Party agrees, from time to time, upon not less than twenty-one days' prior written request from the other, to execute, acknowledge and deliver a statement in writing certifying (i) that this Agreement is unmodified and in full force and effect (or if there have been modifications, setting them forth in reasonable detail); (ii) that the party delivering such statement has no defenses, offsets or counterclaims against its obligations to perform its covenants hereunder (or if there are any of the foregoing, setting them forth in reasonable detail); (iii) that there are no uncured defaults of either party under this Agreement (or, if there are any defaults, setting them forth in reasonable detail); and (iv) any other information reasonably requested by the party seeking such statement. If the Party delivering an estoppel certificate is unable to verify compliance by the other Party with certain provisions hereof despite the use of due diligence, it shall so state with specificity in the estoppel certificate, and deliver an updated estoppels certificate as to such provisions as soon thereafter as practicable. Any such statement delivered pursuant to this Section 5.8 shall be in a form reasonably acceptable to, and may be relied upon by any, actual or prospective purchaser, tenant, mortgagee or other party having an interest in the Project. The Town Manager is hereby authorized to execute and deliver any such estoppel certificate on behalf of the Board of Selectmen.

5.9 Governing Law

This Agreement shall be governed by the laws of the Commonwealth of Massachusetts. If any term, covenant, condition or provision of this Agreement or the application thereof to any person or circumstance shall be declared invalid or unenforceable by the final ruling of a court of competent jurisdiction having final review, then the remaining terms, covenants, conditions and provisions of this Agreement and their application to other persons or circumstances shall not be affected thereby and shall continue to be enforced and recognized as valid agreements of the Parties, and in the place of such invalid or unenforceable provision, there shall be substituted a like, but valid and enforceable provision which comports to the findings of the aforesaid court and most nearly accomplishes the original intention of the Parties. The Parties hereby consent to jurisdiction of the courts of the Commonwealth of Massachusetts sitting in the County of Middlesex.

5.10 Entire Agreement; Amendments

This Agreement sets forth the entire agreement of the Parties with respect to the subject matter hereof, and supersedes any prior agreements, discussions or understandings of the Parties and their respective agents and representatives. This Agreement may not be amended, altered or

modified except by an instrument in writing and signed by the Parties hereto. Amendments to the terms of this Agreement may be agreed to on behalf of the Town by its Board of Selectmen.

5.11 Interpretation

Capitalized terms used but not defined herein shall have the meanings assigned to them under the Town of Sudbury Zoning By-Law (Article IX).

5.12 Cooperation

The Parties agree to work cooperatively, on a going-forward basis, to execute and deliver documents, and take such other actions, whether or not explicitly set forth herein, that may be necessary in connection with the development of the Project or the implementation of the goals and objectives of this Agreement.

In connection with Avalon Sudbury, upon issuance of a comprehensive permit by the ZBA, and if requested by the Developer, the Town, acting through its Board of Selectmen, agrees to reasonably cooperate in the conversion of Avalon Sudbury to a so-called Local Initiative Program (“LIP”) project by signing a LIP application with Massachusetts Department of Housing and Community Development (“DHCD”) consistent with Avalon Sudbury as approved in the comprehensive permit within thirty days of receipt from the Developer of a complete LIP application. The conversion to a LIP shall be subject to the approval of the ZBA of the conversion to a LIP as an insubstantial change or the conversion is deemed an insubstantial change pursuant to 760 CMR 56.05(11). The Town shall not require any further mitigation or payments of any kind from the Developer in connection therewith. The Town further covenants and agrees to cooperate with the Developer as it takes whatever further steps as may be reasonably necessary to cause the LIP application to be finally approved by DHCD for Avalon Sudbury as approved in the comprehensive permit.

5.13 Compliance

The Developer acknowledges and agrees that the Town, operating through its officers and employees and upon notice to the Developer, shall have the right to enter the Site as reasonably necessary to inspect to confirm compliance with the terms of this Agreement.

5.14 Counterparts; Signatures

This Agreement may be executed in several counterparts and by each Party on a separate counterpart, each of which when so executed and delivered shall be an original, and all of which together shall constitute one instrument. It is agreed that electronic signatures shall constitute originals for all purposes.

5.15 Record Notice

A notice of this Agreement in a form reasonably acceptable to the Developer may be recorded with the Middlesex (South) Registry of Deeds.

5.16 No Third-Party Beneficiaries

Notwithstanding anything to the contrary in this Agreement, the Parties do not intend for any third party to be benefitted hereby.

5.17 Effectiveness; Term

In accordance with Section 4765 of the MUOD, nothing in this Agreement shall be construed to require the Developer to construct or complete all or any portion of the MUOD Project. If, but only if, the Developer decides to undertake the MUOD Project, this Agreement shall not become effective until the applicable Town Meeting Articles are approved or deemed approved, substantially in the form submitted for Town Meeting vote, by the Attorney General's Office of the Commonwealth of Massachusetts in accordance with M.G.L. c. 40, §§ 32, 32A and M.G.L. c. 40A, § 5, the date on which this Agreement becomes effective being referred to as the "Effective Date". The terms of this Agreement may be incorporated into any permit or approval, including the Conformance Recommendation, issued by the Planning Board for the MUOD. The development of the Site is limited to the Project as proposed; any modification or extension of the Project, other than de minimus changes, shall require an amendment to this Agreement.

EXECUTED under seal as of the date and year first above written,

TOWN OF SUDBURY BOARD OF SELECTMEN

By: Susan M. Aultrano

Name:

Its:

Hereunto Duly Authorized

BPR SUDBURY DEVELOPMENT LLC,
a Delaware limited liability company

By: [Signature]

Name: John J. O'Neil, III

Its:

Hereunto Duly Authorized

LIST OF EXHIBITS

Exhibit A – Master Plan

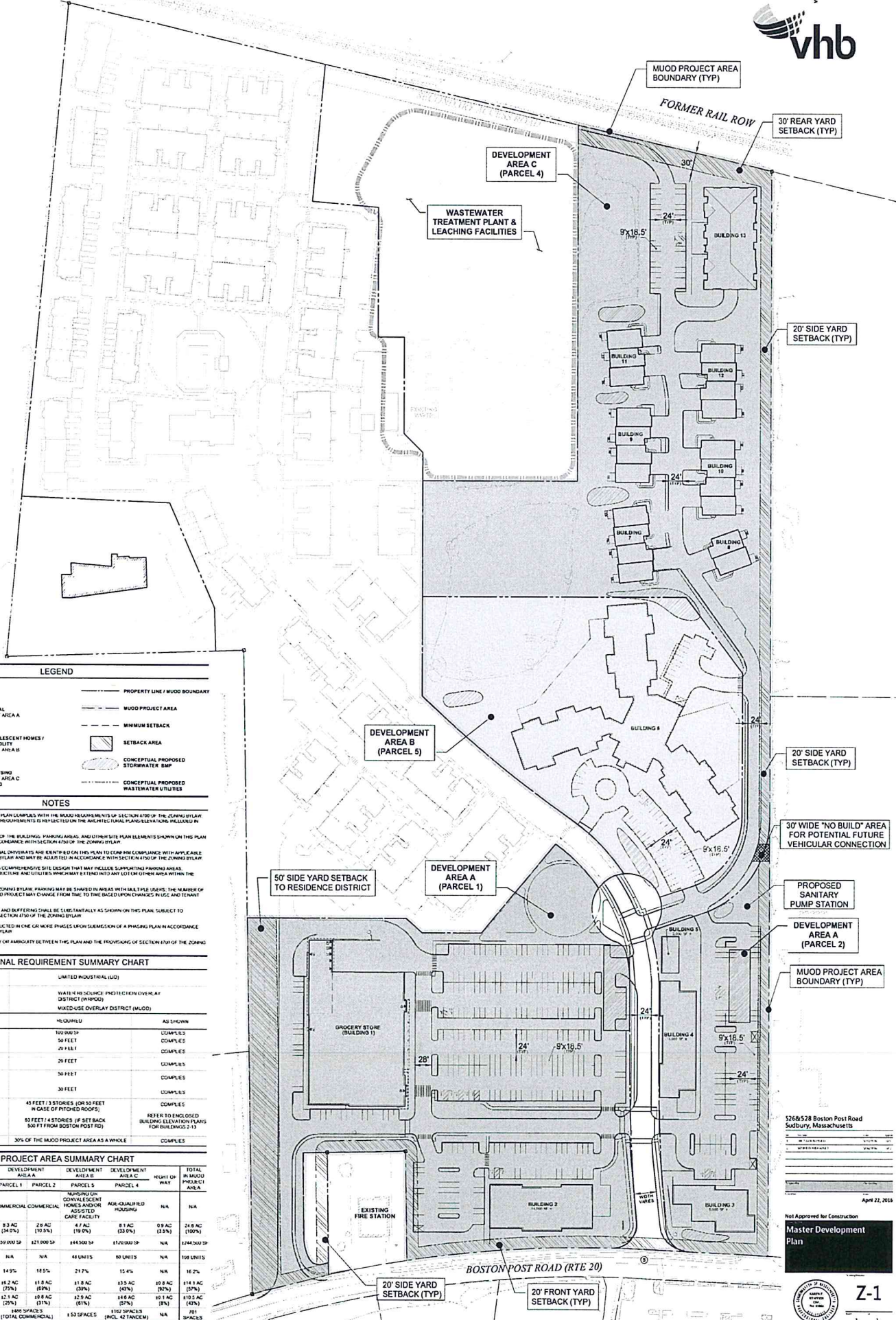
Exhibit B – Land/Easement Conveyance Plan for Future Fire Station

Exhibit C – Schedule of Payments

Attachment 5.a: Natl Development-Agreement-Executed (2435 : Appropriate \$325,000 for Ladder Truck Purchase)

EXHIBIT A
Master Plan

Attachment5.a: Natl Development-Agreement-Executed (2435 : Appropriate \$325,000 for Ladder Truck Purchase)



LEGEND

	RETAIL / COMMERCIAL DEVELOPMENT AREA A BUILDINGS 1-4		PROPERTY LINE / MUOD BOUNDARY
	MUNICIPAL OR CONVENTIONAL HOMES / ASSISTED CARE FACILITY DEVELOPMENT AREA A & B BUILDINGS 5-8		MUOD PROJECT AREA
	AGE-QUALIFIED HOUSING DEVELOPMENT AREA C BUILDINGS 7-13		MINIMUM SETBACK
			SETBACK AREA
			CONCEPTUAL PROPOSED STORMWATER BMP
			CONCEPTUAL PROPOSED WASTEWATER UTILITIES

- NOTES**
- (1) THE MUOD PROJECT LAYOUT AND THIS PLAN COMPLY WITH THE MUOD REQUIREMENTS OF SECTION 4700 OF THE ZONING BYLAW. COMPLIANCE WITH MAXIMUM HEIGHT REQUIREMENTS IS SET FORTH ON THE ARCHITECTURAL PLANS-SEVERAL FUTURE REGULATORY COMMENTS ARE IDENTIFIED ON THIS PLAN TO COMPLY WITH APPLICABLE ZONING STANDARDS OF THE ZONING BYLAW AND MAY BE ADJUSTED IN ACCORDANCE WITH SECTION 4700 OF THE ZONING BYLAW.
 - (2) THE LOCATION AND CONFORMATION OF THE BUILDINGS, PARKING AREAS, AND OTHER SITE PLAN ELEMENTS SHOWN ON THIS PLAN ARE SUBJECT TO ADJUSTMENT IN ACCORDANCE WITH SECTION 4700 OF THE ZONING BYLAW.
 - (3) DIMENSIONS OF PARKING AND INTERNAL DRIVEWAYS ARE IDENTIFIED ON THIS PLAN TO COMPLY WITH APPLICABLE ZONING STANDARDS OF THE ZONING BYLAW AND MAY BE ADJUSTED IN ACCORDANCE WITH SECTION 4700 OF THE ZONING BYLAW.
 - (4) THE MUOD PROJECT PROVIDES FOR A CONCEPTUAL SITE DESIGN THAT MAY INCLUDE SUPPORTING PARKING AREAS, ACCESSWAYS, DRIVEWAYS, AND STRUCTURE AND UTILITIES WHICH MAY EXTEND INTO ANY LOT OR OTHER AREA WITHIN THE MUOD.
 - (5) PURSUANT TO SECTION 4700 OF THE ZONING BYLAW, PARKING MAY BE SHARED IN AREAS WITH MULTIPLE USES. THE NUMBER OF SPACES CONTAINED WITHIN THE MUOD PROJECT MAY CHANGE FROM TIME TO TIME BASED UPON CHANGES IN USE AND TENANT REQUIREMENTS.
 - (6) PARKING LOT LANDSCAPING, LAYOUT, AND BUFFERING SHALL BE SUBSTANTIALLY AS SHOWN ON THIS PLAN, SUBJECT TO ADJUSTMENT IN ACCORDANCE WITH SECTION 4700 OF THE ZONING BYLAW.
 - (7) THE MUOD PROJECT MAY BE CONSTRUCTED IN ONE OR MORE PHASES UPON SUBMISSION OF A PHASING PLAN IN ACCORDANCE WITH SECTION 4700 OF THE ZONING BYLAW.
 - (8) IN THE EVENT OF ANY INCONSISTENCY OR AMBIGUITY BETWEEN THIS PLAN AND THE PROVISIONS OF SECTION 4700 OF THE ZONING BYLAW, THIS PLAN SHALL GOVERN.

DIMENSIONAL REQUIREMENT SUMMARY CHART

ZONING DISTRICT	LIMITED INDUSTRIAL (LID)
OVERLAY DISTRICT(S)	WATER RESOURCE PROTECTION OVERLAY DISTRICT (WPROD) WATER-USE OVERLAY DISTRICT (MUOD)
MUOD REQUIREMENTS	AS SHOWN
MUOD PROJECT AREA	COMPLES
FRONTAGE	COMPLES
MINIMUM FRONT YARD SETBACK	COMPLES
MINIMUM SIDE YARD SETBACK	COMPLES
MINIMUM REAR YARD SETBACK TO RESIDENCE DISTRICT	COMPLES
MINIMUM REAR YARD SETBACK	COMPLES
MAXIMUM BUILDING HEIGHT	45 FEET / 3 STORIES (OR 50 FEET IN CASE OF PITCHED ROOF) COMPLES
MAXIMUM BUILDING COVERAGE	30% OF THE MUOD PROJECT AREA AS A WHOLE COMPLES

MUOD PROJECT AREA SUMMARY CHART

DEVELOPMENT AREA	MUNICIPAL OR CONVENTIONAL HOMES / ASSISTED CARE FACILITY			TOTAL MUOD PROJECT AREA
	PARCEL 1	PARCEL 2	PARCEL 5	
LAND USE	COMMERCIAL	COMMERCIAL	AGE-QUALIFIED HOUSING	N/A
LAND AREA** (TOTAL ACRES / % OF TOTAL)	8.3 AC (24.7%)	2.8 AC (8.7%)	4.7 AC (14.7%)	24.8 AC (100%)
TOTAL BUILDING SQUARE FOOTAGE	139,000 SF	121,000 SF	144,500 SF	404,500 SF
UNIT COUNT FOR RESIDENTIAL	N/A	N/A	48 UNITS	48 UNITS
BUILDING COVERAGE (AS % OF DEVELOPMENT PARCEL)	14.9%	18.5%	21.7%	16.2%
IMPERVIOUS SURFACE AREA** (AS % OF DEVELOPMENT PARCEL)	18.2 AC (25%)	11.8 AC (42%)	11.8 AC (25%)	41.8 AC (170%)
IMPERVIOUS SURFACE AREA (AS % OF DEVELOPMENT PARCEL)	25%	31%	31%	43%
NUMBER PARKING SPACES	148 SPACES (TOTAL COMMERCIAL)	153 SPACES (TOTAL COMMERCIAL)	153 SPACES (TOTAL COMMERCIAL)	454 SPACES

5268528 Boston Post Road
Sudbury, Massachusetts

April 22, 2015

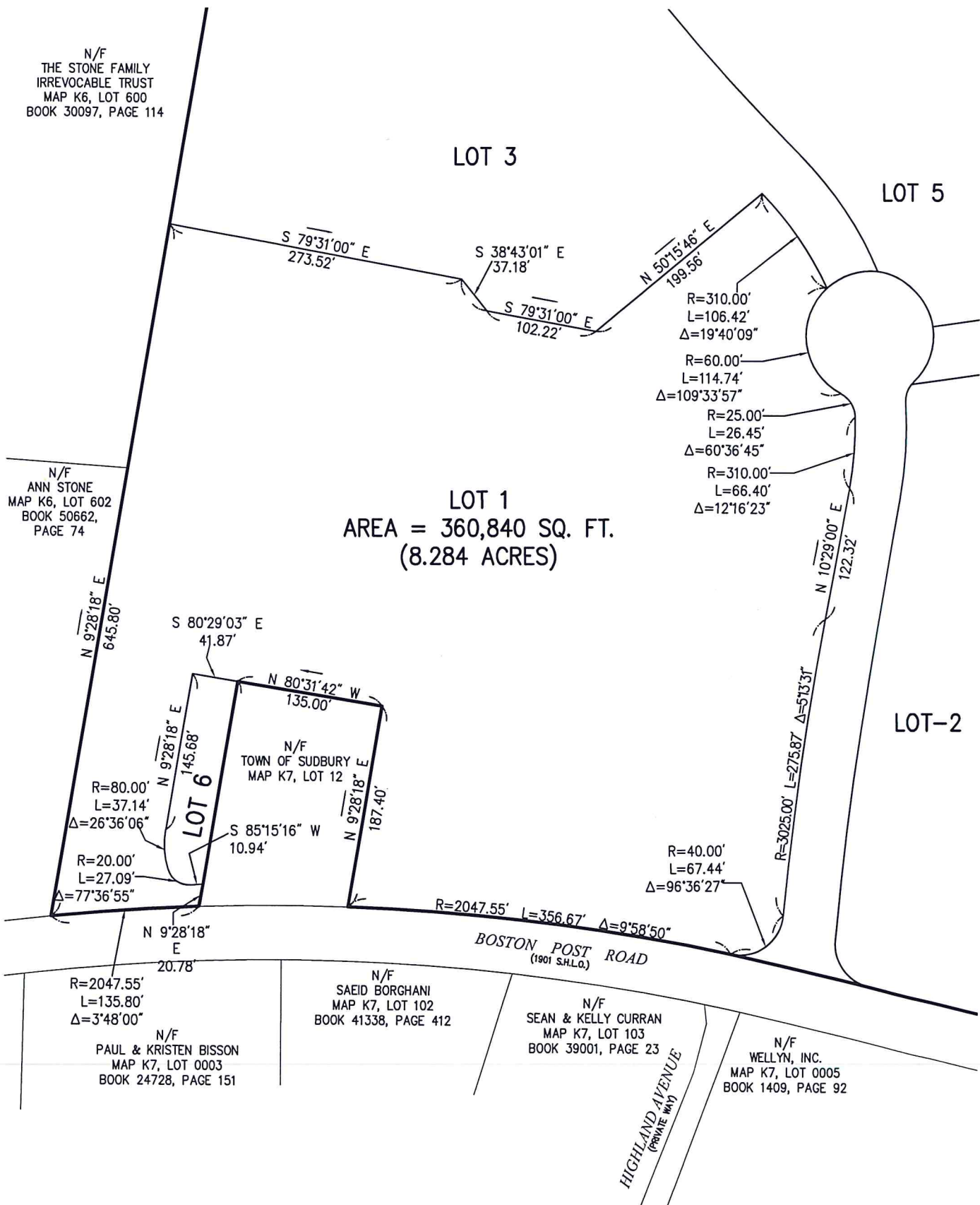
Not Approved for Construction
Master Development Plan



Attachment 5.a: Natl Development Agreement-Executed (2435 : Appropriate \$325,000 for Ladder Truck Purchase)

EXHIBIT B
Land/Easement Conveyance Plan for Future Fire Station

Attachment 5.a: Natl Development-Agreement-Executed (2435 : Appropriate \$325,000 for Ladder Truck Purchase)



Attachment 5.a: Natl Development-Agreement-Executed (2435 : Appropriate \$325,000 for Ladder Truck Purchase)



Boston Post Road
Sudbury, MA

Lot-1 Exhibit

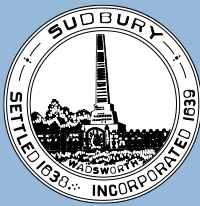
5/23/2016

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 12, 2017

MISCELLANEOUS (UNTIMED)

6: Approval of mitigation funds for Communication Enhancements

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Vote to approve \$396,635 from National Development mitigation funds for the purchase of communication enhancements, and vote to allow the Town Manager to sign the contract for new radio equipment.

Recommendations/Suggested Motion/Vote: Vote to approve \$396,635 from National Development mitigation funds for the purchase of communication enhancements, and vote to allow the Town Manager to sign the contract for new radio equipment.

Background Information:
documents provided by Scott Nix

Financial impact expected:

Approximate agenda time requested: 10 minutes

Representative(s) expected to attend meeting: Police Chief Scott Nix

Review:

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

09/12/2017 7:00 PM



Sudbury Police Department

Office of the Chief of Police

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

Scott Nix
Chief of Police

September 4, 2017

To: Melissa Rodrigues, Town Manager
From: Scott Nix, Chief of Police
RE: Communications Improvements

Melissa,

Communication amongst public safety personnel is vital to performing proficiently and safely. Currently police, fire and DPW function on three different radio frequency bands. This is true of contiguous jurisdictions as well. This was illustrated back on July 20th when several Sudbury Officers responded to assist the Framingham Police Department during an active shooter event. Officers were unable to monitor critical transmissions from Framingham officers nor communicate with them via portable radio. Although the incident was brought to a successful, safe resolution the inability to effectively communicate was a serious deficiency.

Such active shooters incidents we hope are few and far in between. Yet there are many circumstances that occur more frequently such as storm related incidents, missing persons, motor vehicle accidents, etc. With hurricane season upon us as well as the winter approaching the propensity for having a weather driven event is more likely.

Ability to communicate with school personnel in Sudbury is yet another essential function we do not have. Schools maintain their own radio systems effective within their respective facilities but they are on a different frequency than ours.

In an effort to improve communications efficiency and effectiveness I respectfully request the opportunity to present to the Board of Selectmen an initiative to do just that. This includes upgrading our communications equipment in the Public Safety Dispatch Center as well as the purchase of tri-band portable radios.

The proposed Motorola MCC 755 IP Dispatch Console as well as the Motorola APX 8000 All Band Portable Radios will provide a tremendous leap in providing us with the ability to expand communication capabilities. Attached is a quote base as state bid pricing for the aforementioned equipment. If you felt appropriate, I look forward to explaining further. Thank you for your consideration.

Respectfully,

Scott Nix
Chief of Police



APX™ 8000 ALL-BAND P25 PORTABLE RADIO

UNLIMITED MOBILITY. UNCOMPROMISING PERFORMANCE.

Take command with a 4-in-1 radio that offers limitless interoperability, the clearest, loudest audio and seamless Wi-Fi® connectivity. The compact, rugged and secure APX 8000 redefines mission critical communications.

ALL BANDS, NO BOUNDARIES

With four RF bands and multi-mode system access, the APX 8000 knows no limits when it comes to interoperability. Communicate across borders using a single device. Use analog MDC 1200 or digital P25 mode, conventional or trunked operation, SmartNet or SmartZone legacy systems, clear or secure - all across 7/800MHz, VHF and UHF Range 1 & 2 bands.

HEAR AND BE HEARD MORE CLEARLY

Whether it's loud or windy, whether you whisper or yell, the APX 8000 adaptive audio engine and ultra-loud speaker brings clarity into every conversation. The radio dynamically changes the level of noise suppression, microphone gain, windporting and speaker equalization on the fly to consistently produce the loudest, clearest audio in any environment.

VOICE AND DATA, ALL AT ONCE

With Wi-Fi® access, the APX 8000 can quickly receive new codeplugs, firmware and software features in order to redeploy the radio fleet with ease as users keep talking without interruption. Mission Critical Wireless Bluetooth® connects quickly and securely with remote speaker microphones, surveillance kits and the LEX L10 Mission Critical LTE Handheld for radio remote control.

FIT FOR THE MISSION

Intuitively designed with a familiar look and feel, the compact APX 8000 is always comfortable to use, from your holster to your grip. It contains 4 radio bands packaged into the award-winning design of the APX 6000. The all-band antenna is flexible so it doesn't get in the way.

RUGGED, ROBUST & RELIABLE

With a water-tight seal, drop-resistant dual battery latch, pressure-tested tempered glass display and a shock-absorbing aluminum alloy endoskeleton, the APX 8000 is ready for unpredictable environments. It can survive 2 meter water submersion for 2 hours (IP68) and Motorola's renowned Accelerated Life Test.

DESIGNED TO SECURE & PROTECT

The APX 8000's voice and data is secured by multiple hardware encryption algorithms (AES, DES, ADP), up to 128 keys and the ability to re-key over the air so that sensitive information stays protected from scanners and eavesdroppers. P25 Radio Authentication ensures only valid users can access the system while two-factor authentication allows users to securely log in to databases.



PRODUCT DATA SHEET
 APX™ 8000

RF BANDS:

700/800 MHz, VHF, UHF Range 1 & 2

OPERATION MODES:

9600 Baud Digital APCO P25 Phase 1 FDMA and Phase 2 TDMA Trunking

3600 Baud SmartNet®, SmartZone®, SmartZone, Omnilink Trunking

Digital APCO 25, Conventional, Analog MDC 1200, Quick Call II System Configurations

 Narrow and wide bandwidth digital receiver
 (6.25 kHz equivalent/25/20/12.5 KHz)

STANDARD FEATURES:

Mission Critical Wireless Bluetooth*

ASTRO 25 Integrated Voice & Data

Software Key

Text-Messaging

Voice Announcements

ISSI 8000 Roaming

Radio Profiles, Dynamic Zone

Intelligent Lighting

Single-key ADP Encryption

IP68 submersion (2 meters, 2 hours)

IMPRES Battery

ADAPTIVE AUDIO ENGINE:

1 Watt Speaker with Adaptive Equalization

Adaptive Dual-sided Operation

Adaptive Noise Suppression Intensity

Adaptive Gain Control

Adaptive Windporting

PROGRAMMING:

Utilizes Windows 7 & 8 Customer Programming Software (CPS) with Radio Management

OPTIONAL FEATURES:

Wi-Fi® 802.11 b/g/n

GPS Outdoor Location Tracking

RFID Volume Knob

Multi-key for 128 keys and multi-algorithm

Programming Over Project 25 (OTAP)

Over the Air Rekey (OTAR)

Digital Tone Signaling

LEX L10 Collaboration

P25 Authentication

Man Down Sensor

Rugged submersible option: MIL-STD 512.X/I, IP68 (2 meters, 4 hours)

* Compatible with BT 2.1, HSP, PAN, DUN and SPP Profiles found in off-the-shelf BT accessories

TRANSMITTER - TYPICAL PERFORMANCE SPECIFICATIONS

	700/800	VHF	UHF Range 1	UHF Range 2
Frequency Range/Bandsplits	764-776, 794-806 MHz 806-825, 851-870 MHz	136-174 MHz	380-470 MHz	450-520 MHz
Channel Spacing	25/20/12.5 kHz	25/20/12.5 kHz	25/20/12.5 kHz	25/20/12.5 kHz
Maximum Frequency Separation	Full Bandsplit	Full Bandsplit	Full Bandsplit	Full Bandsplit
Rated RF Output Power Adj ¹	700 MHz: 1-2.5 Watts 800 MHz: 1-3 Watts	1-6 Watts	1-5 Watts	1-5 Watts
Frequency Stability ¹ (-30°C to +60°C; +25°C Ref.)	+/- 1.0 ppm	+/- 1.0 ppm	+/- 1.0 ppm	+/- 1.0 ppm
Modulation Limiting ¹	±5 kHz / ±4 kHz / ±2.5 kHz	±5 kHz / ±4 kHz / ±2.5 kHz	±5 kHz / ±4 kHz / ±2.5 kHz	±5 kHz / ±4 kHz / ±2.5 kHz
Emissions (Conducted and Radiated) ¹	-75 dBc	-75 dBc	-75 dBc	-75 dBc
Audio Response ¹	+1, -3 dB	+1, -3 dB	+1, -3 dB	+1, -3 dB
FM Hum & Noise (25kHz / 12.5kHz) ¹	700 MHz: -49 dB/-47 dB 800 MHz: -49 dB/-46 dB	-51 dB/-51 dB	-51 dB/-51 dB	-51 dB/-47 dB
Audio Distortion (25kHz / 12.5kHz) ¹	700 MHz: 0.90 % / 0.90 % 800 MHz: 0.60 % / 0.90 %	0.50 % / 0.90 %	0.50 % / 0.90 %	0.60 % / 0.90 %

BATTERIES FOR APX 8000




Battery Capacity / Type	Dimensions (HxWxD)	Weight	Battery Part Number	Battery Capacity
Li-Ion IMPRES 2150 mAh IP68	3.39" x 2.34" x 1.45"	5.07 oz	PMNN4403	2150 mAh
Li-Ion IMPRES 3100 mAh IP68**	3.39" x 2.34" x 1.65"	6.61 oz	NNTN7038	3100 mAh
Li-Ion IMPRES 4200 mAh IP68	5.12" x 2.34" x 1.65"	11.43 oz	NNTN7034	4400 mAh

KEY AUDIO ACCESSORIES

Name	Type	Part Number	Features
Extreme Policing (XP) RSM	Wired	NMN6271	Dual-Mic Noise Suppression, Emergency, Volume Control, Prog Button, IP68
Mission Critical Wireless (MCW) RSM	Bluetooth	RLN6554	Windporting, Audio Jack, Emergency, Volume Control, Task Light, IP55, 12 hour 5/35/60 Duty Cycle

**Ships standard with radio

PRODUCT DATA SHEET
 APX™ 8000

RADIO MODELS			
			
	MODEL 1.5	MODEL 2.5	MODEL 3.5
Display	Full bitmap monochromatic LCD top display 1 line text x 8 characters 1 line of icons No menu support Multi-color backlight	Top display plus: Full bitmap color LCD display 4 lines of text x 14 characters 2 lines of icons 1 menu line x 3 menus White backlight	Top display plus: Full bitmap color LCD display 4 lines of text x 14 characters 2 lines of icons 1 menu line x 3 menus White backlight
Keypad	none	Backlit keypad 3 soft keys 4 direction Navigation key Home and Data buttons	Backlit keypad 3 soft keys 4 direction navigation key 4x3 keypad Home and Data buttons
Channel Capacity	1200	3000	3000
FLASHport Memory	2 GB	2 GB	2 GB
700/800 MHz (764-870 MHz)			
VHF (136-174 MHz)	H91TGD9PW5AN	H91TGD9PW6AN	H91TGD9PW7AN
UHF Range 1 (380-470 MHz)			
UHF Range 2 (450-520 MHz)			
Buttons & Switches	Large PTT button ■ Angled On/Off volume control ■ Orange emergency button ■ 16 position top-mounted rotary switch ■ 2-position concentric switch ■ Multi-color backlight ■ 3-position toggle switch ■ 3 programmable side buttons		
Regulatory Information			
FCC ID	AZ489FT7061		
Industry Canada	109U-89FT7061		
Emission Designators	<u>LMR</u> : 8K10F1D, 8K10F1E, 8K10F1W, 11K0F3E, 16K0F3E***, 20K0F1E*** <u>Bluetooth</u> : 852KF1D, 1M17F1D, 1M19F1D <u>WLAN (Wi-Fi®)</u> : 13M7G1D, 17M0D1D, 18M1D1D		

*** In accordance with FCC mandate, the APX 8000 all band radio is restricted to 12.5kHz operation only and does NOT support 25kHz in the VHF and UHF Bands (excluding T-Band). This applies to customers under Rule Part 90.

RECEIVER - TYPICAL PERFORMANCE SPECIFICATIONS				
	700	800	VHF	UHF
Frequency Range/Bandsplits	764-776 MHz	851-870 MHz	136-174 MHz	380-520 MHz
Channel Spacing	25/20/12.5 kHz	25/20/12.5 kHz	25/20/12.5 kHz	25/20/12.5 kHz
Maximum Frequency Separation	Full Bandsplit	Full Bandsplit	Full Bandsplit	Full Bandsplit
Audio Output Power at Rated ¹	1 Watt	1 Watt	1 Watt	1 Watt
Frequency Stability ¹ (-30°C to +60°C; +25°C Ref.)	+/- 1.0 ppm	+/- 1.0 ppm	+/- 1.0 ppm	+/- 1.0 ppm
Analog Sensitivity ¹	12 dB SINAD	0.224 uV	0.168 uV	0.199 uV
Digital Sensitivity ²	1% BER	0.316 uV	0.251 uV	0.282 uV
	5% BER	0.211 uV	0.149 uV	0.158 uV
	5% BER Faded	0.562 uV	0.562 uV	0.530 uV
Selectivity (25 kHz / 12.5 kHz) ^{1,5}	79 dB / 72 dB	78 dB / 72 dB	82 dB / 77 dB	80 dB / 74 dB
Intermodulation Rejection ¹	81 dB	80 dB	82 dB	80 dB
Spurious Rejection ¹	98 dB	98 dB	92 dB	98 dB
FM Hum and Noise (25 kHz / 12.5 kHz) ¹	-55 dB / -53 dB	-54 dB / -52 dB	-57 dB / -55 dB	-56 dB / -54 dB
Audio Distortion ¹	0.9 %	0.9 %	0.9 %	0.9 %

PRODUCT DATA SHEET
 APX™ 8000

PORTABLE MILITARY STANDARDS 810 C, D, E, F & G

	MIL-STD 810C		MIL-STD 810D		MIL-STD 810E		MIL-STD 810F		MIL-STD 810G	
	Method	Proc./Cat.	Method	Proc./Cat.	Method	Proc./Cat.	Method	Proc./Cat.	Method	Proc./Cat.
Low Pressure	500.1	I	500.2	II	500.3	II	500.4	II	500.5	II
High Temperature	501.1	I, II	501.2	I/A1, II/A1	501.3	I/A1, II/A1	501.4	I/Hot, II/Hot	501.5	I/A1, II/A1
Low Temperature	502.1	I	502.2	I/C3, II/C1	502.3	I/C3, II/C1	502.4	I/C3, II/C1	502.5	I/C3, II/C1
Temperature Shock	503.1	I	503.2	I/A1C3	503.3	I/A1C3	503.4	I	503.5	I/C
Solar Radiation	505.1	II	505.2	I	505.3	I	505.4	I	505.5	I/A1
Rain	506.1	I, II	506.2	I, II	506.3	I, II	506.4	I, III	506.5	I, III
Humidity	507.1	II	507.2	II	507.3	II	507.4	1 Proc	507.5	II/Aggravated
Salt Fog	509.1	I	509.2	I	509.3	I	509.4	1 Proc	509.5	1 Proc
Blowing Dust	510.1	I	510.2	I	510.3	I	510.4	I	510.5	I
Blowing Sand	1 Proc	1 Proc	510.2	II	510.3	II	510.4	II	510.5	II
Immersion ⁶	512.1	I	512.2	I	512.3	I	512.4	I	512.5	I
Vibration	514.2	VIII/F, Curve-W	514.3	I/10, II/3	514.4	I/10, II/3	514.5	I/24	514.6	I/24
Shock	516.2	I, III, V	516.3	I, V, VI	516.4	I, V, VI	516.5	I, V, VI	516.6	I, V, VI
Shock (Drop)	516.2	II	516.2	IV	516.4	IV	516.5	IV	516.6	IV

DIMENSIONS OF THE RADIOS WITHOUT BATTERY

	Inches	Millimeters
Length	5.47	139
Width Push-To-Talk button	2.39	60.7
Depth Push-To-Talk button	1.40	35.6
Width Top	2.98	75.7
Depth Top	1.58	40.1
Depth Bottom of Battery	1.24	31.5
Weight of the radios without battery	11.25 oz	319 g

ENCRYPTION

Supported Encryption Algorithms	ADP, AES, DES, DES-XL, DES-OFB, DVP-XL, Localized Algorithm
Encryption Algorithm Capacity	8
Encryption Keys per Radio	Module capable of storing 1024 keys. Programmable for 128 Common Key Reference (CKR) or 16 Physical Identifier (PID)
Encryption Frame Re-sync Interval	P25 CAI 360 mSec
Encryption Keying	Key Loader and Over the Air Rekeying (OTAR)
Synchronization	XL – Counter Addressing OFB – Output Feedback
Vector Generator	National Institute of Standards and Technology (NIST) approved random number generator
Encryption Type	Digital and SecureNet
Key Storage	Tamper protected volatile or non-volatile memory
Key Erasure	Keyboard command and tamper detection
Standards	FIPS 140-2 Level 3 FIPS 197

WIRELESS CONNECTIVITY & SECURITY

Frequency Range/Bandsplits:

Bluetooth: 2402 - 2480 MHz, WLAN (Wi-Fi®): 2400 - 2483.5 MHz

WLAN (Wi-Fi®) 802.11 b/g/n supports WPA-2, WPA, WEP security protocols; radio can be pre-provisioned with up to 20 SSIDs

Mission Critical Wireless Bluetooth 2.1 uses 96 bit encryption for pairing & 128 bit encryption for voice, signaling and data. The radio BT supports up to 6 data connections and 1 audio connection.

GPS/GNSS SPECIFICATIONS

Constellations	GPS & GLONASS
Tracking Sensitivity	-164 dBm
Accuracy ³	<5 meters (95%)
Cold Start ³	<60 seconds (95%)
Hot Start ³	<5 seconds (95%)
Mode of Operation	Autonomous (Non-Assisted)

ENVIRONMENTAL SPECIFICATIONS

Operating Temperature ⁴	-30°C / +60°C
Storage Temperature ⁴	-40°C / +85°C
Humidity	Per MIL-STD
ESD	IEC 801-2 KV
Water and Dust Intrusion	IP68 (2 meters, 2 hours)

RUGGED OPTION SPECIFICATIONS

Leakage (immersion) ⁶	MIL-STD-810 C, D, E, F and G Method 512.X Procedure I, IP68 (2 meters, 4 hours)
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HOUSING COLOR

Black (Standard), Public Safety Yellow, and High Impact Green

¹ Measured conductively in analog mode per TIA / EIA 603 under nominal conditions.

² Measured conductively in digital mode per TIA / EIA IS 102.CAAA under nominal conditions.

³ Measured conductively with >6 satellites visible at a nominal -130 dBm signal strength. Specs provided are 95th percentile values.

⁴ Temperatures listed are for radio specifications. Battery storage is recommended at 25°C, ±5°C to ensure best performance.

⁵ Measured using the TIA-603 single-tone method.

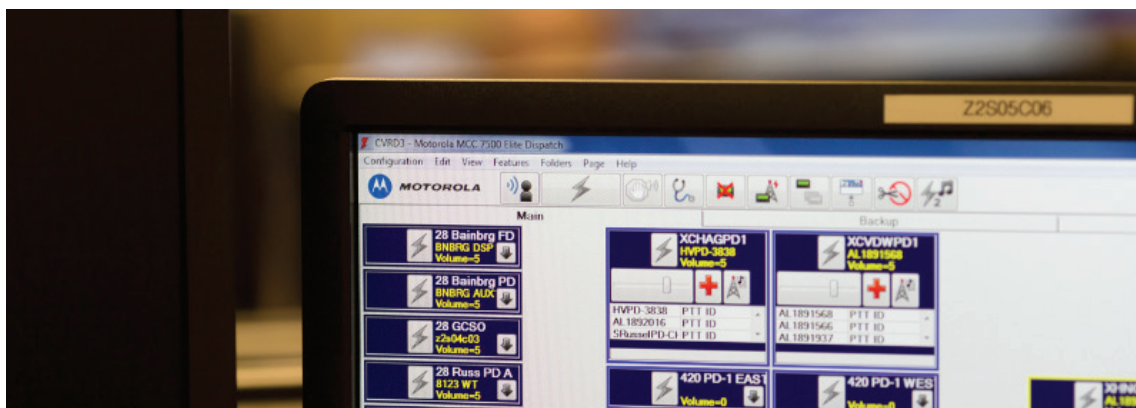
⁶ Rugged option only. Specifications subject to change without notice.

 All specifications shown are typical.
 Radio meets applicable regulatory requirements.

 Motorola Solutions, Inc. 1301 East Algonquin Road Schaumburg, Illinois 60196, U.S.A. 800-367-2346 www.motorolasolutions.com/APX8000

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BACKUP IS NOT ONLY ON SCENE

MCC 7500 IP DISPATCH CONSOLE

Make your Dispatch Center an information pipeline, on which first responders can rely for the relevant, real-time intelligence they need. The Project 25 (P25) standard-based MCC 7500 IP Dispatch Console enables effective, secure communication to keep responders connected and informed when it matters most.

THE RIGHT INFORMATION, RIGHT AWAY

The connected world gives your agency access to more information than they've ever had before. This information can prove crucial to first responders in identifying and neutralizing threats to themselves and others before a situation escalates and results in tragedy. However, with the explosion of available data comes the increasingly difficult task of managing and communicating information.

The MCC 7500 console offers dispatchers integration capabilities to reach across multiple applications and resources, helping to coordinate a response and provide the necessary mission-critical intelligence to ensure the safety of first responders.

Multiple delivery options, including voice, Talkgroup Text Message and tone, connect dispatchers to responders across ASTRO® 25 trunked and conventional systems. Furthermore, Enhanced Telephony can connect telephone and radio users together in a single patched group.

DISPATCH APPLICATION ECOSYSTEM

The ability to integrate Motorola and other third party dispatch applications with the MCC 7500 console API, creates a dispatch environment that helps you meet the needs of your first responders.

Motorola Solutions Certified Logging Recorders

The Motorola Solutions certified NICE and Verint Logging Recorders provide seamless dedicated recording for the MCC 7500 console to improve productivity and offer post incident insights to your operations. They are the only recording solutions that meet all of the extensive Motorola Solutions performance specifications required to be implemented on the ASTRO 25 IP network.

PremierOne™ Computer Aided Dispatch

PremierOne CAD integrates with the MCC 7500 console to streamline workflows, minimize key strokes and reduce input error for more dispatch efficiency. Your personnel can operate within a single interface and from one mouse and keyboard to receive 9-1-1 calls, manage an incident response and communicate critical information to responders in the field.

Advanced Messaging Solution

The Advanced Messaging Solution builds upon the Talkgroup Text Messaging capability of the MCC 7500 console, further enhancing responder decision-making abilities by facilitating two-way texting between dispatch and the field. When voice communication is not an option, Advanced Messaging Solution provides responders with critical information, right at their fingertips, on portable radios or broadband devices.

71% of alleged offenders identified in connection with 2013 Law Enforcement Officer deaths had previous criminal records

30% of those offenders under judicial supervision at the time of the incident.

- Law Enforcement Officer Death and Assault Report 2013, FBI

APX Personnel Accountability

Streamline on-scene roll calls and gain the confidence to make critical decisions with an easy to use single screen view showing the status of all on-scene personnel. Rapidly execute evacuation orders to quickly alert your team to changing situations and see that everyone acknowledges.

EASE OF USE MAKES FOR MORE EFFECTIVE SUPPORT

Give your dispatchers the tools they need to effectively and effortlessly feed crucial intelligence to responders in the field. The MCC 7500 console provides dispatchers with an intuitive means to organize resources, coordinate a response and communicate valuable information. Its familiar interface, which emulates the legacy Gold Elite graphic user interface (GUI) look and functionality, allows dispatchers to quickly adapt to a new system with a short learning curve and minimal training.

Purpose-designed workflows with minimal click-throughs, critical resource information displays and contextual right-click menus are just some of the features that can help your dispatch operation become more streamlined and effective, and your dispatchers more efficient and productive. Customizable features, including window sizing and placement, color schemes and icons, allow you to create a workflow unique to your agency's needs. Individual logons even let your dispatchers create the user experience that works best for them.

With the MCC 7500 console, you'll give overburdened dispatch staff a little relief from the complexity of their job, instead of one more thing to manage.

THE INTELLIGENCE YOU NEED, EVERY TIME, ALL THE TIME

First responders rely heavily on dispatch for support. They need to be confident that your team can always offer the right information and coordination when an emergency arises. The inherent reliability and security of the ASTRO 25 system ensures first responders and dispatchers stay connected with best-in-class audio quality. For peace of mind that the right information always gets through, rely on our smart voice prioritization and intelligent audio routing capabilities at your dispatch positions. Furthermore, continuous link and resource polling gives your dispatchers the confidence that once connected they stay connected.

SCALE UP YOUR SYSTEM, NOT YOUR COSTS

If your public safety agency is like most others, money is tight for you right now. The MCC 7500 console helps you keep costs down with flexible servicing and Voice Processing Module (VPM) deployment options. That means less purpose-built hardware for you to buy and maintain, with additional savings on the space and electricity needed to run the system. The software-based system, managed from a centralized, single point of contact, reduces the time and skills needed for updates while the scalable platform lets your system grow only as much or as little as you need.

The MCC 7500 console can be deployed incrementally as it can interoperate within legacy ASTRO 25 console systems, giving you even more installation flexibility.

MCC 7500 CONSOLE SOLUTION COMPONENTS

MCC 7500 Console Operator Position

MCC 7500 console operator positions connect directly to the radio system's IP transport network without gateways or interface boxes. Audio processing, encryption, and switching intelligence for dispatch is performed within each software-based operator position, without additional centralized electronics. MCC 7500 consoles function as integrated components of the entire radio system, enabling full participation in system level features such as end-to-end encryption and agency partitioning.

Operator position hardware consists of a monitor, personal computer, keyboard and mouse/trackball/touchscreen, speakers, audio accessories and a VPM. The VPM allows analog devices to be connected to the digital console. The low-profile VPM can be rack mounted, furniture mounted or placed on the desktop.

The MCC 7500 console does not require separate configuration or performance management equipment. The console system is configured and managed by the radio system's configuration manager, fault manager and performance reporting applications to provide the customer with a single point for configuring and managing the entire radio system. Aliases for Radio PTT IDs may be managed both locally and centrally in the same system to provide agencies sharing an ASTRO 25 radio system with the flexibility to meet their alias management needs.

Conventional Gateway

The Conventional Channel Gateway (CCGW) enables both analog and digital channels to interface with MCC 7500 consoles with no need for a separate hardware network and channel banks. Conventional calls are transported between the dispatch operator positions and CCGWs on the same IP network as trunked calls.

A CCGW provides 2-wire/4-wire analog ports for analog channels, V.24 ports for older ASTRO 25 conventional channels and IP connectivity for current architecture ASTRO 25 conventional channels. Enhanced digital control of consolettes can be achieved by using a combination of analog and V.24 ports. CCGWs are available in two capacities. The standard density CCGW supports up to eight "port based" channels and up to sixteen "IP based" channels for a total of twenty four channels. The high density CCGW supports up to sixteen "port based" channels and up to sixteen "IP based" channels for a total of thirty two channels.

Auxiliary Input/Output Server

The auxiliary input/output server enables console operators to control and monitor external devices, such as doors and lights, from the console graphical user interface (GUI). Since the MCC 7500 console does not rely on centralized electronics, contact closures and input buffers required to

Public safety dispatcher is ranked as the 13th most stressful job in the United States out of 747 jobs outlined by the Bureau of Labor Statistics, based on stress levels compared by career information expert Laurence Shatkin, Ph.D.
- Business Insider Magazine, 2013

78% of state and local criminal justice agencies reported federal budget funding cuts from 2010 to 2013
67% of those agencies reporting cuts greater than 10%.
- VERA Institute of Justice

interface to these devices are housed in Remote Terminal Units (RTUs). These RTUs can be physically located close to where they are needed or at any console or radio frequency (RF) site. The dispatch consoles and RTUs communicate with each other across the radio system's IP transport network.

Archiving Interface Server (AIS)

The AIS is a digital logging interface, comprised of a personal computer and a VPM. Audio and call control information is sent across the IP network between the AIS and logging recorder.

Console Telephony Media Gateways

Media gateways are used to provide dispatchers with access to analog POTS and/or T1/E1 phone lines directly from their MCC 7500 console positions. The Session Initiation Protocol (SIP) is used to communicate with the media gateways across the console IP network. A rich set of telephony features is supported by the media gateways, enabling dispatchers to do their jobs more effectively and efficiently.

SPECIFICATIONS

System Compatibility	ASTRO® 25 System	
Vocoder Algorithms supported	AMBE, IMBE, ACELP, G.728, G.711	
Encryption Algorithms supported	AES (256 bit), DES-OFB, DVI-XL, ADP (Advanced Digital Privacy), DES-XL, DVP-XL	
Monitor requirements		
With Mouse or Trackball	17" minimum, 20" recommended	
Touchscreen	20" minimum	
Voice Processor Module (VPM) connections	Connector type	Device
	RJ45	One desktop microphone, eight desktop speakers, one local logging recorder, one radio instant recall recorder, one console telephony instant recall recorder, one external telephone set, one external paging encoder, one footswitch
	DB15	Two headset jacks connectors
VPM mounting options	EIA 19" rack mount, console furniture mount, Desktop – supports monitor up to 80 lbs	
VPM audio inputs and outputs	600 Ohm, balanced and transformer coupled (except for microphone which is 2000 Ohm, balanced, and does not use a transformer)	
Speaker Mounting Options	Desktop, furniture mount, or wall mount (with bracket accessory)	
Dispatch Console Cable Lengths	VPM to Speaker cable	10.1 feet (3.09 meters) standard
	VPM to Headset Jack cable	6 feet (1.8 meters) standard
	Headset Jack Extension cable	6 feet (1.8 meters) standard
	VPM to Microphone cable	10 feet (3.05 meters) standard
	VPM to Footswitch cable	10 feet (3.05 meters) standard
Supported Console Site Link types	Fractional T1/E1, Single T1/E1, Multiple T1/E1s Redundant and non-redundant versions IP site links	
MCC 7500 Dispatch Console Capacities	Up to 60 simultaneous audio sessions per operator position Up to 60 simultaneous encryption/decryption sessions per secure capable operator position Up to 16 Multi-Select groups per operator position (with up to 20 members per Multi-Select group) Up to 16 Patch groups per operator position (with up to 20 members per Patch group) Up to 160 resources per operator position	
Auxiliary Input/Output Server Hardware	A simplified, user-friendly version of the MOSCAD SDM 3000 RTU is used to support most Aux I/O needs. The output relays are capable of switching 1A @ 24VDC or 1A @ 24VAC. Input buffers are capable of sensing a dry closure through 1000 feet or less (round trip) of 24 AWG wire. The RTU provides single pole Form A relay outputs. (Double pole, Form B or Form C relays must be implemented using external relays which are controlled by the RTU relays.) Each SDM 3000 RTU and each SDM 3000 RTU Expansion Chassis is rack mountable in a standard 19 inch rack and is one rack unit high.	
Console Telephony Media Gateway	The POTS version gateway supports up to eight analog POTS lines. The E1/T1 version gateway supports up to two E1 or two T1 connections. Each gateway is rack mountable in a standard 19 inch rack and is 2 rack units high.	

SPECIFICATIONS

Conventional Channel Gateway	<p>Rack mountable, 1 rack unit high T1R1, T2R2, T4R4, T8R8, T12R12, T14R14, T16R16 channels Simple analog, MDC 1200 analog, pure digital, mixed mode (analog/digital) and P25 conventional talkgroup channels, consolettes Standard density CCGWs provide interfaces for up to four analog conventional channels High density CCGWs provide interfaces for up to eight analog conventional channels Each analog conventional channel interface contains the following inputs and outputs</p> <ul style="list-style-type: none"> • 600 Ohm, balanced analog audio input - To accept radio audio from the channel. Can be configured to support AGC, DLM, or no input conditioning. • 600 Ohm, balanced analog audio output - To send console transmit audio to the channel • 600 Ohm, balanced analog audio output - To send console transmit and radio receive audio to a logging recorder • 1 Amp, 24 VDC relay output - For relay keying of the channel • Input buffer - To detect Carrier Operated Relay (COR) closure in the channel • Input buffer - To detect Line Operated Busy Light (LOBL) closure in the channel • Input buffer - To detect Coded/Clear closure on an Advanced Securenet channel <p>Standard density CCGWs provide interfaces for up to four V.24 based ASTRO 25 conventional channels High density CCGWs provide interfaces for up to eight V.24 based ASTRO 25 conventional channels</p> <ul style="list-style-type: none"> • V.24 to station or comparator. No Digital Interface Unit (DIU) required. <p>Standard density CCGWs can support up to 24 conventional channels simultaneously (four analog + four V.24 based ASTRO 25 conventional + sixteen IP based ASTRO 25 conventional) High density CCGWs can support up to 32 conventional channels simultaneously (eight analog + eight V.24 based ASTRO 25 conventional + sixteen IP based ASTRO 25 conventional)</p>
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SIZE AND WEIGHT

Device	Height	Width	Depth	Weight
VPM	1.75 in (44.5 mm)	16.9 in (430 mm)	12.3 in (312 mm)	3.6 lbs (1.6 kg)
Speaker	4.9 in (124 mm)	4 in (102 mm)	w/o bracket: 3.5in (89mm) w/ bracket: 5.8in (146mm)	0.7 lbs (0.3 kg)
Headset Jack	1.6 in (41 mm)	5 in (127 mm)	6 in (152 mm)	1.2 lbs (0.5 kg)
Microphone	Gooseneck at 90°: 4.5 in (114 mm) Gooseneck at 180°: 21.8 in (552 mm)	4.8 in (121 mm)	6.6 in (168 mm)	2.4 lbs (1.1 kg)

POWER AND CONSUMPTION THERMAL

Device	Power Input	Thermal Output
VPM	0.4 Amps at 120VAC 0.2 Amps at 240VAC	171 BTUs/hour
Speaker	Add 0.05 Amps per speaker to VPM power Input at 120VAC (0.025 Amps at 240VAC)	Add 15 BTUs/hour per speaker to VPM thermal output
Headset Jack & Microphone	negligible	negligible

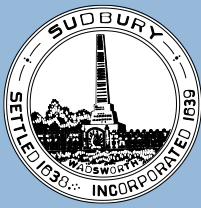
CERTIFICATIONS

The various hardware elements of the Motorola MCC 7500 IP Dispatch Console product line are certified to meet the requirements for CSA and CE.

Safety	CSA 60950-1-03 EN60950-1 2001	
EMC Emissions & Immunity	FCC part 15 Class A ICES-003 EN55022 1998 + A1: 2001 + A2:2003 (CISPR-22 Class A)	EN55024 + A1:2001 + A2:2003 EN61000-3-2 2000 EN61000-3-3 1995 + A1:2001
Energy Efficiency (VPM power supply only)	International Energy Efficiency Level V	

Motorola Solutions, Inc. 500 West Monroe Street, Chicago, IL 60661 U.S.A. 800-367-2346 motorolasolutions.com

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SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

MISCELLANEOUS (UNTIMED)

7: Welcoming Community Petition

REQUESTOR SECTION

Date of request:

Requestor: Nicky Osborne, petitioner

Formal Title: Presentation and discussion of the pending Sudbury Welcoming Town petition article to be presented at October 16, 2017 Special Town Meeting. Attending will be Police Chief Scott Nix, and petitioners Fred Taylor and Cindy Ku.

Recommendations/Suggested Motion/Vote: Presentation and discussion of the pending Sudbury Welcoming Town petition article to be presented at October 16, 2017 Special Town Meeting. Attending will be Police Chief Scott Nix, and petitioners Fred Taylor and Cindy Ku.

Background Information:

Article attached. Additional documents to be provided by Fred Taylor after packet is generated.

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting: Police Chief Scott Nix; Fred Taylor and Cindy Ku, petitioners

Review:

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

09/12/2017 7:00 PM

TOWN WARRANT ARTICLE

Special Town Meeting – October 16th, 2017 7:00 PM, LSHS

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. These policies are generally consistent with those adopted by the Sudbury Police Department.

Sudbury Welcoming Town Policies

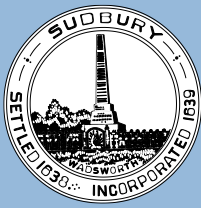
1. The enforcement of the nation's federal civil immigration laws is the primary responsibility of the federal government, not the Sudbury Police Department. Accordingly, the Sudbury Police Department shall not undertake immigration-related investigations and shall not routinely inquire into the specific 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.



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

MISCELLANEOUS (UNTIMED)

8: SPS Office Relocation

REQUESTOR SECTION

Date of request:

Requested by: Leila S. Frank

Formal Title: Discussion on SPS Office Relocation

Recommendations/Suggested Motion/Vote: Discussion on SPS Office Relocation

Background Information:

Financial impact expected:

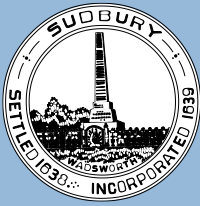
Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

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

09/12/2017 7:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

MISCELLANEOUS (UNTIMED)

9: Sign October 2017 Special Town Meeting warrant

REQUESTOR SECTION

Date of request:

Requested by: Leila S. Frank

Formal Title: Vote to sign the Special Town Meeting Warrant for Monday, October 16, 2017, which must be posted and delivered to residents by Monday, October 2, 2017.

Recommendations/Suggested Motion/Vote: Vote to sign the Special Town Meeting Warrant for Monday, October 16, 2017, which must be posted and delivered to residents by Monday, October 2, 2017.

Background Information:

Attached DRAFT warrant.

Financial impact expected:n/a

Approximate agenda time requested:

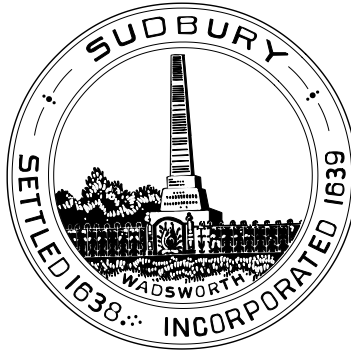
Representative(s) expected to attend meeting:

Review:

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

09/12/2017 7:00 PM

**Town of Sudbury
Massachusetts**



OFFICIAL WARRANT

SPECIAL TOWN MEETING

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

Lincoln-Sudbury Regional High School Auditorium

Attachment 9.a: Warrant draft for Oct STM (002) (2434 : Sign October 2017 Special Town Meeting warrant)

**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 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.

(Majority 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.

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.

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. **STABLIZATION 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 Lassa 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 along 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 40-B 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 litigations concerning the proposed development at Sudbury Station including in front of the Housing Appeals Committee. These funds will support these litigation.

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 offices.

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 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.

The SPS School Committee has scheduled this matter for discussion at a meeting prior to the Special Town Meeting.

ARTICLE 13. **CUTTING FIELD REFURBISHING AND RESURFACING**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$500,000, or some other amount, for the purpose of refurbishing and resurfacing Cutting Field.

Submitted by the Park and Recreation Commission. (Majority vote required)

PARK AND RECREATION COMMISSION REPORT: Cutting Field has reached the end of its useful life and needs to be resurfaced to maintain the integrity of the turf playing field. This field is over ten years old.

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.

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.

Attachment 9.a: Warrant draft for Oct STM (002) (2434 : Sign October 2017 Special Town Meeting warrant)

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

Attachment 9.a: Warrant draft for Oct STM (002) (2434 : Sign October 2017 Special Town Meeting warrant)

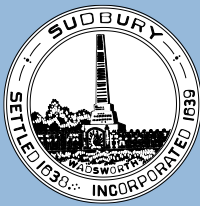


**Board of Selectmen
Sudbury, MA 01776**

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

**POSTAL PATRON
SUDBURY
MASSACHUSETTS 01776**

Attachment 9.a: Warrant draft for Oct STM (002) (2434 : Sign October 2017 Special Town Meeting warrant)



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

MISCELLANEOUS (UNTIMED)

10: Lot Acceptance - National Development

REQUESTOR SECTION

Date of request:

Requested by: Leila S. Frank

Formal Title: Review and execution of Acceptance of Quitclaim deed for Lot 6, which is being conveyed to the Town as additional property for the Fire Station located at 540 Boston Post Road.

Recommendations/Suggested Motion/Vote: Review and execution of Acceptance of Quitclaim deed for Lot 6, which is being conveyed to the Town as additional property for the Fire Station located at 540 Boston Post Road.

Background Information:
see 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

09/12/2017 7:00 PM

PROPERTY ADDRESS: 540 Boston Post Road, Sudbury, Massachusetts

QUITCLAIM DEED

BPR SUDBURY DEVELOPMENT LLC, a Delaware limited liability company having an address of c/o National Development, 2310 Washington Street, Newton Lower Falls, Massachusetts 02462 (the “Grantor”)

for consideration of Ten and 00/100 Dollars (\$10.00) paid,

grants to the **TOWN OF SUDBURY**, a Massachusetts municipal corporation, having an address of 278 Old Sudbury Road, Sudbury, Massachusetts 01776 (the “Grantee”)

with *Quitclaim Covenants*,

the land, together with any improvements thereon, located at 540 Boston Post Road, in Sudbury, Middlesex County, Massachusetts, bounded and as more particularly described in Exhibit A, attached hereto.

Said premises are conveyed subject to and with the benefit of all easements, rights, restrictions, reservations and other matters of record, insofar as the same are now in force and applicable.

The Grantor is not classified for the current taxable year as a corporation for federal income tax purposes.

The Town of Sudbury’s Acceptance of Deed and Town Meeting vote are attached hereto and incorporated herein.

The consideration for the within conveyance being less than One Hundred and 00/100 Dollars (\$100.00), no deed stamps need be affixed hereto.

For Grantor’s title, see Deed of Raytheon Company dated December 21, 2015 and recorded with the Middlesex South District Registry of Deeds in Book 66564, Page 354.

[SIGNATURE FOLLOWS ON NEXT PAGE]

Attachment10.a: KP-#589040-v1-SUDB_Quitclaim_Deed_(Lot_6_-_Fire_Station) (2424 : Lot Acceptance - National Development)

EXECUTED under seal this ___ day of September, 2017.

BPR SUDBURY DEVELOPMENT LLC

By: ND BPR Sudbury LLC, its Manager

By: _____

Name: Stephen A. Kinsella

Title: Authorized Real Estate Signatory

COMMONWEALTH OF MASSACHUSETTS

Middlesex County

On this ___ day of September, 2017, before me, the undersigned notary public, personally appeared Stephen A. Kinsella, Authorized Real Estate Signatory of said ND BPR Sudbury LLC, the Manager of BPR Sudbury Development LLC, a Delaware limited liability company, proved to me through satisfactory evidence of identification, which was personal knowledge, to be the person whose name is signed on the preceding or attached document and acknowledged to me that he signed it voluntarily for its stated purpose.

Notary Public

My Commission Expires:

589040/SUDB/0033

Attachment10.a: KP-#589040-v1-SUDB_Quitclaim_Deed_(Lot_6_-_Fire_Station) (2424 : Lot Acceptance - National Development)

ACCEPTANCE OF DEED

The Town of Sudbury, acting by and through its Board of Selectmen, pursuant to the vote taken under Article 3 of the June 13, 2016 Special Town Meeting, a certified copy of which is attached hereto and incorporated herein, hereby accepts the foregoing Deed from BPR Sudbury Development LLC, on this 12th day of September, 2017.

TOWN OF SUDBURY,
By its Board of Selectmen

Robert C. Haarde

Patricia Brown

Daniel E. Carty

Susan N. Iuliano

Leonard A. Simon

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

On this 12th day of September, 2017, before me the undersigned notary public, personally appeared _____, member of the Sudbury Board of Selectmen, as aforesaid, who proved to me through satisfactory evidence of identification, which was _____ to be the person whose name is signed on the preceding document and acknowledged to me that he/she signed it voluntarily for its stated purpose on behalf of the Town of Sudbury.

Notary Public
My Commission Expires:

Attachment10.a: KP-#589040-v1-SUDB_Quitclaim_Deed_(Lot_6_-_Fire_Station) (2424 : Lot Acceptance - National Development)

Exhibit A

Legal Description

That certain parcel of land with the improvements thereon located in the Town of Sudbury, Middlesex County, Massachusetts, being shown as "Lot 6 (Non-Buildable) Area = 7,790 sq. ft. (0.179 Acres)" on a plan entitled "Subdivision Plan of Land in Sudbury, Massachusetts," prepared by VHB Inc., dated May 6, 2016, and recorded with the Middlesex South District Registry of Deeds as Plan No. 1005 of 2016 (Sheet 11 of 15).

MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

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**SUDBURY
Layout No. 8618
and Order of Taking**

WHEREAS, the Massachusetts Department of Public Works, acting on behalf of the Commonwealth of Massachusetts, did, under date of April 11, 1901 (Layout No. 561) lay out and take charge of as a State highway a road in the Town of Sudbury, County of Middlesex, being known as Boston Post Road (Route 20), as shown on the plan of said State highway on file in the office of the Massachusetts Department of Transportation, copies of which plan have been filed in the office of the County Commissioners of said County, or their successors, if any, and in the office of the Town Clerk of said Town of Sudbury; and

WHEREAS, it now appears advisable to make further changes in the location lines of said State highway.

NOW, THEREFORE, acting under the provisions of Chapter 6C and Chapter 81 of the General Laws Official Edition and acts in amendment thereof and in addition thereto, the Massachusetts Department of Transportation adjudges that public necessity and convenience

require that said Department should alter said State highway and should lay out and take charge of said State highway, as altered, as hereinafter described.

The alteration is made in three sections and consists of widening portions of the aforesaid State highway location on both sides thereof, and is more fully described as follows:

The baseline used for this alteration is the baseline of location the aforesaid April 11, 1901 (Layout No. 561) State highway layout of Boston Post Road (Route 20). The stations hereinafter referred to are points thereon. The coordinate system used is the Massachusetts Coordinate System North American Datum of 1983 (NAD 83).

SECTION 1

Section 1 of the State highway hereby altered and laid out begins at a point on the northerly location line of the aforesaid April 11, 1901 (Layout No. 561) State highway layout of Boston Post Road (Route 20), at N 2956358.4006, E 674332.2511, said point bearing N 4°58'32" W and being 25.00 feet distant from station 141+79.46 of the baseline location of said 1901 layout and extends thence, by a curve to the left of 38.50 feet radius 14.55 feet with a chord bearing of N 47°07'23" E and a chord length of 14.46 feet to a point at N 2956368.2388, E 674342.8468; thence, N 76°22'03" E 61.70 feet to a point at N 2956382.7820, E 674402.8121; thence, by a curve to the left of 33.50 feet radius 39.27 feet with a chord bearing of S 61°17'27" E and a chord length of 37.06 feet to a point at N 2956364.9817, E 674435.3128; thence, by a curve to the right of 1,386.50 feet radius 105.84 feet with a chord bearing of N 87°19'04" E and a chord length of 105.82 feet to a point at N 2956369.9335, E 674541.0141; thence, N 9°28'18" E 41.80 feet to a point at N 2956411.1600, E 674547.8920; thence, S 80°23'40" E 27.29 feet to a point at N 2956406.6057, E 674574.8026; thence, S 9°28'18" W 37.22 feet to a point at

2017 LAYOUT NO. 8618

IN SUDBURY

PAGE 3

N 2956369.8966, E 674568.6783; thence, by a curve to the right of 1,386.50 feet radius 33.49 feet with a chord bearing of S 88°39'36" E and a chord length of 33.49 feet to a point at N 2956369.1134, E 674602.1611; thence, by a curve to the right of 2,073.50 feet radius 251.97 feet with a chord bearing of S 84°29'12" E and a chord length of 251.81 feet to a point at N 2956344.9203, E 674852.8083; thence, by a curve to the left of 993.50 feet radius 82.23 feet with a chord bearing of S 83°22'35" E and a chord length of 82.20 feet to a point at N 2956335.4388, E 674934.4616; thence, N 11°15'33" E 4.27 feet to a point at N 2956339.6305, E 674935.2961; thence, S 77°10'33" E 2.47 feet to a point at N 2956339.0822, E 674937.7047; thence, by a curve to the left of 25.00 feet radius 42.64 feet with a chord bearing of N 53°57'57" E and a chord length of 37.65 feet to a point at N 2956361.2331, E 674968.1545; thence, N 5°06'26" E 25.46 feet to a point at N 2956386.5931, E 674970.4210; thence, S 84°53'34" E 38.50 feet to a point at N 2956383.1658, E 675008.7682; thence, S 5°35'28" W 35.23 feet to a point at N 2956348.1064, E 675005.3360; thence, S 77°54'01" E 25.49 feet to a point at N 2956342.7624, E 675030.2639; thence, by a curve to the left of 31.50 feet radius 22.43 feet with a chord bearing of S 16°27'36" E and a chord length of 21.96 feet to a point at N 2956321.7056, E 675036.4853; thence, by a curve to the left of 45.00 feet radius 30.59 feet with a chord bearing of S 56°19'41" E and a chord length of 30.00 feet to a point at N 2956305.0724, E 675061.4522; thence, S 75°47'57" E 6.32 feet to a point at N 2956303.5219, E 675067.5793; thence, S 14°12'03" W 4.00 feet to a point at N 2956299.6441, E 675066.5980; thence, S 75°47'57" E 218.09 feet to a point at N 2956246.1424, E 675278.0215; thence, by a curve to the left of 582.50 feet radius 149.57 feet with a chord bearing of S 83°09'18" E and a chord length of 149.16 feet to a point at N 2956228.3654, E675426.1154; thence, N 89°36'57" E

2017 LAYOUT NO. 8618**IN SUDBURY****PAGE 4**

188.06 feet to a point at N 2956229.6265, E 675614.1717; thence, S 88°14'52" E to the point of ending thereof, again the northerly location line of the aforesaid April 11, 1901 (Layout No. 561) State highway layout of Boston Post Road (Route 20), at N 2956227.0373, E 675698.8024, said point bearing N 0°43'19" W and being 25.00 feet distant from station 155+58.16 of said baseline.

SECTION 2

Section 2 of the State highway hereby altered and laid out begins at a point on the southerly location line of the aforesaid April 11, 1901 (Layout No. 561) State highway layout of Boston Post Road (Route 20), at N 2956269.3749, E 674939.4350, said point bearing S 12°25'09" W and being 25.00 feet distant from station 147+93.49 of the baseline location of said 1901 layout and extends thence, S 20°24'01" W 22.96 feet to a point at N 2956247.8591, E 674931.4332; thence, S 30°42'54" E 30.20 feet to a point at N 2956221.8984, E 674946.8567; thence, S 75°47'45" E 53.47 feet to a point at N 2956208.7773, E 674998.6956; thence, N 14°03'50" E 20.96 feet to a point at N 2956229.1050, E 675003.7879; thence, by a curve to the right of 25.00 feet radius 38.92 feet with a chord bearing of N 58°39'45" E and a chord length of 35.11 feet to the point of ending thereof, again the southerly location line of the aforesaid April 11, 1901 (Layout No. 561) State highway layout of Boston Post Road (Route 20), at N 2956247.3633, E 675033.7734, said point bearing S 13°15'41" W and being 25.00 feet distant from station 148+90.74 of said baseline.

SECTION 3

Section 3 of the State highway hereby altered and laid out begins at a point on the southerly location line of the aforesaid April 11, 1901 (Layout No. 561) State highway layout of Boston Post Road (Route 20), at N 2956174.1496, E 675469.9857, said point bearing S 0°43'19" E and being

2017 LAYOUT NO. 8618

IN SUDBURY

PAGE 5

25.00 feet distant from station 153+28.69 of the baseline location of said 1901 layout and extends thence, S 0°43'19" E 3.15 feet to a point at N 2956171.0046, E 675470.0253; thence, N 89°29'21" E 143.00 feet to a point at N 2956172.2795, E 675613.0212; thence, by a curve to the left of 1,009.25 feet radius 58.19 feet with a chord bearing of N 87°50'15" E and a chord length of 58.18 feet to a point at N 2956174.4747, E 675671.1577; thence, N 86°11'09" E 40.97 feet to the point of ending thereof, again the southerly location line of the aforesaid April 11, 1901 (Layout No. 561) State highway layout of Boston Post Road (Route 20), at N 2956177.2002, E 675712.0396, said point bearing S 0°43'19" E and being 25.00 feet distant from station 155+70.76 of said baseline.

The location lines of the sections of State highway as hereby altered and laid out are to be further defined by bounds set thereon at the angle points, points of curvature, and at the points of beginning and ending thereof, where feasible.

For the purpose of laying out, constructing and maintaining said State highway, the Massachusetts Department of Transportation, Highway Division, on behalf of the Commonwealth of Massachusetts, does hereby take, under the provisions of Chapter 79 of the General Laws and all other general or special laws thereto enabling, easements for highway purposes in the parcels of land shown on the plan hereinafter referred to as Parcels 6-E-1 to 6-E-8, inclusive.

Easements are hereby taken in the parcel of land hereinafter described and shown on the plan referred to as Parcels 6-D-1 and 6-D-2 for the purpose of draining and maintaining the aforesaid State highway and consist of the right to enter upon said land at any time to construct thereon and to use and maintain drainage structures and/or drainage ditches together with the right to discharge surface water upon said land.

PARCEL 6-D-1: A parcel of land supposed to be owned by Paris Trust LLC, adjoining the location line of Section 1 of the State highway alteration of Boston Post Road (Route 20), as hereinbefore described, and bounded by the line described, as follows: Beginning at a point on said location line, said point bearing N 0°43'19" W and being 28.66 feet distant from station 154+73.57 of the baseline location of the aforesaid 1901 layout and extending thence, following said location line easterly about 20 feet; thence, leaving said location line N 0°43'19" W 12.21 feet; thence, S 89°16'41" W 20.00 feet; thence, S 0°43'19" E 11.34 feet to the point of beginning; containing about 236 square feet.

PARCEL 6-D-2: A parcel of land supposed to be owned by Wellyn, Inc., adjoining the southerly location line of the aforesaid April 11, 1901 (Layout No. 561) State highway layout of Boston Post Road (Route 20) and bounded by the line described, as follows: Beginning at a point on said location line, said point bearing S 0°43'19" E and being 25.00 feet distant from station 156+75.83 of the baseline location of the aforesaid 1901 layout and extending thence, leaving said location line S 1°07'06" E 7.88 feet; thence, S 88°52'54" W 22.66 feet; thence, N 1°07'06" W 8.04 feet to a point again on the southerly location line of the aforesaid April 11, 1901 (Layout No. 1901) State highway layout of Boston Post Road (Route 20); thence, following said location line easterly about 23 feet to the point of beginning; containing about 180 square feet.

An easement is hereby taken in the parcel of land hereinafter described and shown on the plan referred to as Parcel 6-S-1 for the purpose of constructing driveways and/or slopes, and consists of the right to enter upon said land at any time during the effective period of said

2017 LAYOUT NO. 8618

IN SUDBURY

PAGE 7

easements to construct and/or reconstruct driveways, to construct thereon slopes of excavation and/or embankment, and to perform any other necessary incidental construction within said parcel.

PARCEL 6-S-1: A parcel of land supposed to be owned by Wellyn, Inc., adjoining the location line of Section 3 of the State highway alteration of Boston Post Road (Route 20), as hereinbefore described, and bounded by the line described, as follows: Beginning at a point on said location line, said point bearing S 0°43'19" E and being 27.21 feet distant from station 155+29.85 of the baseline location of the aforesaid 1901 layout and extending thence, leaving said location line S 3°48'51" E 10.00 feet; thence, by a curve to the right of 1,019.25 feet radius 58.76 feet with a chord bearing of S 87°50'15" W and a chord length of 58.75 feet; thence, S 89°29'21" W 143.00 feet; thence, N 0°30'39" W 10.00 feet to a point again on the location line of Section 3 of the State highway alteration of Boston Post Road (Route 20); thence, following said location line easterly, in two courses, about 143 feet and about 58 feet, respectively, to the point of beginning; containing about 2,015 square feet.

The State highway hereby altered and laid out and the aforesaid takings are shown on a plan signed by the Chief Engineer, and signed by the Massachusetts Department of Transportation, Highway Division and on file in its office, said plan being entitled:

“MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

PLAN OF ROAD IN THE TOWN OF

SUDBURY

MIDDLESEX COUNTY

ALTERED AND LAID OUT AS A STATE HIGHWAY

Attachment 10.b: 13125.00 - Instrument (2424 : Lot Acceptance - National Development)

**BY THE MASSACHUSETTS DEPARTMENT OF
TRANSPORTATION, HIGHWAY DIVISION**

SCALE: 20 FEET TO THE INCH”

an original of which is to be recorded with this “Order of Layout and Taking” in the Registry of Deeds for Middlesex County, Southern District, at Cambridge.

For damages sustained by the following owners in their property by reason of the aforesaid takings, and in accordance with the provisions of General Laws, Chapter 79, Section 6, as amended, awards are made. The Department reserves the right to amend the award at any time prior to the payment thereof for good cause shown.

<u>PARCEL NO.</u>	<u>SUPPOSED OWNER</u>	<u>AREA</u>	<u>BOOK</u>	<u>PAGE</u>
6-E-1	BPR Sudbury Development LLC	1,061 S.F.	66564	354
6-E-2	Town of Sudbury	1,487 S.F.	9668	219
6-E-3	BPR Sudbury Development LLC	3,598 S.F.	66564	354
6-E-4	BPR Sudbury Development LLC	5,272 S.F.	66564	354
6-E-5	Wellyn, Inc.	3,233 S.F.	1409	92
6-E-6	Paris Trust LLC	2,087 S.F.	44473	394
6-E-7	Wellyn, Inc.	694 S.F.	1409	92
6-E-8	Wellyn, Inc.	26 S.F.	1409	92
6-D-1	Paris Trust LLC	236 S.F.	44473	394
6-D-2	Wellyn, Inc.	180 S.F.	1409	92
6-S-1	Wellyn, Inc.	2,015 S.F.	1409	92

The names of the owners herein given, although supposed to be correct, are such only as matters of opinion and belief.

It is therefore

DECLARED: that said way as altered, as described herein and as described and shown on said plan, be and the same is hereby laid out and taken charge of by the Commonwealth, that the Secretary to the Massachusetts Department of Transportation shall file in the office of the County Commissioners of said County or their successors, if any, and in the office of the Town Clerk of said Town in which said way is located, certified copies of said plan and a copy of this certificate, signed by the Director, Right of Way Bureau attesting that the Department has laid out and taken charge of said way as altered in accordance with said plan, together with a copy of this adjudication.

Dated at Boston this

JOHN DELEIRE
MASSACHUSETTS DEPARTMENT
OF TRANSPORTATION
DIRECTOR, RIGHT OF WAY BUREAU

THE COMMONWEALTH OF MASSACHUSETTS

Suffolk, ss.

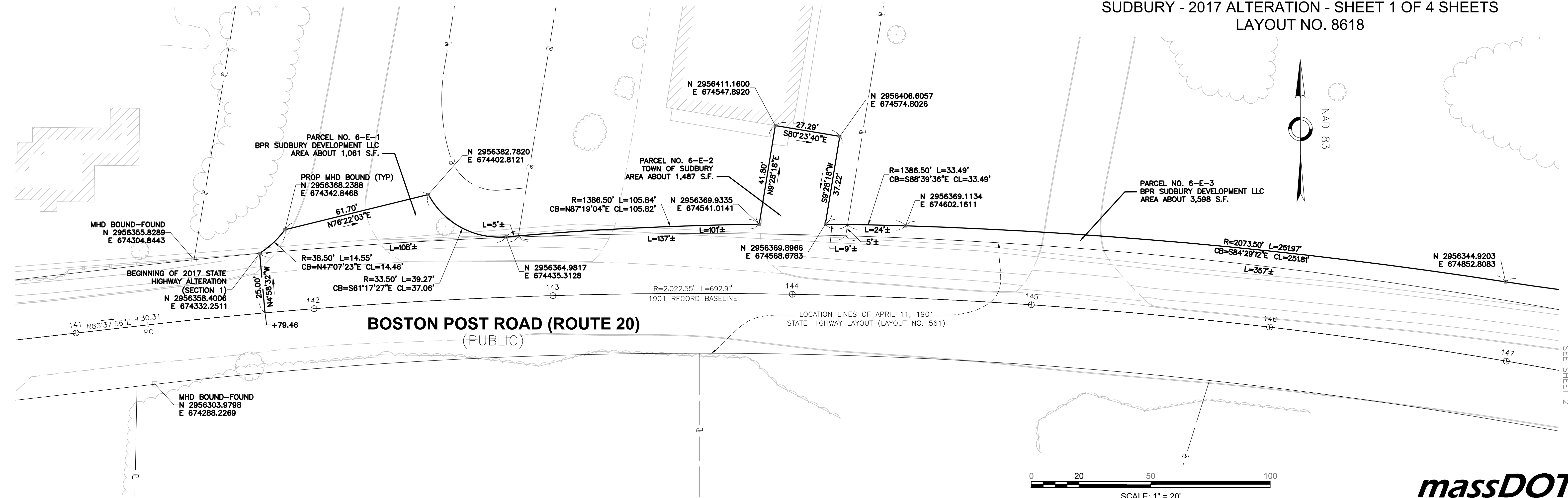
On this _____ day of _____, 20____, before me, the undersigned notary public, personally appeared John DeLeire, the Director, Right of Way Bureau for the Massachusetts Department of Transportation, whose name is signed on the preceding document, and such person acknowledged to me that he signed such document voluntarily for its stated purpose. The identity of such person was proved to me through satisfactory evidence of identification, which was personal knowledge of the undersigned.

Notary Public

My commission expires:

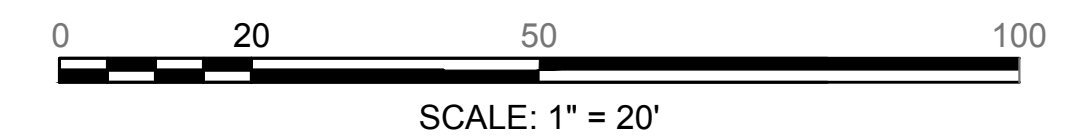
Attachment10.b: 13125.00 - Instrument (2424 : Lot Acceptance - National Development)

SUDBURY - 2017 ALTERATION - SHEET 1 OF 4 SHEETS LAYOUT NO. 8618



BOSTON POST ROAD (ROUTE 20) (PUBLIC)

— LOCATION LINES OF APRIL 11, 1901 —
STATE HIGHWAY LAYOUT (LAYOUT NO. 561)



PLAN PREPARED BY:
 VHB, INC.
 101 WALNUT STREET
 WATERTOWN, MA 02472
 (617) 607-2677

I CERTIFY THAT THIS PLAN HAS BEEN PREPARED IN CONFORMITY WITH THE RULES AND REGULATIONS OF THE REGISTERS OF DEEDS OF THE COMMONWEALTH OF MASSACHUSETTS.

DATE _____ RUSSELL J. BOUSQUET, PLS # 35389

THIS CERTIFIES THAT THE LOCATION OF THE STATE HIGHWAY HAS BEEN ALTERED AS SHOWN ON THIS PLAN AND THAT SAID HIGHWAY AS ALTERED WAS LAID OUT AND TAKEN CHARGE OF AS A STATE HIGHWAY BY THE MASSACHUSETTS DEPARTMENT OF TRANSPORTATION, HIGHWAY DIVISION ON _____ IN ACCORDANCE WITH CHAPTER 6C AND CHAPTER 81 OF THE GENERAL LAWS.

 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION
 HIGHWAY ADMINISTRATOR

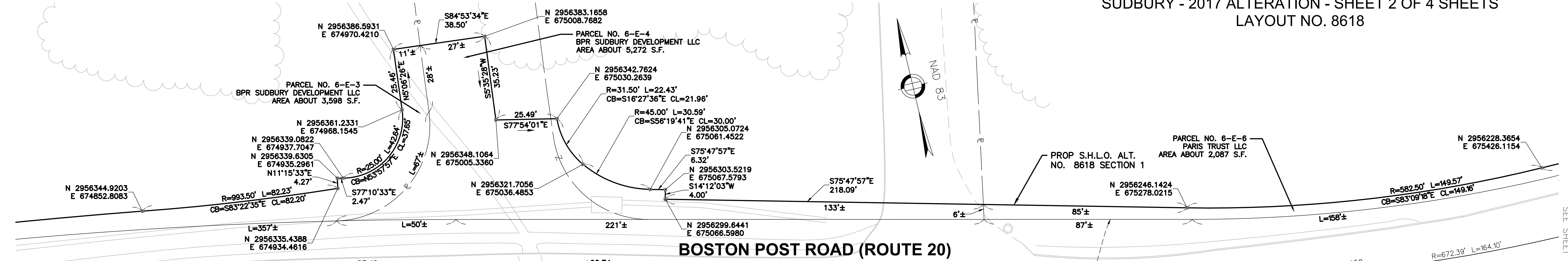
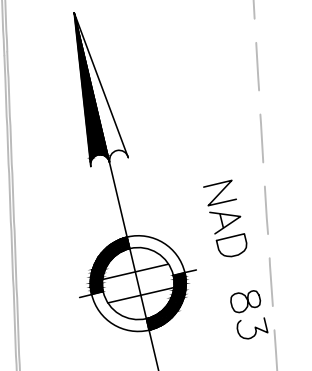
MASSACHUSETTS DEPARTMENT OF TRANSPORTATION
PLAN OF ROAD IN THE TOWN OF
SUDBURY
MIDDLESEX COUNTY
 ALTERED AND LAID OUT AS A STATE HIGHWAY
 BY THE MASSACHUSETTS DEPARTMENT OF
 TRANSPORTATION, HIGHWAY DIVISION

SCALE: 20 FEET TO THE INCH

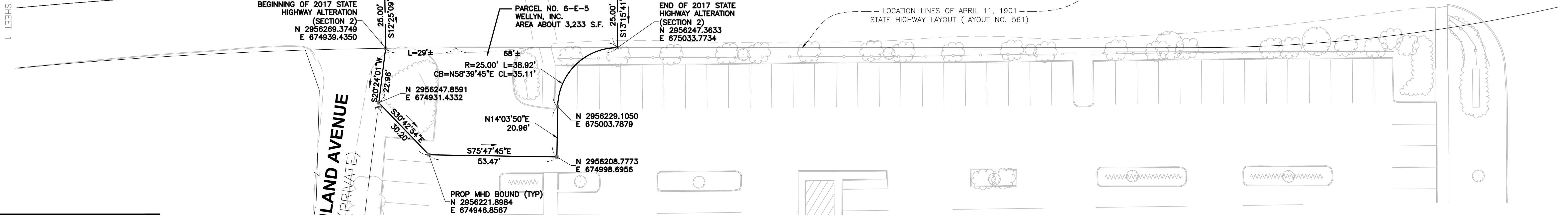
 CHIEF ENGINEER LAYOUT NO. 8618

SEE SHEET 2

SUDBURY - 2017 ALTERATION - SHEET 2 OF 4 SHEETS LAYOUT NO. 8618

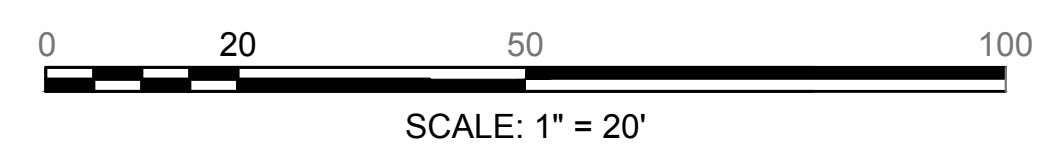


BOSTON POST ROAD (ROUTE 20)
(PUBLIC)



HIGHLAND AVENUE
(PRIVATE)

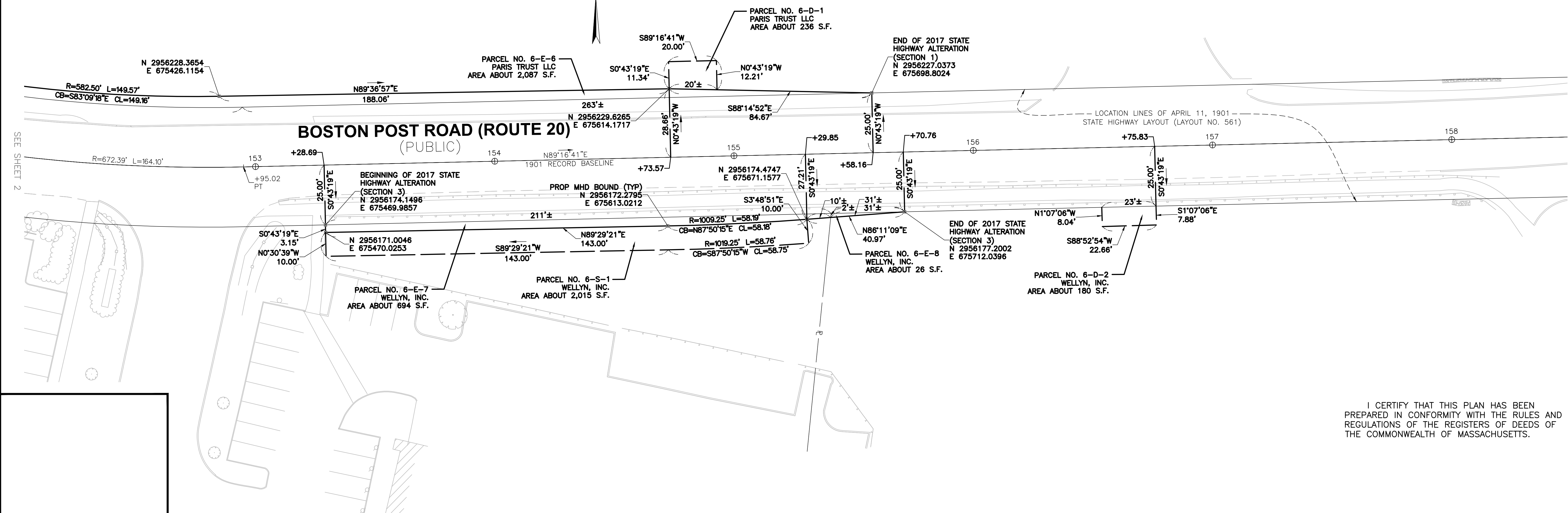
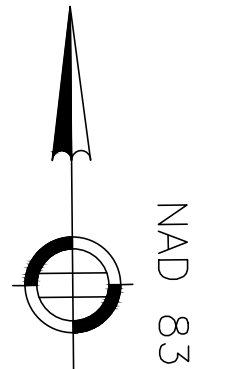
I CERTIFY THAT THIS PLAN HAS BEEN PREPARED IN CONFORMITY WITH THE RULES AND REGULATIONS OF THE REGISTERS OF DEEDS OF THE COMMONWEALTH OF MASSACHUSETTS.



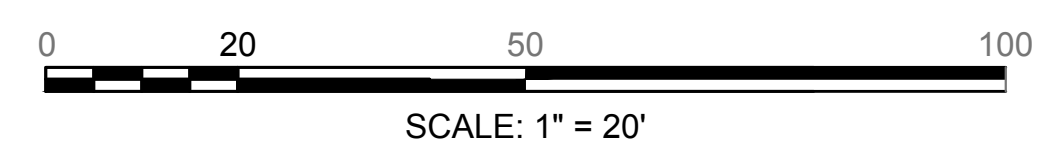
DATE _____ RUSSELL J. BOUSQUET, PLS # 35389

SEE SHEET 1
SEE SHEET 3
Attachment 10.c: 13125.00 - Layout Plans (2424 - Lot Acceptance - National Development)

SUDBURY - 2017 ALTERATION - SHEET 3 OF 4 SHEETS LAYOUT NO. 8618



SEE SHEET 2

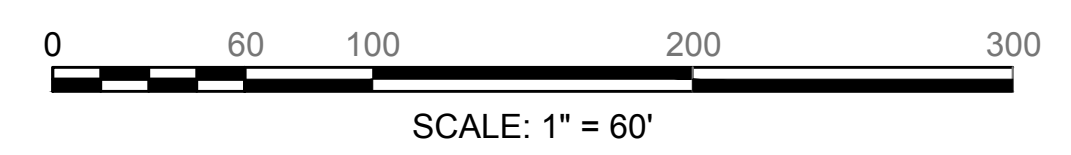
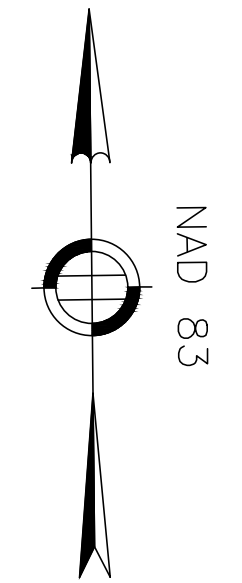
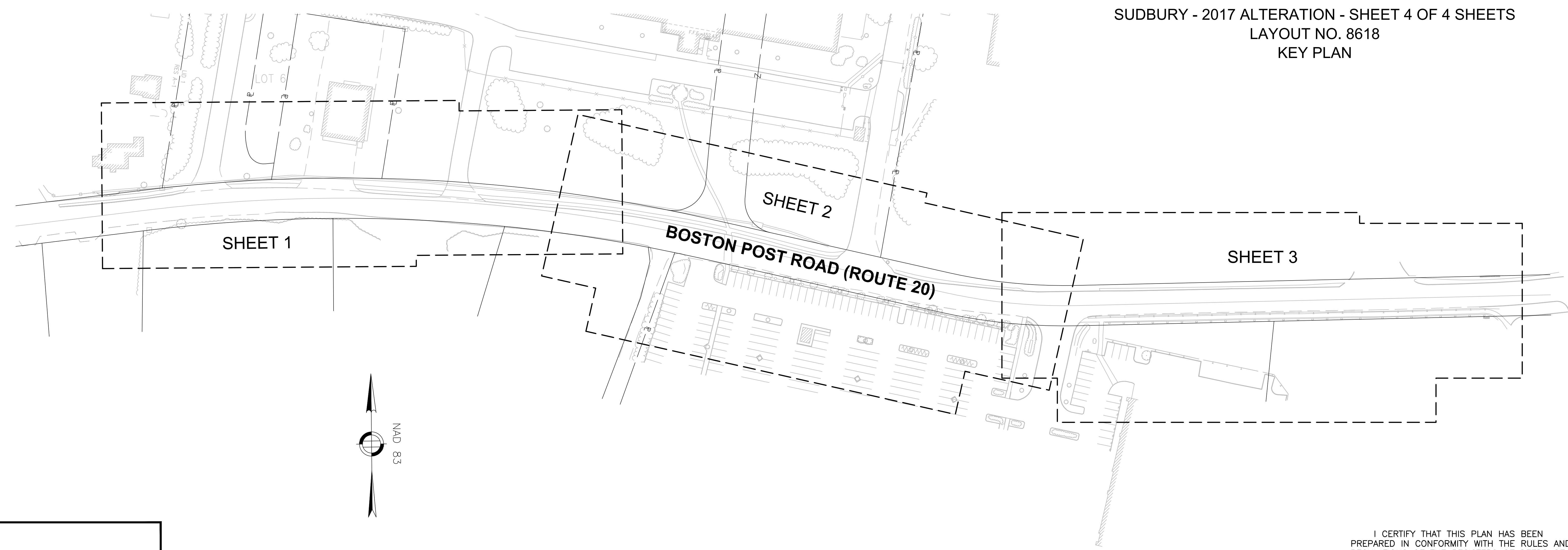


I CERTIFY THAT THIS PLAN HAS BEEN PREPARED IN CONFORMITY WITH THE RULES AND REGULATIONS OF THE REGISTERS OF DEEDS OF THE COMMONWEALTH OF MASSACHUSETTS.

DATE _____ RUSSELL J. BOUSQUET, PLS # 35389

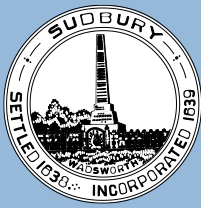
Attachment 10.c: 13125.00 - Layout Plans (2424 - Lot Acceptance - National Development)

SUDBURY - 2017 ALTERATION - SHEET 4 OF 4 SHEETS
LAYOUT NO. 8618
KEY PLAN



I CERTIFY THAT THIS PLAN HAS BEEN PREPARED IN CONFORMITY WITH THE RULES AND REGULATIONS OF THE REGISTERS OF DEEDS OF THE COMMONWEALTH OF MASSACHUSETTS.

DATE _____ RUSSELL J. BOUSQUET, PLS # 35389



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

MISCELLANEOUS (UNTIMED)

11: Execute land damage agreement for lot 6

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: To consent to and execute the Mass DOT Land Damage Agreement for the Meadow Walk project development Rt. 20 improvements, affecting the 540 Boston Post Road (Fire Station) property owned by the Town of Sudbury.

Recommendations/Suggested Motion/Vote: To consent to and execute the Mass DOT Land Damage Agreement for the Meadow Walk project development Rt. 20 improvements, affecting the 540 Boston Post Road (Fire Station) property owned by the Town of Sudbury.

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

09/12/2017 7:00 PM

EXHIBIT A

CONSENT OF BOARD OF SELECTMEN TO
LAND DAMAGE AGREEMENT
ROUTE 20 (BOSTON POST ROAD) IMPROVEMENTS
540 BOSTON POST ROAD

TOWN OF SUDBURY,
By its Board of Selectmen

Robert C. Haarde

Patricia Brown

Daniel E. Carty

Susan N. Iuliano

Leonard A. Simon

Attachment11.a: KP-#591583-v1-SUDB_Signature_of_BOS_to_Land_Damage_Agreement (2455 : Execute land damage agreement for lot 6)

591583/SUDB/0033



Land Damage Agreement

Standard Form

MEADOW WALK DEVELOPMENT

City/Town: SUDBURY Project: ROUTE 20 IMPROVEMENTS Project #: 15479

Owner: TOWN OF SUDBURY

Mailing Address: 278 OLD SUDBURY ROAD City/Town, State, Zip SUDBURY, MA 01776

County: MIDDLESEX COUNTY Layout#/Order: 8618

Parcel No(s): 6-E-2 FAP# (ROW): _____

This agreement is entered into for full settlement of any and all claims for damage incurred or to be incurred by the Massachusetts Department of Transportation-Highway Division as a result of a taking by eminent domain, construction, and/or alteration relating to the subject property by the Massachusetts Department of Transportation-Highway Division. The land and/or rights in land taken and limitations of access, if any, are described in an order of taking (together with any related plans) adopted by the Massachusetts Department of Transportation-Highway Division, and on file at the office of said Department and to be recorded at the Registry of Deeds in the above referenced county.

The owner agrees to accept the sum of \$ Zero in full settlement of any and all claims whatsoever to the taken or remaining property of the owner, whether caused by the taking of land and/or rights in land, limitations of access, changes in grade or drainage and/or alteration relating to the subject property; and hereby releases the Massachusetts Department of Transportation-Highway Division, from any and all claims, due to said taking, construction and/or alteration relating to the subject property.

Additions to this agreement are as follows (if none, write "None")

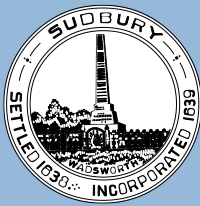
NONE

It is understood and agreed that this agreement shall become binding only when signed by the owner(s) and formally approved by the Massachusetts Department of Transportation-Highway Division Administrator. It is also understood and agreed that the owners are entitled to damages for the rights being acquired, but have agreed to accept no award of damages. The owner(s) agree(s) to indemnify and hold harmless the Massachusetts Department of Transportation-Highway Division with respect to any claims brought by any person or entity that may have an interest in the property, including but not limited to, any mortgagee, tenant(s)/subtenant(s) as a result of the taking(s) covered by this Agreement.

Signature(s) of Owner(s):

Date:

Approved by:



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

MISCELLANEOUS (UNTIMED)

12: Town Forum Discussion

REQUESTOR SECTION

Date of request:

Requestor: Selectman Simon

Formal Title: Discussion on the upcoming Town Forum.

Recommendations/Suggested Motion/Vote: Discussion on the upcoming Town Forum.

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:

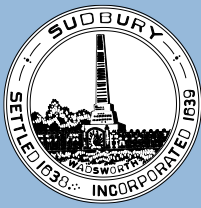
Approximate agenda time requested:

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

09/12/2017 7:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

MISCELLANEOUS (UNTIMED)

13: 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:

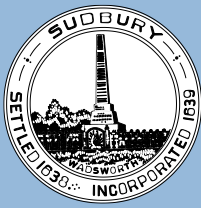
Approximate agenda time requested:

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

09/12/2017 7:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

MISCELLANEOUS (UNTIMED)

14: 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:

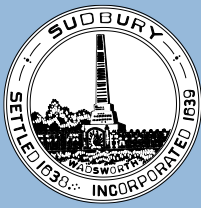
Approximate agenda time requested:

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

09/12/2017 7:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

CONSENT CALENDAR ITEM

15: Environmental engineering services proposal by Capital Environmental

REQUESTOR SECTION

Date of request:

Requestor: Dan Nason, DPW Director

Formal Title: Vote to approve award of contract by the Town Manager to Capital Environmental, LLC for environmental engineering services to be performed relative to the classification and off-site management of stockpiled material at the DPW as outlined in the proposal dated August 30, 2017 with a not-to-exceed amount of \$100,000.

Recommendations/Suggested Motion/Vote: Vote to approve award of contract by the Town Manager to Capital Environmental, LLC for environmental engineering services to be performed relative to the classification and off-site management of stockpiled material at the DPW as outlined in the proposal dated August 30, 2017 with a not-to-exceed amount of \$100,000.

Background Information:

Current stockpiled material from catch basin cleaning, street sweeping and spoils from various roadway projects are temporarily stored on-site at the DPW property. This material is classified and regulated by DEP as solid/hazardous waste and must be removed and disposed-of properly on annual basis. The proposal is to have an LSP manage this waste in accordance with DEP regulations. See attached documents.

Financial impact expected:Funded through FY18 DPW operating budget

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

09/12/2017 7:00 PM



Capital Environmental, LLC

Environmental Engineers And Scientists

August 30, 2017

Mr. Dan Nason
Town of Sudbury
Public Works Director
275 Old Lancaster Road
Sudbury, MA 01776

Via E-Mail: nasond@sudbury.ma.us

Proposal Number CP17-08-008 Town of Sudbury

RE: Environmental Engineering and Environmental Management Services, Legacy Soil Pile-Street Opening Soil, Cemetery Soil and other Related Soil Materials including Street Sweepings, Department of Public Works Garage, 275 Old Lancaster Road, Sudbury, MA.

Dear Mr. Nason:

In accordance with our discussions, Capital Environmental, LLC (Capital) is pleased to present the following proposal for environmental engineering and management services for the proper classification and off-site management of the Legacy Soil Pile stockpiled at the DPW Yard located at 275 Old Lancaster Road. The following Rates will apply:

- **Legacy Pile Material**

Engineering Services to Complete the Receiving Facility Approval Package 1 @ \$650.00

Transportation & Disposal Services \$39.75/Ton*

Equipment Charges (Only if Requested by the Sudbury DPW)

Mob. & Demob. (Per Event) \$950.00 per Move Event

Excavator or Loader & Operator \$1,875.00/Day

Engineering Services

Summary Documents & Tracking Record Report \$1,295.00

It is estimated that 2,300 tons of material will be moved under this proposal. The cost is estimated at \$100,000.00 (One Hundred Thousand Dollars). This budget number includes additional sample sets to verify material characteristics if needed.

*The sweepings portion of this material is destined for the Portsmouth, RI landfill. In the event the landfill closes and no longer can receive material, the rate will change to \$56.50/Ton for sweeping only.

46 Washburn Street, Northborough, Massachusetts 01532
(508) 393-5550 ▲ (508) 393-5567 Fax
www.Capital-Enviro.Com

August 30, 2017

Page 2.

Capital warrants that its services are performed, within the limits prescribed by the Client, with the usual thoroughness and competence of the environmental consulting and testing profession.

The Client acknowledges that Capital's services may require decisions, which are not based upon science, but rather upon judgmental considerations.

Any material in the soil pile not meeting facility specification will be set aside for future management upon proper classification and outlet determination. No trash or demolition debris can be in the stockpiled material.

The property owner, landowner and/or client are responsible to provide access to the subject property.

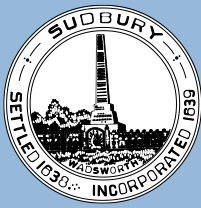
PAYMENT: Invoices will be prepared on a Net-30 Day basis.

If the terms of this contract are acceptable, please return a copy with the original signature of an authorized representative of your company.

Signed: Robert S. Berger Date: 8/30/17
Robert S. Berger, Owner
(Capital Representative)

Signed: _____ Date: _____
(Client Representative)

Attachment 15.a: FY18 Capital Env Soils Mgmt Proposal 08-30-2017 (2452 : Environmental engineering services proposal by Capital



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

CONSENT CALENDAR ITEM
16: Accept Park & Rec Donations \$700

REQUESTOR SECTION

Date of request:

Requestor: Kayla McNamara, Park & Rec Director

Formal Title: Vote to accept, on behalf of the Town, various donations totaling \$1,700 to support Park and Recreation's Summer Concert Series, to be deposited in the Program Contributions and Donations Account (191448/483100) as requested by Kayla McNamara, Director of Parks, Recreation & Aquatics, in a memo dated 7/31/17.

Recommendations/Suggested Motion/Vote: Vote to accept, on behalf of the Town, various donations totaling \$1,700 to support Park and Recreation's Summer Concert Series, to be deposited in the Program Contributions and Donations Account (191448/483100) as requested by Kayla McNamara, Director of Parks, Recreation & Aquatics, in a memo dated 7/31/17.

Background Information:
attached memo

Financial impact expected:

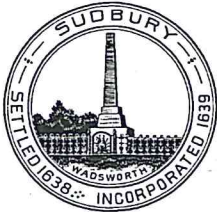
Approximate agenda time requested:

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

09/12/2017 7:00 PM



Town of Sudbury

Park & Recreation Department

Park and Recreation Department
40 Fairbank Road
Sudbury, MA 01776
978-443-1092

McNamarak@sudbury.ma.us

Memorandum

TO: Patty Golden
FROM: Kayla McNamara
RE: Summer Concert Series
DATE: July 31, 2017

RECEIVED
BOARD OF SELECTMEN
SUDBURY, MA
2017 AUG - 1 P 2: 23

To the Board of Selectmen:

Please accept the following donations to support Park and Recreation's Summer Concert Series. The checks will be deposited in the Recreation Program Contributions and Donations (191448/483100) Account. Expenses associated with the Summer Concert Series will be paid using these donations.

Metro Music	\$ 200.00
Especially for Pets	\$ 500.00

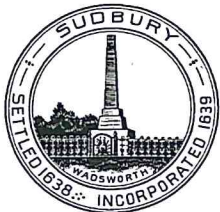
I have enclosed copies of the checks. The total donation is \$700.00

I will deposit the checks once they are accepted.

Thank you,

Kayla McNamara
Director of Parks, Recreation, & Aquatics

Attachment 16.a: Park Rec Donation 7.31.17 (2428 : Accept Park & Rec Donations \$700)



Town of Sudbury

Park & Recreation Department

Park and Recreation Department
40 Fairbank Road
Sudbury, MA 01776
978-443-1092

McNamarak@sudbury.ma.us

Memorandum

TO: Patty Golden
FROM: Kayla McNamara
RE: Donations
DATE: August 9, 2017

RECEIVED
BOARD OF SELECTMEN
SUDBURY, MA
2017 AUG 14 P 3:07

To the Board of Selectmen:

Please accept the following donation to support the Park and Recreation Summer Concert Series. This donation will be deposited in the Program Contributions and Donations Account 191448/483100.

Salem Five \$1,000.00

I have enclosed a copy of the check. The total donation is \$1,000.

Please let me know when this donation is approved and I will deposit the check.

Thank you,

Kayla McNamara
Director of Parks, Recreation & Aquatics
40 Fairbank Road
Sudbury, MA 01776-1843
978-639-3259

Attachment 16.b: Park Rec Donation 8.14.17 (2428 : Accept Park & Rec Donations \$700)

Salem Five Bank

July 19, 2017

Julie Harrington
Town of Sudbury - Parks and Recreation
40 Fairbank Road
Sudbury, MA 01776

Re: Charitable Contribution

Dear Ms. Harrington,

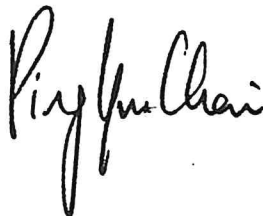
Salem Five Bank is pleased to contribute the enclosed check for \$1,000 in sponsorship of the Summer Concert Series.

Salem Five contributes every day to helping build stronger, more vibrant and prosperous communities. We do this through civic leadership, the volunteer efforts of our employees who are deeply involved in our local communities, lending programs that help people build and maintain their homes and businesses, and through the ongoing financial support from the Salem Five Charitable Foundation.

Since 1855, Salem Five Bank has been continuously building on a strong foundation of philanthropy. We are firmly committed to having a positive impact on the quality of life in our area, and are proud to offer a source of support to non-profit organizations on which a great many people in our area depend.

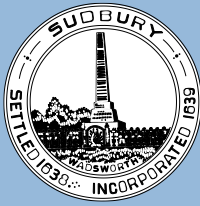
We applaud your important and meaningful efforts on behalf of our communities.

Best regards,



Ping Yin Chai
President and CEO

Enclosure
mhm



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

CONSENT CALENDAR ITEM

17: Accept Sudbury Foundation Grant for Health Department

REQUESTOR SECTION

Date of request:

Requestor: Marilyn Martino, Sudbury Foundation

Formal Title: Vote to accept a grant in the amount of \$1,650 from the Sudbury Foundation to enable the Health Department to pilot the Budget Buddies financial literacy training for Sudbury residents in subsidized housing.

Recommendations/Suggested Motion/Vote: Vote to accept a grant in the amount of \$1,650 from the Sudbury Foundation to enable the Health Department to pilot the Budget Buddies financial literacy training for Sudbury residents in subsidized housing.

Background Information:
Attached letter from Sudbury Foundation

Financial impact expected:n/a

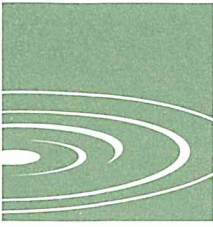
Approximate agenda time requested:

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

09/12/2017 7:00 PM



**THE SUDBURY
FOUNDATION**

Trustees

Miner A. Crary
Susan Iuliano
Stephen M. Richmond
Jill M. Stansky
Bank of America, N.A.

Trustee Emeritus

Richard H. Davison

Staff

Marilyn Martino
Executive Director
Tricia Brunner
Operations Manager

August 23, 2017

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

Dear Melissa:

On behalf of the Sudbury Foundation, I am delighted to enclose a grant check for \$1,650 to enable the Health Department to pilot the Budget Buddies financial literacy training for Sudbury residents in subsidized housing.

Also enclosed is an acknowledgment form describing the conditions of a Sudbury Foundation grant. These include submission of financial and programmatic reports within a year of the grant award. A sample grant report outline is also enclosed. Please sign and return one copy of the Acknowledgement Form at your convenience.

The trustees of the Foundation are pleased to support this valuable pilot project and look forward to hearing how residents respond.

Sincerely,

Marilyn Martino
Executive Director

cc: Bill Murphy, Director, Department of Health
Bethany Hadvab, Town Social Worker

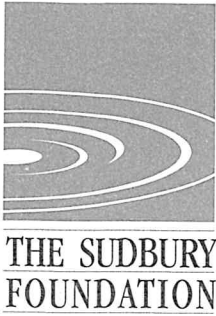
enclosure

326 Concord Road, Sudbury, Massachusetts 01776

tel (978) 443-0849 fax (978) 579-9536 email contact@sudburyfoundation.org

RECEIVED
BOARD OF SELECTMEN
SUDBURY, MA

2017 AUG 28 A 9:36



Grant Acknowledgment

Organization: Town of Sudbury / Health Department

Grant Amount: \$1,650

Date: August 23, 2017

Purpose: To pilot the Budget Buddies financial literacy training for subsidized housing residents in Sudbury.

We hereby acknowledge receipt from the Sudbury Foundation of the grant described above.

As a condition of the grant award, the Trustees request a financial statement and programmatic report describing the way in which the funds were spent and giving an appraisal of the results achieved. Applicants receiving support for a special or one-year project should submit their reports to the Foundation upon completion of the project or within one year of receiving the grant award, whichever comes first. In some cases, the Foundation may request a Year Two report as well. Recipients of multi-year grants are required to submit annual reports.

The Foundation should be notified immediately of significant changes in the management of the organization, the project manager or the project itself.

It is understood that any portion of this grant not needed for the designated purpose will be repaid to the Foundation unless permission to do otherwise is expressly given by the Trustees.

In all public statements, the Trustees request that you acknowledge this grant as a gift from the Sudbury Foundation.

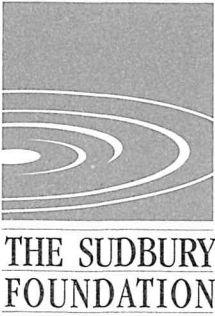
The Sudbury Foundation was established in 1952 by Sudbury residents Herbert and Esther Atkinson. The Foundation is guided by the Atkinsons' generosity and commitment to the people and places that brought meaning to their lives. The Foundation operates a local scholarship program and three geographically-focused nonprofit grantmaking programs.

Please sign and return one copy of this acknowledgment form to 326 Concord Road, Sudbury, MA 01776. A second copy has been provided for your records.

Signature: _____

Title: _____

Date: _____



Grant Acknowledgment

Organization: Town of Sudbury / Health Department

Grant Amount: \$1,650

Date: August 23, 2017

Purpose: To pilot the Budget Buddies financial literacy training for subsidized housing residents in Sudbury.

We hereby acknowledge receipt from the Sudbury Foundation of the grant described above.

As a condition of the grant award, the Trustees request a financial statement and programmatic report describing the way in which the funds were spent and giving an appraisal of the results achieved. Applicants receiving support for a special or one-year project should submit their reports to the Foundation upon completion of the project or within one year of receiving the grant award, whichever comes first. In some cases, the Foundation may request a Year Two report as well. Recipients of multi-year grants are required to submit annual reports.

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It is understood that any portion of this grant not needed for the designated purpose will be repaid to the Foundation unless permission to do otherwise is expressly given by the Trustees.

In all public statements, the Trustees request that you acknowledge this grant as a gift from the Sudbury Foundation.

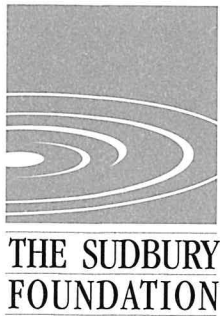
The Sudbury Foundation was established in 1952 by Sudbury residents Herbert and Esther Atkinson. The Foundation is guided by the Atkinsons' generosity and commitment to the people and places that brought meaning to their lives. The Foundation operates a local scholarship program and three geographically-focused nonprofit grantmaking programs.

Please sign and return one copy of this acknowledgment form to 326 Concord Road, Sudbury, MA 01776. A second copy has been provided for your records.

Signature: _____

Title: _____

Date: _____

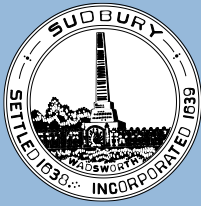


Outline for Sudbury Foundation Final Project Report

Your annual grant report helps to insure compliance and enables the Foundation to keep up with your organization's progress and activities. It is also an opportunity for you to reflect on the past year and to review and assess your own growth and development. It is not intended to be a burdensome task. Most reports can be presented well in 2-3 pages, plus attachments.

Please include:

1. An appraisal of progress in achieving project goals and objectives as stated in the grant application.
2. Project results, including any unexpected difficulties, delays, opportunities, or benefits. Please describe potential changes in programming/operations that might result from the project. Please note any follow up activities planned or needed.
3. Special insights or experiences which might be useful to the Foundation in funding other similar projects.
4. A full accounting of all funds allocated to the project, including a description of the specific project and budgetary purposes for which the grant funds were spent.
5. A description of efforts to inform the community about the project, if appropriate.
6. Any other pertinent information about the project the applicant might like to include.



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

CONSENT CALENDAR ITEM

18: Colonial Fair and Muster of Fyfes & Drums 2017

REQUESTOR SECTION

Date of request: August 28, 2017

Requestor: Hal Cutler

Formal Title: Vote to approve a special permit to Harold Cutler for the Colonial Fair and Muster of Fyfes and Drums to be held on the Wayside Inn grounds from 10:00 a.m. to 5:00 p.m. on Saturday, September 30, 2017, subject to conditions and permits required by the Fire and Police Departments and the Board of Health.

Recommendations/Suggested Motion/Vote: *Vote to approve a special permit to Harold Cutler for the Colonial Fair and Muster of Fyfes and Drums to be held on the Wayside Inn grounds from 10:00 a.m. to 5:00 p.m. on Saturday, September 30, 2017, subject to conditions and permits required by the Fire and Police Departments and the Board of Health.*

Background Information:
Please see application and department feedback attached.

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

09/12/2017 7:00 PM

 Harold & Betsey Cutler

163 Landham Road
Sudbury, MA USA
01776-3156



August 10, 2017

Town of Sudbury
Board of Selectmen
278 Old Sudbury Road
Sudbury, MA 01776

Greetings:

This letter is to request issuance of a one day (with no designated rain day) permit for the Colonial Fair and Muster of Fifes and Drums to be held on the grounds of the Wayside Inn, off Route 20, from 10:00 AM to 4:00 PM on Saturday, September 30. The program for the day will include a parade of fife and drum units along Wayside Inn Road from the Grist Mill to the fair ground across from the Wayside Inn. That parade will begin at 11:45 PM. Our application for this event is attached.

Please be advised that we will be working with personnel of the Sudbury Police Department as we have done in the past on parking and traffic control arrangements.

We will also be applying for a permit (copy attached) from the Board of Health required for the sale of food and baked goods at this event. We have also contacted the Sudbury Fire Department (copy attached) for permits for cooking fires used in the encampment of visiting fife and drum units and also during the fair itself.

Please send the permit to me using the enclosed self addressed stamped envelope.

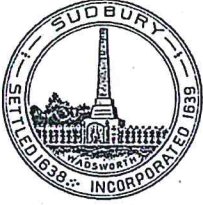
Thank you for your cooperation.

RECEIVED
BOARD OF SELECTMEN
SUDBURY, MA

2017 AUG 17 P 1:58

Hal Cutler

Hal Cutler



TOWN OF SUDBURY

Office of Selectmen
www.sudbury.ma.us

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

Email: selectmen@sudbury.ma.us

APPLICATION FOR A PARADE/PROCESSION PERMIT ON A PUBLIC WAY

Selectmen's Parade Policy (approved 5/31/2011)

Except for a Military or Funeral Parade, no person shall form or conduct any parade in any public street, public sidewalk or public way within the Town without first obtaining a written permit from the Board of Selectmen. The Chief of Police, after conferring with the Fire Chief, will determine the appropriate public safety requirements for this parade 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 parade 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, depending on size of the parade.

Organization Name Sudbury Companies of Militia and Minute

Event Name Colonial Fair and Muster of Fyfes and Drums

Organization Address P. O. Box 187

Name of contact person in charge Harold R. Cutler

Telephone Num [REDACTED]

Email address [REDACTED]

Date of event September 30, 2017 Rain Date None

Starting time 11:45 AM Ending time 1:00 PM

Route of the parade and portion of the road requested to be used (please indicate on map and attach to this application) From the Grist Mill along Wayside Inn Road to the Muster Field across from the Wayside Inn

Anticipated number of participants 400

Number of vehicles None Type(s) of vehicles Not applicable

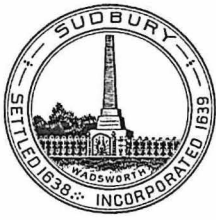
Assembly area (enclose written permission of owner if private property to be used for assembly) _____

On the grounds of the Wayside Inn/Grist Mill

Any other important information regarding the parade/procession. None

The undersigned applicant agrees that the applicant and parade 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 the permit 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 Harold R. Cutler Date 8/8/2017



TOWN OF SUDBURY

Office of Selectmen
www.sudbury.ma.us

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

Email: selectmen@sudbury.ma.us

CONTINUED: APPLICATION FOR A PARADE/PROCESSION PERMIT...

Application Checklist:

- Application Form
- Map of Route
- Evidence of Certificate of Insurance (please see details above)

Please submit completed application and materials to:

Board of Selectmen
278 Old Sudbury Rd.
Sudbury, MA 01776
Fax: 978-443-0756
Email: selectmensoffice@sudbury.ma.us

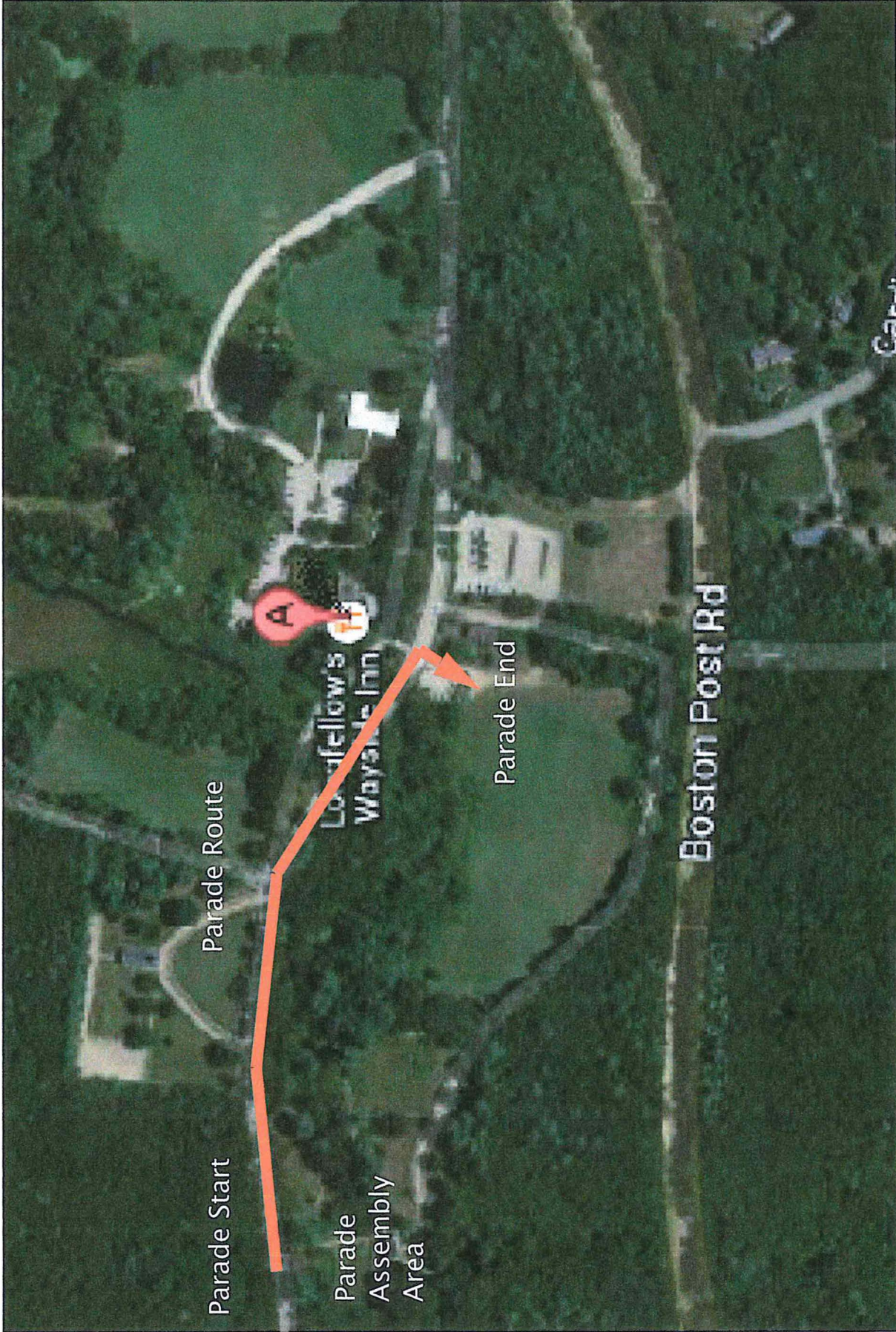
-----**FOR INTERNAL USE ONLY**-----

Application received in Selectmen's office by _____ Date _____

Recommendation and requirements of Sudbury Chief of Police: _____

Signature of Police Chief _____ Date _____

Attachment 18.a: Colonial Fair 2017_BOS (2433 : Colonial Fair and Muster of Fyfes & Drums 2017)





Longfellow's
WAYSIDE INN
Sudbury, Massachusetts 01776

August 10, 2017

To whom it may concern,

The Sudbury Companies of Militia and Minute and the Sudbury Ancient Fyfe and Drum Companies have my permission to utilize the grounds of the Grist Mill and Chapel on Wayside Inn Road to assemble the parade of fifes and drums that will begin at 11:30 AM on Saturday, September 30, 2017.

Sincerely,

Steve Pickford

Innkeeper

Attachment 18.a: Colonial Fair 2017_BOS (2433 : Colonial Fair and Muster of Fyfes & Drums 2017)

Colonial Fair Department Feedback

Saturday, September 30, 2017

Board of Health Approval:

From: Murphy, Bill
 Sent: Monday, August 28, 2017 12:05 PM
 Subject: Re: Colonial Fair and Muster of Fyfes & Drums 2017

NO ISSUES with this event
 -Bill

Fire Department Approval:

From: Whalen, John
 Sent: Tuesday, August 22, 2017 10:31 AM
 Subject: **ACCEPTED**: Colonial Fair and Muster of Fyfes & Drums 2017
 When: Saturday, September 30, 2017 10:00 AM-4:00 PM (UTC-05:00) Eastern Time (US & Canada).

Highway Department Approval:

From: Nason, Dan
 Sent: Monday, August 28, 2017 11:49 AM
 Subject: **ACCEPTED**: Colonial Fair and Muster of Fyfes & Drums 2017
 When: Saturday, September 30, 2017 10:00 AM-4:00 PM (UTC-05:00) Eastern Time (US & Canada).

I has no issue with this event assuming there is no involvement required by the Public Works Department.

Regards,
 Dan Nason

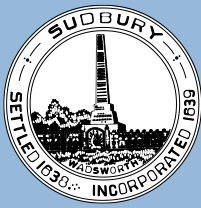
Park & Recreation Approval:

From: McNamara, Kayla
 Sent: Monday, August 28, 2017 11:29 AM
 Subject: RE: Colonial Fair and Muster of Fyfes & Drums 2017

ALL SET with Park & Recreation.
 Thanks,
 Kayla

Police Department Approval:

From: Nix, Scott
 Sent: Friday, August 25, 2017 2:59 PM
 Subject: **ACCEPTED**: Colonial Fair and Muster of Fyfes & Drums 2017
 When: Saturday, September 30, 2017 10:00 AM-4:00 PM (UTC-05:00) Eastern Time (US & Canada).



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

CONSENT CALENDAR ITEM
19: Minutes approval 5/3/16 and 8/8/17

REQUESTOR SECTION

Date of request:

Requested by: Leila S. Frank

Formal Title: Vote to approve the regular session minutes of May 3, 2016 and August 8, 2017.

Recommendations/Suggested Motion/Vote: Vote to approve the regular session minutes of May 3, 2016 and August 8, 2017.

Background Information:
attached drafts

Financial impact expected:

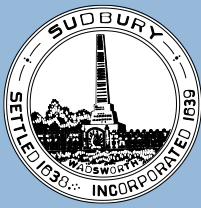
Approximate agenda time requested:

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

09/12/2017 7:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

EXECUTIVE SESSION

20: Release Town Counsel opinion on Lincoln Lane

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Release Town Counsel opinion on Lincoln Lane

Recommendations/Suggested Motion/Vote:

Background Information:

Financial impact expected:

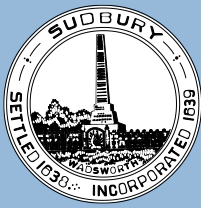
Approximate agenda time requested:

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

09/12/2017 7:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

EXECUTIVE SESSION

21: Ti Sales Case

REQUESTOR SECTION

Date of request:

Requested by: Leila S. Frank

Formal Title: Discussion on Ti Sales Case

Recommendations/Suggested Motion/Vote: Discussion on Ti Sales Case

Background Information:

Financial impact expected:

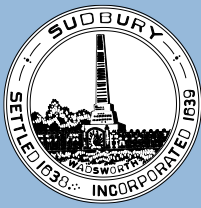
Approximate agenda time requested:

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

09/12/2017 7:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

MISCELLANEOUS (UNTIMED)

22: Septage Facility

REQUESTOR SECTION

Date of request:

Requested by: Leila S. Frank

Formal Title: Update on Septage Facility.

Recommendations/Suggested Motion/Vote: Update on Septage Facility.

Background Information:

Financial impact expected:

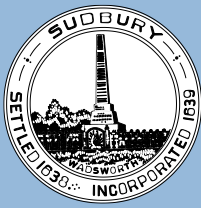
Approximate agenda time requested:

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

09/12/2017 7:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

EXECUTIVE SESSION

23: ES Minutes approval

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Vote to approve the executive session minutes of May 4, 2016.

Recommendations/Suggested Motion/Vote: Vote to approve the executive session minutes of May 4, 2016, May 17, 2016, and May 11, 2017.

Background Information:
attached drafts

Financial impact expected:N/A

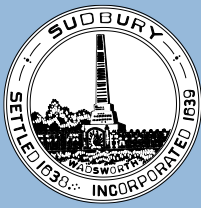
Approximate agenda time requested:

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

09/12/2017 7:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, September 12, 2017

EXECUTIVE SESSION

24: Close Exec Session

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Vote to close Exec Session and not resume in Open Session.

Recommendations/Suggested Motion/Vote: Vote to close Exec Session and not resume in Open Session.

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

09/12/2017 7:00 PM