

SUDBURY BOARD OF SELECTMEN
TUESDAY JULY 21, 2020
6:00 PM EXECUTIVE SESSION
7:00 PM OPEN SESSION

Please click the link below to join the virtual Selectmen's Meeting:

<https://us02web.zoom.us/j/95536174447>

For audio only, call the number below and enter the meeting ID on your telephone keypad

Call In number: 978-639-3366 or 470 250 9358

Meeting ID: **955 3617 4447**

Item #	Time	Action	Item
	6:00 PM		CALL TO ORDER
EXECUTIVE SESSION			
1.		<i>VOTE</i>	Open in regular session and immediately vote to enter executive session to consider the purchase, exchange, lease or value of real property if the chair declares that an open meeting may have a detrimental effect on the negotiating position of the public body, pursuant to General Laws chapter 30A, §21(a)(exception 6) with respect to the Sudbury portion of the CSX rail corridor.
2.		<i>VOTE</i>	Also to review executive session meeting minutes, pursuant to G.L. c. 30A, § 21(a)(7) "[t]o comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements" ("Purpose 7"), citing to the Open Meeting Law, G.L. c. 30A, §§ 22(f), (g).
3.		<i>VOTE</i>	Vote to close Executive Session and resume Open Session.
			Opening remarks by Chairman
			Reports from Town Manager
			Reports from Selectmen
			Citizen's comments on items not on agenda
MISCELLANEOUS			
4.		<i>VOTE</i>	Review Town Meeting articles (budget articles #2-16), possibly take positions on articles, and assign motions and presentations.

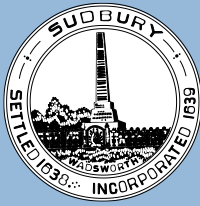
These agenda items are those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

Item #	Time	Action	Item
5.		<i>VOTE</i>	Discussion and possible vote on the Fairbank Community Center Town Forum.
6.		<i>VOTE</i>	Presentation and possible vote on Annual Town Meeting petition articles: #51 - Acquire 1/4 mile of CSX Corridor, and #52 - Expedite Completion of Bruce Freeman Rail Trail (BFRT). Petitioner Leonard Simon to present.
7.		<i>VOTE</i>	Vote to request, pursuant to the provisions of G.L. c.59, s. 21C, that the Secretary of the Commonwealth include on the ballot for the November biennial state election for use in the Town of Sudbury the following debt exclusion questions: QUESTION 1 - Shall the town of Sudbury be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bond issued in order to acquire, establish, and construct, a multi-use rail trail and bicycle path on the parcel of land shown on a Railroad Map on file with the Town Clerk, and any and all incidental and related costs associated therewith?
8.		<i>VOTE</i>	Discussion and possible vote on Brimstone Lane Article #39
9.		<i>VOTE</i>	Discussion and vote on Town Meeting articles for consideration as Consent Calendar items: CPC articles #42-50, Article #11 - Stabilization Fund, and Article #16 Post-Employment Health Insurance Trust Funding.
10.			Discussion on Board's Social Media Policy
11.			Discussion on Town Manager 90-day check-in, goals and 6-month evaluation
12.		<i>VOTE</i>	Discussion on Board liaison to Park & Recreation Commission
13.		<i>VOTE</i>	Discussion and possible vote on Key Performance Indicators (KPI) as requested by Selectman Schineller.
14.		<i>VOTE</i>	Review Open Meeting Law complaint of resident Len Simon dated 7/13/20 and discuss proposed response.
15.		<i>VOTE</i>	Review regular session minutes of 6/9/20. 6/17/20 and possibly vote to approve minutes.
16.			Citizen's Comments
17.			Upcoming Agenda Items
CONSENT CALENDAR			
18.		<i>VOTE</i>	Vote to approve withdrawal of Town Meeting article #2 (FY20 Budget Adjustments) and article #9 (FY19 Unpaid Bills)
19.		<i>VOTE / SIGN</i>	As the Licensing Authority for the Town of Sudbury, vote to renew a billiards table license for the American Legion Sudbury Post #191, Inc., Phillip M. McKenzie, Manager, 676 Boston Post Road, through May 1, 2021. Current license expired on May 1, 2020.

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Item #	Time	Action	Item
20.		<i>VOTE</i>	Vote whether to approve the annual Selectmen's re-appointments of those listed (all of which are subject to acceptance), to acknowledge the resignations of those who choose not to be re-appointed, and to send a letter of appreciation to the resigning volunteers for their service to the community.
21.		<i>VOTE</i>	Vote to accept the resignation of Connie Steward from the Council on Aging and send a letter of thanks for her service to the Town.
22.		<i>VOTE</i>	Vote to appoint Election Officers for a one-year term, commencing August 15, 2020 and ending August 14, 2021, as recommended by the Democratic and Republican Town Committee Chairs and the Town Clerk.
23.		<i>VOTE</i>	Vote to adjourn meeting

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, July 21, 2020

EXECUTIVE SESSION

1: Exec session to discuss CSX

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Open in regular session and immediately vote to enter executive session to consider the purchase, exchange, lease or value of real property if the chair declares that an open meeting may have a detrimental effect on the negotiating position of the public body, pursuant to General Laws chapter 30A, §21(a)(exception 6) with respect to the Sudbury portion of the CSX rail corridor.

Recommendations/Suggested Motion/Vote: Open in regular session and immediately vote to enter executive session to consider the purchase, exchange, lease or value of real property if the chair declares that an open meeting may have a detrimental effect on the negotiating position of the public body, pursuant to General Laws chapter 30A, §21(a)(exception 6) with respect to the Sudbury portion of the CSX rail corridor.

Background Information:
attached

Financial impact expected:

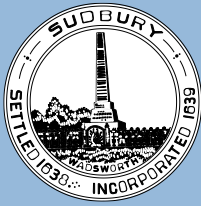
Approximate agenda time requested: 60 minutes

Representative(s) expected to attend meeting: Beth Suedmeyer, Environmental Planner

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM

**SUDBURY BOARD OF SELECTMEN**

Tuesday, July 21, 2020

EXECUTIVE SESSION**2: Exec Session to review minutes****REQUESTOR SECTION**

Date of request:

Requested by: Patty Golden

Formal Title: Also to review executive session meeting minutes, pursuant to G.L. c. 30A, § 21(a)(7) “[t]o comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements” (“Purpose 7”), citing to the Open Meeting Law, G.L. c. 30A, §§ 22(f), (g).

Recommendations/Suggested Motion/Vote: Also to review executive session meeting minutes pursuant to G.L. c. 30A, § 21(a)(7) “[t]o comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements” (“Purpose 7”), citing to the Open Meeting Law, G.L. c. 30A, §§ 22(f), (g).

Background Information:

Attached draft executive minutes of 6/11/19, 6/18/19 and 2/4/20.

Financial impact expected:

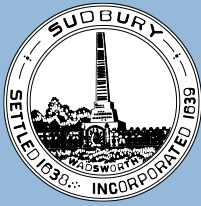
Approximate agenda time requested: 20 minutes

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM



SUDBURY BOARD OF SELECTMEN

Tuesday, July 21, 2020

3

EXECUTIVE SESSION

3: Close Executive session

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Vote to close Executive Session and resume Open Session.

Recommendations/Suggested Motion/Vote: [Vote to close Executive Session and resume Open Session.](#)

Background Information:

Financial impact expected:

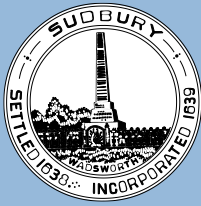
Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, July 21, 2020

MISCELLANEOUS (UNTIMED)

4: Town Meeting action

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Review Town Meeting articles (budget articles #2-16), possibly take positions on articles, and assign motions and presentations.

Recommendations/Suggested Motion/Vote: Review Town Meeting articles (budget articles #2-16), possibly take positions on articles, and assign motions and presentations.

Background Information:

Attached list containing articles not yet voted on. This is in Town Meeting warrant format.

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM

#	Article Title	Sponsor/ Submitted by	Article Presenter	BOS Position	FinCom Position	Report BOS position at ATM	Funding Source	Requested Amount	Required Vote	Consent Calendar				
	IN MEMORIAM RESOLUTION													
	FINANCE/BUDGET													
1	Hear Reports	BOS			n/a		n/a	n/a	Majority					
2	FY20 Budget Adjustments	BOS			n/a		n/a	0	Majority					
3	FY21 Budget	Town Mgr					Various	\$105,769,693	Majority					
4	FY21 Capital Budget	Town Mgr					Free Cash	\$722,076	Majority					
5	FY21 Transfer Station Enterprise Fund Budget	Town Mgr			6-0		Enterprise Receipts	\$314,927	Majority					
6	FY21 Pool Enterprise Fund Budget	Town Mgr					Enterprise Receipts	\$464,249	Majority					
7	FY21 Recreation Field Maintenance Enterprise Fund Budget	Town Mgr					Enterprise Receipts	\$254,704	Majority					
8	FY20 Snow & Ice Transfer	Town Mgr					n/a	\$0	Majority		ESTIMATED	FUNDED WITH RESERVE FUND TRANSFER IN FY20. Article not necessary.		
9	Unpaid Bills	Town Accountant					n/a	n/a	Four-fifths					
10	Chapter 90 Highway Funding	DPW Director		5-0 support	6-0		n/a	n/a	Majority	X				
11	Stabilization Fund	BOS			8-0		Free Cash	\$40,496	Majority					
12	Goodnow Library Services Revolving Fund (new)	Library Director		5-0 support	6-0		n/a	n/a	Majority	X				
13	FY21 Revolving Fund limits	BOS			6-0		n/a	n/a	Majority	X?				
14	Capital Stabilization Fund	Town Mgr					Free Cash	\$250,000	Majority					
15	Fund Litigation Costs - Eversource	Town Mgr			6-0		Free Cash	\$150,000	Majority		ESTIMATED			
16	Post-Employment Health Insurance Trust Funding	Town Mgr			6-0		HI Trust Fund	\$211,867	Majority					
17	CSX Corridor	BOS					Debt Excl		Two-thirds if borrowed					
18	Fairbank Community Center Design and Construction Funds	BOS			4-4		Debt Excl	\$28,832,000	Two-thirds if borrowed					
19	WITHDRAWN													
20	Construction of Housing/Living Addition - Fire Station #2	Fire Chief					n/a		Two-thirds if borrowed					
	CAPITAL ARTICLES													
21	Purchase Fire Dept. Ambulance	Fire Chief		5-0 support	8-0; CIAC 4-0		RRA	\$340,000	Majority					
22	Dutton Road Bridge Project - Easements	DPW Director		4-0 support					Majority	x				
23	WITHDRAWN													
24	Front End Loader with Plow	DPW Director		IP	8-0		n/a	\$0	Majority					
25	Roadway Drainage Improvements	DPW Director			8-0		Free Cash	\$120,000	Majority					
26	Old Sudbury Road Culvert Design	DPW Director			8-0		Free Cash	\$100,000	Majority					
27	Multi-purpose Sidewalk Tractor	DPW Director		IP	8-0		n/a	\$0	Majority					
28	Dump Truck with Plow	DPW Director			2-4		Free Cash	\$110,000	Majority					
29	One-Ton Dump Truck with Plow, Spreader and Wing	DPW Director			2-4		Free Cash	\$140,000	Majority					
30	6-Wheel Combo Body Dump Truck with Plow and Spreader	DPW Director			2-4		Free Cash	\$260,000	Majority					
31	Sudbury Public Schools Surveillance Cameras	SPS Committee			8-0		Free Cash	\$261,023	Majority					
32	Sudbury Public Schools Playground Improvement	SPS Committee			8-0		Free Cash/grants/old articles	\$333,000	Majority					

#	Article Title	Sponsor/ Submitted by	Article Presenter	BOS Position	FinCom Position	Report BOS position at ATM	Funding Source	Requested Amount	Required Vote	Consent Calendar					
33	Sudbury Public Schools Non-resident Tuition Fund	SPS Committee		5-0 support	8-0		n/a	n/a	Majority	X					
34	Authorize BOS to petition for an additional alcohol pouring license for Meadow Walk development	BOS		4-0 support	n/a		n/a	n/a	Majority	X					
35	Acceptance of Provisions of the Massachusetts Veterans' Brave Act M.G.L. Chapter 59, Sect. 5, clause twenty-second H	Board of Assessors		5-0 support	8-0		n/a	Annual RE Tax	Majority	X					
36	Addition of Associate Member to the Historic Districts Commission	HDC		5-0 support	n/a		n/a	n/a	Majority	X					
37	Amend Zoning Bylaw, Article IX: Remove Section 4800. Temporary Moratorium on Marijuana Establishments and insert Section 4800. Solar Energy Systems	Planning Board			n/a		n/a	n/a	Two-thirds						
38	Amend Zoning Bylaw, Article IX: Insert Section 5600. Inclusion of Affordable Housing	Planning Board			n/a		n/a	n/a	Two-thirds						
CONSERVATION COMMISSION ARTICLES															
39	Exchange of Real Property - Brimstone lane parcels	ConComm					n/a	n/a	Two-thirds						
40	Transfer Care & Custody of Town-Owned Water Row parcel to Conservation Commission (H11-401)	ConComm		5-0 support			n/a	n/a	two-thirds						
41	Transfer Care & Custody of Town-Owned Water Row parcel to Conservation Commission (H11-305)	ConComm		5-0 support			n/a	n/a	two-thirds						
CPC ARTICLES															
42	Community Preservation Fund - Historic Resource Inventory Survey	CPC		5-0 support	6-0		CPA Receipts	\$30,000	Majority						
43	Community Preservation Fund - Removal of Invasive Species from King Philip Woods	CPC		5-0 support	6-0		CPA Receipts	\$47,000	Majority						
44	Community Preservation Fund - Design of Wayside Inn Road Bridge over Hop Brook	CPC		5-0 support	0-6		CPA Receipts	\$125,000	Majority						
45	Community Preservation Fund - Remediation of Water Chesnuts from Hop Brook Pond System	CPC		5-0 support	6-0		CPA Receipts	\$180,000	Majority						
46	Community Preservation Fund - Sudbury Housing Authority Acquisition, Creation, Preservation, and support of Affordable Rental Housing	CPC		5-0 support	6-0		CPA Receipts	\$259,000	Majority						
47	Community Preservation Fund - Regional Housing Services Office (RHSSO) membership fee	CPC		5-0 support	6-0		CPA Receipts	\$30,000	Majority						
48	Community Preservation Fund - Library Historic Room Conversion	CPC		5-0 support			CPA Receipts	\$150,000	Majority						
49	Community Preservation Fund - Reversion of Funds	CPC		5-0 support	6-0		n/a	\$46,333	Majority						
50	Community Preservation Fund - General Budget and Appropriations	CPC		5-0 support	6-0		CPA Receipts	\$2.59M	Majority						
PETITION ARTICLES															
51	Acquire ¼ mile of CSX Corridor (Station Rd to Rt 20)	Simon						300,000	Two-thirds. If borrowed						
52	Expedite completion of BFRT	Simon					n/a	n/a	Majority						
53	Bicycle safety road signs	Porter		3-2 support			n/a	n/a	Majority						
54	Cost/benefit study on burying overhead utility lines	Pathak					n/a	n/a	Majority						

#	Article Title	Sponsor/ Submitted by	Article Presenter	BOS Position	FinCom Position	Report BOS position at ATM	Funding Source	Requested Amount	Required Vote	Consent Calendar				
55	Polystyrene reduction	LS students		4-1 support			BOH supports	n/a	Majority					
56	Checkout bag charge	LS students		4-1 support			BOH supports	n/a	Majority					
57	Disposable plastic pollution reduction bylaw (straws & stirrers)	LS students		4-1 support			BOH supports	n/a	Majority					

EDUCATION

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
SUDBURY PUBLIC SCHOOLS				
Sudbury Public Schools		38,309,355	38,535,653	39,595,043
Total: Sudbury Public Schools		38,309,355	38,535,653	39,595,043

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
LS REGIONAL HIGH SCHOOL				
Sudbury Operating Assessment		23,864,710	24,923,953	25,846,224
Sudbury Debt Assessment		564,892	549,861	529,571
Sudbury OPEB Normal Cost Assessment		333,114	335,067	336,485
Total LS Regional High School		24,762,716	25,808,881	26,712,280

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
VOCATIONAL EDUCATION				
Voc. HS Expense		461,426	615,000	550,000
Sub Total: Expenses	-	461,426	615,000	550,000
Total: Vocational Education	-	461,426	615,000	550,000

GENERAL GOVERNMENT

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
SELECTMEN/TOWN MANAGER				
Town Manager	1.00	182,000	192,200	182,000
Administration	1.00	90,176	91,971	93,329
Clerical	2.00	111,654	122,944	126,529
Deferred Compensation	-	10,000	-	10,000
Professional Development	-	-	-	2,550
Sub Total: Personal Services	4.00	393,830	407,115	414,408
General Expense	-	28,840	30,550	31,161
Equipment Maintenance	-	272	-	-
Travel	-	-	750	750
Out of State Travel	-	-	2,000	2,000
Prior Year Encumbrances	-	1,707	-	-
Sub Total: Expenses	-	30,819	33,300	33,911
Total: Selectmen	4.00	424,649	440,415	448,319

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
ASSIST. TOWN MANAGER/ HUMAN RESOURCES				
Human Resources Director	1.00	152,077	153,952	156,398
Benefits Coordinator	1.00	57,523	58,896	59,775
Clerical	-	5,886	6,026	6,118
Sub Total: Personal Services	2.00	215,486	218,874	222,291
General Expense	-	1,152	1,900	1,900
Travel	-	512	2,450	2,450
Contracted Services	-	-	1,200	1,200
Professional Development	-	2,518	3,375	3,863
Prior Year Encumbrances	-	433	488	-
Sub Total: Expenses	-	4,615	9,413	9,413
Total: ATM/HR	2.00	220,101	228,287	231,704

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
LAW				
Clerical	1.00	23,824	30,134	30,604
Sub Total: Personal Services	1.00	23,824	30,134	30,604
General Expense	-	471	990	990
Legal Expenses	-	300,352	150,000	150,000
Prior Year Encumbrances	-	468	-	-
Sub Total: Expenses	-	301,291	150,990	150,990
Total: Law	1.00	325,115	181,124	181,594

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
FINANCE COMMITTEE				
Clerical	-	1,908	4,608	4,305
Total: Finance Committee	-	1,908	4,608	4,305

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
ACCOUNTING				
Town Accountant	1.00	109,954	116,598	123,199
Salaries	3.00	183,225	189,558	194,525
Sub Total: Personal Services	4.00	293,179	306,156	317,724

General Expense	-	7,341	9,900	10,000
Computer	-	48,942	51,500	54,100
Travel	-	564	500	600
Sub Total: Expenses	-	56,847	61,900	64,700
Total: Accounting	4.00	350,026	368,056	382,424

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
ASSESSORS				
Assessor	1.00	95,959	97,126	98,572
Clerical	2.00	123,396	125,846	127,718
Sick Leave Buy Back	-	4,987	5,826	5,913
Sub Total: Personal Services	3.00	224,342	228,798	232,203
General Expense	-	1,107	3,000	1,775
Contracted Services	-	55,810	57,800	59,103
Sub Total: Expenses	-	56,917	60,800	60,878
Total: Assessors	3.00	281,259	289,598	293,081

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
TREASURER/COLLECTOR				
Fin. Director/Treas.-Collector	1.00	131,717	134,551	156,048
Clerical	3.00	146,846	217,871	158,919
Sick Leave Buy Back	-	1,041	-	-
Sub Total: Personal Services	4.00	279,604	352,422	314,967
General Expense	-	12,637	12,000	13,000
Equipment Maintenance	-	640	600	650
Travel In-State	-	587	600	600
Tax Collection Services	-	8,727	7,500	9,000
Tax Title Expense	-	-	5,000	5,000
Prior Year Encumbrances	-	154	90	-
Sub Total: Expenses	-	22,745	25,790	28,250
Total: Treasurer/Collector	4.00	302,349	378,212	343,217

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
INFORMATION SYSTEMS				
Technology Administrator	1.00	109,134	110,468	112,122
Non-Clerical	1.00	86,484	92,121	93,490
Summer Help	-	11,568	8,936	8,936
Sick Leave and Vacation Buy Back	-	4,462	5,487	5,569

Sub Total: Personal Services	2.00	211,648	217,012	220,117
General Expense	-	4,115	5,000	5,000
Software	-	94,852	83,278	120,788
Equipment Maintenance	-	3,748	7,000	7,000
Travel	-	168	400	400
Contracted Services	-	33,232	50,850	54,000
Professional Development	-	5,675	6,850	7,875
Equipment	-	91,989	77,600	77,600
WAN/Telephone Connections	-	7,523	11,500	11,500
Network	-	4,046	5,000	5,000
Internet	-	7,704	15,000	15,000
Prior Year Encumbrances	-	-	26	-
Sub Total: Expenses	-	253,052	262,504	304,163
Total: Information Systems	2.00	464,700	479,516	524,280

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
TOWN CLERK				
Town Clerk	1.00	87,546	89,017	87,116
Overtime	-	4,926	2,250	5,500
Clerical	3.00	162,170	169,167	173,414
Annual Sick Buyback		1,585	-	-
Registrars	-	-	932	932
Election Workers	-	29,204	16,500	24,000
Sub Total: Personal Services	4.00	285,431	277,866	290,962
General Expense	-	8,440	8,500	8,500
Equipment Maintenance	-	1,350	3,250	1,600
Travel	-	1,103	850	1,100
Tuition	-	1,170	1,500	1,200
Elections	-	23,073	16,000	23,000
Prior Year Encumbrances	-	-	10	-
Sub Total: Expenses	-	35,136	30,110	35,400
Total: Town Clerk	4.00	320,567	307,976	326,362

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
CONSERVATION				
Conservation Coordinator	1.00	101,088	92,206	82,971
Clerical	1.00	25,693	28,832	29,268
Sub Total: Personal Services	2.00	126,781	121,038	112,239
General Expense	-	2,535	800	800
Trails Maintenance	-	-	10,000	10,000
Travel	-	645	600	600

Clothing	-	400	400	400
Sub Total: Expenses	-	3,580	11,800	11,800
Total: Conservation	2.00	130,361	132,838	124,039

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
PLANNING				
Planning Director	1.00	100,845	114,608	109,841
Staff Planning Salaries	1.00	57,307	87,365	89,794
Clerical	2.00	90,859	94,514	91,079
Stipends	-	5,580	-	-
Sub Total: Personal Services	4.00	254,591	296,487	290,714
General Expense	-	2,131	2,600	2,600
Contracted Services	-	5,884	20,000	20,000
Sub Total: Expenses	-	9,588	62,357	25,100
Total: Planning	4.00	264,179	358,844	315,814

PUBLIC SAFETY

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
POLICE				
Police Chief	1.00	166,108	168,139	170,658
Lieutenants	2.00	263,840	272,422	287,618
Patrol Officers	27.00	1,832,681	2,038,487	2,136,821
Overtime	-	343,290	315,696	329,431
Dispatcher Overtime	-	115,402	96,999	98,454
Clerical	2.00	124,222	124,895	126,757
Night Differential	-	29,167	33,523	33,523
Dispatch Night Differential	-	12,414	9,125	14,075
Dispatchers	9.00	438,313	451,963	480,890
Sick Leave Buy Back	-	7,988	9,900	12,985
Holiday Pay	-	26,449	15,636	28,215
Stipend	-	63,206	78,201	81,964
Non-accountable Clothing	-	13,290	14,640	14,220
Sub Total: Personal Services	41.00	3,436,370	3,629,626	3,815,611
General Expense	-	85,003	85,000	85,000
Dispatch General Expense	-	2,791	5,000	5,000
Gasoline	-	32,424	51,000	50,000
Maintenance	-	79,847	90,000	90,000
Travel In-state	-	783	1,500	1,500
Uniforms	-	21,298	24,800	24,000
Dispatch Clothing Allowance	-	3,722	3,825	4,500
Tuition	-	46,447	15,000	15,000

Equipment	-	46,914	50,000	50,000
Prior Year Encumbrances	-	8,094	-	-
Sub Total: Expenses		327,323	326,125	325,000
Police Cruisers	-	165,000	165,000	153,480
Sub Total: Capital	-	165,000	165,000	153,480
Total: Police	41.00	3,928,693	4,120,751	4,294,091

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
FIRE				
Fire Chief	1.00	136,520	154,732	164,669
Deputy Chief	1.00	113,693	122,500	129,145
Firefighters/EMTs/Paramedics	40.00	2,657,339	3,069,030	3,115,702
Overtime	-	686,306	550,000	520,000
Clerical	1.00	73,159	77,610	81,715
Weekend Differential	-	5,835	6,525	6,525
Sick leave Buy Back	-	22,692	14,754	14,398
Fire Stipends	-	61,521	43,200	89,160
Non-accountable Clothing	-	30,271	29,600	35,600
Sub Total: Personal Services	43.00	3,787,336	4,067,951	4,156,914
General Expense	-	61,338	66,000	66,000
Gasoline/Diesel Fuel	-	24,837	29,000	29,000
Maintenance	-	87,203	78,000	80,000
Utilities	-	38,002	54,000	55,080
Alarm Maintenance	-	7,219	5,500	5,500
Travel	-	1,624	2,000	2,000
Clothing	-	13,576	10,300	10,300
Tuition	-	37,974	60,000	74,034
Contracted Services	-	91,409	85,000	94,597
CERT Expense	-	396	550	600
Equipment	-	71,047	53,000	54,000
Prior Year Encumbrances	-	62,780	-	-
Sub Total: Expenses	-	497,405	443,350	471,111
Total: Fire	43.00	4,284,741	4,511,301	4,628,025

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
BUILDING				
Building Inspector	1.00	104,379	105,650	91,189
Asst. Building Inspector	1.00	68,565	72,666	69,348
Clerical	2.00	56,957	66,686	68,938
Deputy Inspector	-	1,669	17,700	17,700
Wiring Inspector	-	13,050	13,050	13,050
Sub Total: Personal Services	4.00	244,620	275,752	260,225

General Expense	-	8,479	10,500	10,500
Town Vehicle Maintenance	-	349	920	920
In-State Travel	-	1,462	1,500	1,500
Clothing Allowance	-	779	1,200	1,200
Contracted Services	-	3,000	3,000	3,000
Sub Total: Expenses	-	14,069	17,120	17,120

Total: Building	4.00	258,689	292,872	277,345
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PUBLIC WORKS

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
ENGINEERING				
Deputy Director DPW	1.00	111,325	117,998	125,119
Non-Clerical	3.00	220,527	246,866	256,642
Clerical	1.00	61,215	62,429	63,358
Summer Help	-	-	11,000	11,000
Sub Total: Personal Services	5.00	393,067	438,293	456,119

General Expense	-	15,447	17,770	18,000
Maintenance	-	2,495	3,300	3,300
Travel	-	81	500	500
Uniforms	-	2,200	3,575	3,575
Contracted Services	-	45,446	68,000	100,000
Prior Year Encumbrances	-	5,932	22,689	-
Sub Total: Expenses	-	71,601	115,834	125,375

Total: Engineering	5.00	464,668	554,127	581,494
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	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
STREETS & ROADS				
DPW Director	1.00	131,917	134,551	156,048
Highway Dir. Of Operations	1.00	77,791	82,443	86,952
Management Analyst	1.00	84,377	89,425	94,576
Non-Clerical	13.00	658,096	780,127	798,039
Overtime	-	39,516	26,312	50,000
Clerical	1.00	76,284	80,681	82,050
Summer Help	-	1,200	7,200	7,200
Sick Leave Buy Back	-	-	576	1,750
Stipends	-	8,174	8,190	8,190
Sub Total: Personal Services	17.00	1,077,355	1,209,505	1,284,805

General Expense	-	28,278	29,630	30,000
Gasoline	-	108,243	104,160	104,160
Bldg. Maintenance	-	18,795	38,300	38,300
Vehicle Maintenance	-	298,537	355,505	325,000

Utilities	-	19,196	18,100	19,100
Street Lighting	-	17,325	15,800	18,300
In-state Travel	-	2,644	1,500	1,700
Clothing	-	21,109	23,600	23,600
Tuition	-	10,400	8,380	9,380
Police Details	-	85,139	65,000	85,000
Roadwork	-	459,169	780,501	780,800
Culvert Repairs	-	16,943	50,000	50,000
Prior Year Encumbrances	-	2,107	276,102	-
Sub Total: Expenses	-	1,087,885	1,766,578	1,485,340

Equipment Leases	-	46,383	46,383	-
Sub Total: Capital	-	46,383	46,383	-

Total: Streets & Roads	17.00	2,211,623	3,022,466	2,770,145
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	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
SNOW & ICE				
Snow & Ice Overtime	-	265,402	120,750	120,750
Snow & Ice Materials	-	294,295	195,000	195,000
Snow & Ice Contractors	-	217,163	109,000	109,000
Total: Streets & Roads	-	776,860	424,750	424,750

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
TREES & CEMTERY				
Non-Clerical	5.00	277,133	291,651	300,210
Overtime	-	19,321	21,600	21,600
Clerical	-	11,246	11,470	11,642
Summer Help	-	720	3,840	3,840
Stipends	-	4,095	4,095	4,095
Sub Total: Personal Services	5.00	312,515	332,656	341,387

Cemetery Materials	-	16,794	18,425	18,425
Tree Contractors	-	80,255	85,560	85,560
Prior Year Encumbrances	-	-	6,045	-
Sub Total: Expenses	-	97,049	110,030	103,985

Total: Trees & Cemetery	5.00	409,564	442,686	445,372
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	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
PARKS & GROUNDS				
Non-Clerical	2.00	120,144	125,040	127,435

Overtime	-	3,922	7,517	7,517
Clerical	-	11,246	11,470	11,642
Summer Help	-	9,304	21,200	22,200
Stipends	-	4,095	4,095	4,095
Sub Total: Personal Services	2.00	148,711	169,322	172,889
Maintenance	-	51,480	58,860	58,860
Clothing	-	3,200	4,200	4,200
Contracted Services	-	40,560	47,500	47,500
Prior Year Encumbrances	-	4,107	3,840	-
Sub Total: Expenses	-	99,347	114,400	110,560
Equipment Leases	-	10,100	10,100	-
Sub Total: Capital	-	10,100	10,100	-
Total: Parks & Grounds	2.00	258,158	293,822	283,449

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
COMBINED FACILITIES				
Facilities Director	1.00	57,975	65,669	68,284
Supervisor of Town Buildings	1.00	80,873	81,654	83,071
Overtime	-	554	10,000	3,000
Clerical	1.00	44,602	33,996	31,502
Electrician	-	22,702	23,919	24,891
Town Custodial	2.00	115,364	117,757	119,532
Sick leave Buy Back	-	3,285	3,351	2,030
Sub Total: Personal Services	5.00	325,355	336,346	332,310
General Expense	-	4,777	10,000	10,000
Town Bldg. Maintenance	-	243,122	213,519	213,000
Vehicle Maintenance	-	1,517	3,000	3,000
Utilities	-	343,804	350,000	350,000
In-State Travel	-	4,165	3,500	3,500
Clothing Allowance	-	2,748	2,750	2,750
Contracted Services	-	96,409	168,481	187,750
Prior Year Encumbrances	-	3,646	37,852	-
Sub Total: Expenses	-	700,188	789,102	770,000
Total: Combined Facilities	5.00	1,025,543	1,125,448	1,102,310

HUMAN SERVICES

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
BOARD OF HEALTH				
Director	1.00	102,480	105,300	106,877
Town Social Worker	1.00	75,931	80,480	84,883

Public Health Nurse	1.00	80,392	87,916	91,175
Health Inspector	1.00	-	-	61,294
Outreach Workers	-	16,528	-	16,591
Clerical	1.00	46,203	48,926	51,605
Professional Development	-	-	-	2,318
Sub Total: Personal Services	5	321,534	322,622	414,743
General Expense	-	7,846	9,500	9,500
Nursing Services Expenses	-	6,436	6,261	6,261
Contracted Services	-	16,207	30,000	-
Mosquito Control	-	50,722	51,066	55,620
Animal/Rabies Control	-	10,499	-	-
Animal Inspector	-	3,300	13,781	13,781
Hazardous Waste	-	14,726	17,000	17,000
Community Outreach Program	-	3,204	2,500	6,000
Prior Year Encumbrances	-	1,883	173	-
Sub Total: Expenses	-	114,823	130,281	108,162
Total: Board of Health	5.00	436,357	452,903	522,905

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
COUNCIL ON AGING				
Director	1.00	95,085	96,976	98,572
Program Coordinator	1.00	50,339	96,654	104,658
Clerical	2.00	45,367	57,855	58,715
Information/Reference	1.00	52,714	56,027	58,215
Sub Total: Personal Services	5.00	243,505	307,512	320,160
General Expense	-	12,246	10,000	15,000
Sub Total: Expenses	-	12,246	10,000	15,000
Total: Council on Aging	5.00	255,751	317,512	335,160

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
VETERANS AFFAIRS				
Clerical	1.00	10,753	12,669	13,123
Sub Total: Personal Services	1.00	10,753	12,669	13,123
General Expense	-	-	407	400
Veterans Grave Markers	-	922	1,062	1,000
Contracted Services	-	10,002	11,263	10,407
Veterans Benefits	-	33,188	58,876	55,000
Sub Total: Expenses	-	44,112	71,608	66,807
Total: Veterans Affairs	1.00	54,865	84,277	79,930

CULTURE & RECREATION

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
GOODNOW LIBRARY				
Library Director	1.00	112,716	114,962	116,830
Non-Clerical	13.00	703,460	814,953	821,285
Other Hours	-	74,488	30,000	30,000
Sub Total: Personal Services	14.00	890,664	959,915	968,115
General Expense	-	9,009	9,000	9,000
Automation	-	49,939	52,000	52,000
Books & Materials	-	178,802	183,218	187,798
Contracted Services	-	52,000	52,000	54,600
Prior Year Encumbrances	-	3,879	-	-
Sub Total: Expenses	-	293,629	296,218	303,398
Total: Goodnow Library	14.00	1,184,293	1,256,133	1,271,513

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
RECREATION				
Rec. Director	1.00	63,847	72,539	94,757
Non-Clerical Salaries	-	42,252	-	26,306
Program Coordinator	2.00	-	51,960	51,856
Clerical	1.00	28,734	28,928	58,716
Sick Buyback Annual		1,293	1,300	1,355
Sub Total: Personal Services	4.00	136,126	154,727	232,990
Total: Recreation	4.00	136,126	154,727	232,990

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
HISTORICAL COMMISSION				
General Expense	-	4,038	5,800	7,800
Total: Historical Commission	-	4,038	5,800	7,800

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
HISTORIC DISTRICT COMMISSION				
Clerical	-	3,102	5,747	3,333
Sub Total: Personal Services	-	3,102	5,747	3,333

General Expense	-	255	300	300
Sub Total: Expenses	-	255	300	300
Total: Historic District Commission	-	3,357	6,047	3,633

TOWN-WIDE OPERATING AND TRANSFERS

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
TOWN-WIDE OPERATIONS EXPENSES				
General Expense	-	40,399	-	-
Copiers	-	9,266	15,740	16,055
Postage	-	48,289	45,000	45,900
Telephone	-	39,610	35,000	35,700
Audit Fees	-	45,000	45,000	45,000
Town Meeting/Election	-	21,051	24,555	25,046
Memorial Day	-	1,950	1,950	1,950
July 4th Celebration	-	4,000	6,500	6,500
Prior Year Encumbrances	-	2,672	2,252	-
Sub Total: Expenses	-	212,237	175,997	176,151
Total: Town-Wide Operations Expenses	-	212,237	175,997	176,151

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
TRANSFER ACCOUNTS				
Reserve Fund	-	-	300,000	300,000
Unclassified Salary Contingency	-	-	129,469	-
OPEB Trust Fund Contribution	-	540,249	610,249	625,000
Transfer to Pool Enterprise Fund	-	-	-	150,000
Transfer to Field Maintenance Enterprise Fund	-	-	-	50,000
Transfer to Field Stabilization Trust	-	-	-	10,201
Sub Total: Expenses	-	540,249	1,039,718	1,135,201
Total: Town-Wide Operations Expenses	-	540,249	1,039,718	1,135,201

EMPLOYEE BENEFITS (TOWN AND SPS)

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
EMPLOYEE BENEFITS				
Workers Comp	-	219,527	232,451	322,898
Unemployment Claims	-	10,350	126,291	60,000
FICA Medicare	-	632,328	680,474	719,580
Life Insurance	-	2,825	4,563	4,563
Medical Insurance	-	4,752,549	5,109,524	5,473,131

Retiree Medical	-	1,282,986	1,158,832	1,295,843
County Retirement	-	4,493,265	5,051,152	5,389,846
Prior Year Encumbrances	-	11,332	-	-
Sub Total: Expenses	-	11,405,162	12,363,287	13,265,861
Total: Employee Benefits	-	11,405,162	12,363,287	13,265,861

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
PROPERTY/LIABILITY INSURANCE				
Property/Liability	-	324,601	353,028	406,394
Prior Year Encumbrances	-	3,655	-	-
Sub Total: Expenses	-	328,256	353,028	406,394
Total: Property/Liability Insurance	-	328,256	353,028	406,394

TOWN DEBT SERVICE

	FTE's	FY19 Actual	FY20 Appropriated	FY21 Recommended
DEBT SERVICE				
Long-Term Principal	-	2,526,951	2,620,343	2,654,621
Long-Term Interest	-	573,674	470,082	353,892
Interest on Temporary Loans	-	-	20,000	467,933
Sub Total: Expenses	-	3,100,625	3,110,425	3,476,446
Total: Debt Service	-	3,100,625	3,110,425	3,476,446

EXPENDITURES	FY19 Actual	FY20 Budgeted	FY21 Recommended	Percentage Increase
<u>Direct</u>				
Transfer Station	295,766	295,432	297,764	0.79%
Atkinson Pool	445,109	449,323	427,421	-4.87%
Recreation Field Maintenance	198,537	228,040	230,435	1.05%
Total Direct Expenditures	939,412	972,795	955,620	-1.77%
<u>Indirect</u>				
Transfer Station	16,700	17,214	17,163	-0.30%
Atkinson Pool	36,227	18,956	36,828	94.28%
Recreation Field Maintenance	22,575	23,198	24,269	4.62%
Total Indirect Expenditures	75,502	59,368	78,260	31.82%
TOTAL:	1,014,914	1,032,163	1,033,880	0.17%

RECEIPTS & RESERVES	FY19 Actual	FY20 Budgeted	FY21 Recommended	Percentage Increase
Transfer Station	319,222	312,646	314,927	0.73%
Atkinson Pool	443,107	468,279	464,249	-0.86%
Recreation Field Maintenance	210,093	251,238	254,704	1.38%
TOTAL:	972,422	1,032,163	1,033,880	0.17%

	FY19 Actual	FY20 Appropriated	FY21 Requested
REC. FIELD MAINTENANCE ENTERPRISE			
Field Maint. Salaries	119,754	124,540	126,935
Summer Help	28	8,000	8,000
Sub Total: Personal Services	119,782	132,540	134,935
Field Maintenance	38,824	55,000	55,000
Park Maintenance	18,176	18,000	18,000
Utilities	11,655	12,000	12,000
Sub Total: Expenses	68,655	85,000	85,000
Transfer to Field Turf Stabilizatoin	-	10,500	10,500
Sub Total: Capital Expenses	10,100	10,500	10,500
Direct Costs	198,537	228,040	230,435
INDIRECT COSTS:			
Benefits/Insurance	22,575	23,198	24,269
INDIRECT COSTS*	22,575	23,198	24,269
Total Costs	221,112	251,238	254,704
Enterprise Receipts	210,093	226,238	254,704
Retained Earnings Used	-	25,000	-
Transfers In			
Total Revenues	210,093	251,238	254,704
Surplus/Deficit	(11,019)	-	-

	FY19 Actual	FY20 Appropriated	FY21 Requested
POOL ENTERPRISE FUND			
Pool Staff Salaries	130,829	48,926	101,417
Clerical	28,673	28,928	-
Part-Time Supervisors	-	31,269	33,350
Receptionists	19,390	28,948	13,000
Sick Leave Buy Back	890	2,000	-
WSI Lifeguards	59,866	75,315	36,624
Head Lifeguard	40,942	45,162	45,830
Pool Instructors	15,399	13,775	22,200
Sub Total: Personal Services	295,989	274,323	252,421
General Expense	44,461	41,000	41,000
Equipment Maintenance	22,682	32,000	32,000
Utilities	81,403	97,000	97,000
Programs	574	5,000	5,000
Sub Total: Expenses	149,120	175,000	175,000
Direct Costs	445,109	449,323	427,421
INDIRECT COSTS:			
Benefits/Insurance	36,227	18,956	36,828
INDIRECT COSTS*	36,227	18,956	36,828
Total Costs	481,336	468,279	464,249
Enterprise Receipts	443,107	468,279	464,249
Retained Earnings Used	-		
Total Revenues	443,107	468,279	464,249
Surplus/Deficit	(38,229)	-	-

	FY19 Actual	FY20 Appropriated	FY21 Requested
TRANSFER STATION ENTERPRISE FUND			
Non-Clerical	136,531	144,042	146,202
Overtime	7,265	9,065	9,065
Clerical	11,246	11,470	11,642
Summer Help	1,606	5,760	5,760
Stipends	4,095	4,095	4,095
Sub Total: Personal Services	160,743	174,432	176,764
General Expense	15,205	25,000	25,000
Maintenance	42,711	21,000	21,000
Hauling & Disposal	51,190	60,000	60,000
Resource Recovery	13,691	15,000	15,000
Sub Total: Expenses	135,023	121,000	121,000
Direct Costs	295,766	295,432	297,764
INDIRECT COSTS:			
Benefits/Insurance	16,700	17,214	17,163
INDIRECT COSTS*	16,700	17,214	17,163
Total Costs	312,466	312,646	314,927
Enterprise Receipts	319,222	272,646	314,927
Retained Earnings Used	-	40,000	-
Total Revenues	319,222	312,646	314,927
Surplus/(Deficit)	6,756	-	-

	FY19	FY20	FY21	6/17/2020 FY21 Adjustments	6/17/2020 FY21 Proposed	% Change over FY20
EXPENDITURES	Actual	Budgeted	Recommended			
Education - Sudbury Public Schools (SPS)	38,309,355	38,535,653	39,608,834	-	39,608,834	2.78%
Education - LS Regional High School (LS)	24,762,716	25,808,881	26,712,280	-	26,712,280	3.50%
Education - Vocational	461,426	615,000	550,000	-	550,000	-10.57%
General Government	3,085,214	3,143,637	3,175,064	2,500	3,177,564	1.08%
Public Safety	8,472,123	8,924,924	9,199,461	-	9,199,461	3.08%
Public Works	5,146,416	5,460,288	5,607,520	-	5,607,520	2.70%
Human Services	746,973	871,110	906,383	31,612	937,995	7.68%
Culture & Recreation	1,327,814	1,422,707	1,462,889	53,047	1,515,936	6.55%
Town-Wide Operating and Transfers	212,237	483,845	486,352	200,000	686,352	41.85%
Total Town Departments	82,524,274	85,266,045	87,708,783	287,159	87,995,942	3.20%
Town Debt Service	3,100,625	3,110,425	3,613,379	(136,933)	3,476,446	11.77%
Employee Benefits (Town and SPS)	11,718,431	12,716,315	13,672,255	-	13,672,255	7.52%
OPEB Trust Contribution (Town and SPS)	540,249	610,249	680,249	(55,249)	625,000	2.42%
Total Operating Budget	97,883,579	101,703,034	105,674,666	94,977	105,769,643	4.00%
Capital Budget	403,224	800,000	947,076	(225,000)	722,076	-9.74%
TOTAL EXPENDITURES:	98,286,802	102,503,034	106,621,742	(130,023)	106,491,719	3.89%

	FY19	FY20	FY21	6/17/2020 FY21 Adjustments	6/17/2020 FY21 Proposed	% Change over FY20
REVENUES & AVAILABLE FUNDS	Actual	Budgeted	Recommended			
Real Estate and Personal Property Taxes	86,079,321	88,883,118	92,570,647	(571,139)	91,999,508	3.51%
State Aid	6,380,977	6,397,013	6,409,839	(381,660)	6,028,179	-5.77%
MSBA Reimbursement	1,605,767	1,605,767	1,605,767	-	1,605,767	0.00%
SAFER Grant	-	193,581	210,189	-	210,189	8.58%
Local Receipts	6,464,838	4,763,555	5,165,300	(724,300)	4,441,000	-6.77%
Other Available	735,502	660,000	660,000	-	660,000	0.00%
Free Cash (Capital Budget & OPEB Contribution)	-	-	-	1,547,076	1,547,076	100.00%
TOTAL REVENUES & AVAILABLE FUNDS:	101,266,405	102,503,034	106,621,742	(130,023)	106,491,719	3.89%

Town of Sudbury
Town Manager's Capital Plan

Project Name	Department	Original Request	Projects Deferred	Final Request	Suggested Funding				
					Free Cash	Grants	Old Articles	Ambulance Receipts	Total
Town-wide Walkway Construction	DPW	50,000		50,000	50,000				50,000
Town and Schools Carpet Replacement	Facilities	50,000		50,000	50,000				50,000
Various Building Improvements	Facilities	75,000		75,000	75,000				75,000
Hosmer House Roof	Facilities	50,000		50,000	50,000				50,000
Ultraviolet Secondary Filtration Systems for Lap Pool and Dive Well	Facilities	85,000	(85,000)	-	-				-
Half Ton Pickup Truck (2)/Van	Facilities	40,000	(40,000)	-	-				-
Flynn Bldg. - 2nd floor restroom	Facilities	50,000	(50,000)	-	-				-
Car 2 (Fire Dept.)	Fire	54,000		54,000	54,000				54,000
Document Scanning	Info Systems	50,000		50,000	50,000				50,000
Fiber Optic Network (Souther Ring)	Info Systems	70,820		70,820	70,820				70,820
Buildings & Grounds 2010 Ford F350 Pickup Truck/sander	LSRHS	35,132		35,132	35,132				35,132
Athletic Van - 2011-Chevrolet Express Van- 15 Passenger	LSRHS	39,524		39,524	39,524				39,524
Portable Radios	Police	18,600		18,600	18,600				18,600
UHF Repeater	Police	25,000		25,000	25,000				25,000
Schools Cafeteria Kitchen Equipment	SPS	50,000		50,000	50,000				50,000
Paging, Clocks, and Bell Systems	SPS	25,000		25,000	25,000				25,000
Curtis Ongoing HVAC Repairs.	SPS	30,000		30,000	30,000				30,000
Noyes Replacement of Rtu-1 and RTU-2 AC package units	SPS	49,000		49,000	49,000				49,000
Schools classroom VCT Flooring Replacement	SPS/Facilities	50,000		50,000	50,000				50,000
Interior Painting of Schools and Goodnow Library	SPS/Facilities	50,000	(50,000)	-	-				-
Town Manager's Capital Operating Budget		947,076	(225,000)	722,076	722,076	-	-	-	722,076
Construction of New Fire Station #2	Fire	4,103,000	(4,103,000)	-	-				-
New Ambulance	Fire	340,000	-	340,000				340,000	340,000
Loring School Playground	SPS	333,000	-	333,000	71,000	119,495	142,505		333,000
Surveillance Cameras	SPS	261,023	-	261,023	261,023				261,023
Culvert Design/Replacement	DPW	100,000	-	100,000	100,000				100,000
6-Wheel 40,000+ GVW Combo Body Dump Truck w/Plow	DPW	260,000	-	260,000	260,000				260,000
Replace 2004 Volvo L90E Loader	DPW	230,000	(230,000)	-	-				-
Replace 2011 Chevy 1 Ton 6 Wheel Dump	DPW	140,000	-	140,000	140,000				140,000
Pratts Mill Roadway Improvements	DPW	120,000	-	120,000	120,000				120,000
Multi-purpose Sidewalk Tractor unit # 53	DPW	195,000	(195,000)	-	-				-
Replace 2011 Chevrolet 6 Wheel Dump, leased in 2012	Parks & Gnds	110,000	-	110,000	110,000				110,000
Capital Additions in Excess of \$100,000		6,192,023	(4,528,000)	1,664,023	1,062,023	119,495	142,505	340,000	1,664,023
Total FY21 Capital Plan		7,139,099	(4,753,000)	2,386,099	1,784,099	119,495	142,505	340,000	2,386,099

Attachment 4.b: Budget docs combined (3994 : Town Meeting action)

RatingsDirect®

Summary:

Sudbury, Massachusetts; General Obligation; Note

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Attachment4.b: Budget docs combined (3994 : Town Meeting action)

Summary:

Sudbury, Massachusetts; General Obligation; Note

Credit Profile

US\$11.25 mil GO BANs (Lot B) taxable ser 2020B dtd 07/01/2020 due 01/27/2021

Short Term Rating

SP-1+

New

US\$5.91 mil GO BANs (Lot A) tax exempt ser 2020A dtd 07/01/2020 due 01/27/2021

Short Term Rating

SP-1+

New

Rating Action

S&P Global Ratings assigned its 'SP-1+' short-term rating to Sudbury, Mass.' general obligation (GO) bond anticipation notes (BANs), lot A, and GO taxable BANs, lot B. At the same time, we affirmed our 'AAA' long-term rating on the town's GO debt outstanding and our 'SP-1+' short-term rating on the town's BANs outstanding. The outlook, where applicable, is stable.

The BANs are secured by the town's full faith and credit. We understand that voters exempted the entirety of both lots from the limitations of Proposition 2-1/2. Despite limitations imposed by the commonwealth levy limit law, we do not make a rating distinction between the town's unlimited- and limited-tax GO pledges on its debt outstanding, as the ad valorem tax securing the limited-tax obligation is not derived from a measurably narrower property tax base and financial resources are fungible, supporting our view of the town's overall ability and willingness to pay debt service.

The short-term rating reflects our criteria for evaluating and rating BANs. In our view, Sudbury maintains a very strong capacity to pay principal and interest when the BANs come due. The town maintains what we view as a low market-risk profile because it has strong legal authority to issue long-term debt to take out the BANs and it is a frequent issuer that regularly provides ongoing disclosure to market participants.

A portion of the proceeds from lot A (\$3.66 million) together with all of the proceeds from lot B will renew BANs that mature in July. The remainder of the proceeds from lot A (\$2.25 million) will fund authorized capital projects throughout the town.

Credit overview

Despite S&P Global Ratings' view that the economic effects of COVID-19 and the recession could pressure credit quality, as discussed in our report "The COVID-19 Outbreak Weakens U.S. State And Local Government Credit Conditions," published April 2, 2020 on RatingsDirect, we believe Sudbury's stable financial position funded primarily with property taxes is mostly resilient against revenue loss. Furthermore, with its financial reserves equal to \$16.5 million, or 15% of expenditures, at fiscal year-end 2019, we believe the town has flexibility to absorb modest changes in its budgetary performance in fiscal 2021 stemming primarily from one-time expenditures associated with its COVID-19 response. Over the longer term, the stable outlook reflects our view of the town's close proximity to Boston, strong financial management and planning practices that are instrumental in early identification of out-year budget gaps, and ongoing efforts to reduce long-term liabilities through annual appropriations into a dedicated trust fund for

retiree postemployment benefits.

We rate the town's GO bonds above the sovereign because we believe it can maintain better credit characteristics than the U.S. in a stress scenario, based on the locally derived pledged revenue for bondholders and our view that pledged revenue supporting debt service on the bonds is at limited risk of negative sovereign intervention. The rating above the sovereign is based on our criteria "Ratings Above The Sovereign: Corporate And Government Ratings--Methodology And Assumptions," published Nov. 19, 2013, on RatingsDirect.

The long-term rating reflects our opinion of Sudbury's:

- Very strong economy, with access to a broad and diverse metropolitan statistical area;
- Strong management, with good financial policies and practices under our financial management assessment methodology;
- Strong budgetary performance, with operating results that we expect could improve in the near term relative to fiscal 2019, which closed with operating surpluses in the general fund and at the total governmental fund level;
- Very strong budgetary flexibility, with an available fund balance in fiscal 2019 of 15% of operating expenditures;
- Very strong liquidity, with total government available cash at 25.5% of total governmental fund expenditures and 7x governmental debt service, and access to external liquidity we consider strong;
- Very strong debt and contingent liability position, with debt service carrying charges at 3.7% of expenditures and net direct debt that is 28.9% of total governmental fund revenue, as well as low overall net debt at less than 3.0% of market value and rapid amortization, with 66.1% of debt scheduled to be retired in 10 years; and
- Strong institutional framework score.

Environmental, social, and governance factors

We believe Sudbury benefits from social risks that are below those of the sector, given its wealth and income demographics that are above 225% of the nation, as this could translate to greater capacity for residents to afford revenue enhancements that might be required to maintain budgetary balance during a period of fiscal stress. Furthermore, we analyzed the town's environmental and governance risks relative to its economy, budgetary outcomes, and debt and liability profile and believe they are in line with those of the sector.

Stable Outlook

Downside scenario

While unlikely during the outlook period, should revenue loss stemming from recessionary pressure and expenditure growth from higher fixed costs lead to sustained budgetary imbalances and multiyear draws on reserves, we could revise the outlook to negative or lower the rating.

Credit Opinion

Very strong economy

We consider Sudbury's economy very strong. The town, with an estimated population of 19,627, is located in Middlesex County in the Boston-Cambridge-Newton metropolitan statistical area, which we consider broad and diverse. The town has a projected per capita effective buying income of 249% of the national level, which we view as extremely high and a positive credit factor, and per capita market value of \$242,018. Overall, the town's market value grew by 1% over the past year to \$4.8 billion in 2020.

Sudbury is a wealthy suburb of Boston located in Middlesex County and is bordered by the towns of Wayland to the east, Framingham to the south, and Marlborough to the west. The town's 24.4-square-mile area is almost fully developed, but construction activity includes the recently complete mixed-use Meadow Walk development. The development includes a large resident component and various retail outlets, including Whole Foods. The residential portion represents the town's second-largest taxpayer at \$58.6 million, or 1.2%, of the town's total assessed valuation. Furthermore, the town is fulfilling its affordable housing requirement through a 275-unit apartment complex under construction.

Although Middlesex County's unemployment rate was 2.3% in 2019 and below that of the nation, it did reach nearly 7.0% in 2009 and 2010 during the prior economic downturn. We believe that the rapidly evolving economic conditions as a result of COVID-19 will continue to affect the labor market (see "U.S. Biweekly Economic Roundup: With Unprecedented Job Losses, Unemployment Soars," published May 8, 2020), and that this could affect residents of Sudbury. Despite this concern, we believe the employment diversity within Boston and the surrounding region could help mitigate the effects of social distancing and other decisions made to safeguard the community from COVID-19 on the unemployment rate. As a result, we will monitor the longer-term effects of the recession on the town's overall economic trends.

Strong management

We view the town's management as strong, with good financial policies and practices under our financial management assessment methodology, indicating our view that financial practices exist in most areas but that governance officials might not formalize or monitor all of them on a regular basis.

The town has historically utilized a conservative, multiyear forecast to formulate its budget, and employs econometrics to make revenue projections and an outside consultant to assist with expenditure determinations. The town considers about five years of historical data when developing the budget, which it reviews monthly following adoption to ensure year-to-date trends are consistent with expectations. A five-year capital improvement plan identifies funding for all projects, and management updates the document annually. Management also prepares a three-year financial projection and provides quarterly reports to the town selectmen. Finally, the town aims to maintain a stabilization fund balance equal to no less than 5% of expenditures. (In fiscal 2019 the town maintained 3% of expenditures in the committed reserve.) There is no formal debt management policy other than maintaining a debt schedule with 50% of principal amortized during 10 years.

The town's multipronged approach to protecting its systems against cybersecurity threats includes annual employee training, various software products to help prevent data breaches, and use of cloud-based data storage to ensure recovery should the town's technology become compromised. We believe this comprehensive methodology indicates

the strength of the town's management team.

Strong budgetary performance

Sudbury's budgetary performance is strong, in our opinion. We believe the town's stable revenue profile and conservative budget projections will continue to lead to strong budgetary results despite the budgetary challenges stemming from economic uncertainty in fiscal 2021. The town had operating surpluses of 2.0% of expenditures in the general fund and of 3.3% across all governmental funds in fiscal 2019. General fund operating results of the town have been stable over the past three years, with results of 0.8% in 2018 and 1.3% in 2017.

For analytical consistency, we adjust the town's audited financial statements to reflect transfers into and from the general fund and remove one-time capital expenditures funded with bond proceeds.

The town's budget is primarily funded with property taxes (79%) while intergovernmental revenue accounts for the second-largest portion of revenue (about 15%), of which half is allocated to the town as a passthrough to support teacher retirement costs.

The management team anticipates minimal deterioration in revenue in fiscal 2020, as it has collected nearly 100% of its budgeted projections. Furthermore, expenditures related to the town's COVID-19 response (about \$250,000) are modest and are likely to be reimbursed by either the state through its Coronavirus Aid, Relief, and Economic Security (CARES) Act allocation or the Federal Emergency Management Agency. Also, given the closure of school facilities for the last few months of the school year and other expenditure savings, town officials project a significant reduction in school district costs that have not been captured as part of the year-end preliminary results.

The fiscal 2021 budget is equal to about \$106.6 million, or a 4% increase over the prior year. Although management anticipates no revenue pressure related to the recession, there are some risks associated with costs for reopening the school facilities in the fall. The town is awaiting final guidance from the state to understand the scope of expenditures and responsibilities required to keep students and staff safe. However, we believe the town has flexibility to incorporate these costs into the budget without a material change in its budgetary performance, as the town could pause its other postemployment benefit (OPEB) trust fund contribution equal to \$600,000 in fiscal 2021. Although we do not view this as a long-term solution, it provides flexibility to reallocate appropriations, if necessary.

Fiscal 2019 ended with a surplus consistent with the town's long history of conservative operations. In particular, health care benefit expenditures were approximately \$600,000 below budget, reflecting 10 years of plan modifications to achieve cost savings and shift higher employee contributions to new employees when retirements occur. Revenue also trended above budget for various sources, contributing to the significant surplus at year end.

Very strong budgetary flexibility

Sudbury's budgetary flexibility is very strong, in our view, with an available fund balance in fiscal 2019 of 15% of operating expenditures, or \$16.5 million.

We have adjusted available reserves to include the committed portion of the fund balance as this amount could be made available to support operations, if necessary, by a vote at a town meeting. With annual budgetary outcomes that have produced a surplus over the past several years, the town's nominal flexibility has gradually improved. Despite the challenges arising from the pandemic and recession, we believe management's conservative planning efforts will

support this historical trend. Furthermore, management's formalized policy to maintain a stabilization fund of no less than 5% of total projected general fund operating revenue for the next fiscal year helps ensure that its budget can absorb emergencies or unexpected interruptions in operations. Given the town's incremental increase in its budget as well as the potential higher expenditures associated with the school district operations in fiscal 2021, we believe reserves may fall to less than 15% of expenditures but remain strong despite the uncertainty.

Very strong liquidity

In our opinion, Sudbury's liquidity is very strong, with total government available cash at 25.5% of total governmental fund expenditures and 7x governmental debt service in 2019. In our view, the town has strong access to external liquidity if necessary given the town's regular issuance of debt over the past 20 years. The town's maintenance of very strong liquidity as well as its conservative investment decisions insulates its operations from any near-term disruption in cash flow stemming from its decision to delay the fourth-quarter property tax due date to June 1 (from May 1). Furthermore, the town's lack of contingent liquidity risks, including privately placed loans that could contain provisions that accelerate debt service payments following certain events, supports our view that liquidity will remain very strong.

Very strong debt and contingent liability profile

In our view, Sudbury's debt and contingent liability profile is very strong. Total governmental fund debt service is 3.7% of total governmental fund expenditures, and net direct debt is 28.9% of total governmental fund revenue. Overall net debt is low at 0.9% of market value, and approximately 66.1% of the direct debt is scheduled to be repaid within 10 years, which are, in our view, positive credit factors.

The town has \$17.7 million of long term debt outstanding that matures by 2035. The two current series of BANs represent the only short-term debt outstanding, and the amortization rate accounts for a level 20-year payment schedule. Management expects to issue long-term debt to permanently finance the BANs in January 2021. Although the town has two other capital projects in the planning stages that could be approved at a town meeting later this calendar year, we anticipate that the town will maintain a conservative debt profile given the rapid amortization and substantial decline in annual debt service costs beginning in fiscal 2022.

Pension and OPEB liabilities

- We believe pension and OPEB contributions are not an immediate source of credit pressure for Sudbury given the relatively modest combined contribution costs at 5.6% of total governmental expenditures in fiscal 2019.
- However, we believe the pension system's low pension funded ratio and permissive assumptions will likely lead to contribution volatility, particularly if assumptions are not met, but Sudbury has flexibility to absorb higher costs given the strength of its tax base and its demonstrated willingness to make budgetary adjustments to maintain balance.
- The town is required to fund OPEBs only on a pay-as-you-go basis and annually contributes an excess amount to a dedicated trust.

Sudbury participated in the following plans as of June 30, 2019:

- Middlesex County Retirement System (MCRS), a cost-sharing, multiple-employer, defined-benefit pension plan that covers eligible employees. The plan's funded ratio is 46.4% and the town's net pension liability is \$63.9 million.
- A defined benefit health care plan for retired employees with a net OPEB liability of about \$58.3 million

Summary: Sudbury, Massachusetts; General Obligation; Note

The town made its full annual required pension contribution in 2019. MCRS uses a 7.5% discount rate. We believe this discount rate is high for municipal systems and could lead to volatility in contributions should market performance not meet expectations. Although Massachusetts requires all pension systems to achieve full funding no later than 2040, the system is expected to be fully funded by fiscal 2035. We generally view closed, short amortization schedules as positive, but for MCRS to meet its adopted funding schedule and achieve full funding in 2035, higher contributions are required. Furthermore, the system did not meet our static funding metric in the most recent year or our minimum funding progress calculation, indicating that it is not addressing current costs or reducing the unfunded liability.

Sudbury maintains a dedicated trust to offset its OPEB liability, which at Dec. 31, 2019 contained \$8.4 million, resulting in a fiduciary net position of close to 12%. While we consider Sudbury's prefunding of the OPEB liability a positive, its large and growing pension and OPEB liabilities could pressure the budget over the longer term.

Strong institutional framework

The institutional framework score for Massachusetts municipalities is strong.

Related Research

2019 Update Of Institutional Framework For U.S. Local Governments

Ratings Detail (As Of June 12, 2020)		
Sudbury GO		
<i>Long Term Rating</i>	AAA/Stable	Affirmed
Sudbury BANs (lot A) dtd 10/08/2019 due 07/02/2020		
<i>Short Term Rating</i>	SP-1+	Affirmed
Sudbury GO		
<i>Long Term Rating</i>	AAA/Stable	Affirmed

Certain terms used in this report, particularly certain adjectives used to express our view on rating relevant factors, have specific meanings ascribed to them in our criteria, and should therefore be read in conjunction with such criteria. Please see Ratings Criteria at www.standardandpoors.com for further information. Complete ratings information is available to subscribers of RatingsDirect at www.capitaliq.com. All ratings affected by this rating action can be found on S&P Global Ratings' public website at www.standardandpoors.com. Use the Ratings search box located in the left column.

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ARTICLE 11. STABILIZATION FUND

To see if the Town will vote to transfer from Free Cash \$40,496, to be added to the Stabilization Fund established under Article 12, of the October 7, 1982 Special Town Meeting, pursuant to General Laws Chapter 40, Section 5B; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Majority vote required)

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

ARTICLE 13. FY21 REVOLVING FUND SPENDING LIMITS (Consent Calendar)

To see if the Town will vote to establish the FY2021 spending limits for the use of revolving funds under

M.G.L. c.44, s.53E ½, by the following departments of the Town in accordance with each fund set forth in Article XXXIII of the Town of Sudbury General Bylaws:

<u>Fund</u>	<u>Department</u>	<u>Maximum Amount</u>
Public Health Vaccinations & Tobacco Control	Board of Health	30,000
Plumbing & Gas Inspectional Services	Building Inspector	65,000
Portable Sign Administration & Inspectional Services	Building Inspector	10,000
Conservation (Trail Maintenance)	Conservation Commission	15,000
Conservation (Wetlands)	Conservation Commission	50,000
Forestry Activities	Conservation Commission	10,000
Council on Aging Activities	Council on Aging	65,000
Council on Aging Van Transportation (MWRTA)	Council on Aging	150,000
Cemetery Revolving Fund	Public Works	20,000
Fire Department Permits	Fire	50,000
Goodnow Library Meeting Rooms	Goodnow Library	10,500
Goodnow Library Services	Goodnow Library	6,000
Recreation Programs	Park and Recreation Commission	650,000
Teen Center	Park and Recreation Commission	10,000
Youth Programs	Park and Recreation Commission	200,000
Bus	Sudbury Public Schools	450,000
Instrumental Music	Sudbury Public Schools	100,000
Cable Television	Town Manager	30,000
Rental Property	Town Manager	40,000
Dog	Town Clerk	75,000
Zoning Board of Appeals	Zoning Board of Appeals	35,000
Solar Energy	Combined Facilities	450,000

; or act on anything relative thereto.

Submitted by the Town Finance Director.

(Majority vote required)

FINANCE DIRECTOR REPORT: As set forth in Article XXXIII of the Town of Sudbury General Bylaws, this article seeks authorization for Fiscal Year 2021 for revolving funds previously established pursuant to M.G.L. c.44, s.53E1/2. Expenditures from each revolving fund are subject to the limitation established annually by Town Meeting or any increase therein as may be authorized in accordance with G.L. c.44, §53E½.

The maximum amount stated is the same as the FY20 maximum voted for each revolving fund except for

the following: Board of Health Public Health Vaccinations & Tobacco Control increased from \$25,000 to \$30,000; Park and Recreation Commission Recreation Programs increased from \$542,000 to \$650,000; Park and Recreation Commission Teen Center decreased from \$20,000 to \$10,000; Park and Recreation Commission Youth Programs increased from \$170,000 to \$200,000; the new Goodnow Library Services revolving fund established under Art. 12 is set at \$6,000; and the Surplus Vehicle & Equipment category is not operational and is not listed..

ARTICLE 14. CAPITAL STABILIZATION FUND

To see if the Town will vote to transfer from Free Cash 500,000, or any other sum, to be added to the Capital Stabilization Fund established under Article 13 of the 2019 Annual Town Meeting; or act on anything relative thereto.

Submitted by the Town Manager.

(Majority vote required)

TOWN MANAGER REPORT: This transfer is for the purpose of saving funds for future capital needs.

ARTICLE 15. FUND LITIGATION COSTS – EVERSOURCE

To see what sum the Town will vote to raise and appropriate, or transfer 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 Town Manager.

(Majority vote required)

TOWN MANAGER REPORT: This article will allow the Town to transfer funds to be used to fund the costs of continuing litigation with Eversource. Litigation is ongoing at both the Energy Facility Siting Board and in the Supreme Judicial Court. The proposed project will run a 115kV power transmission line from Sudbury to Hudson. These funds will allow the Town to continue the litigation and any necessary appeals to decisions.

ARTICLE 16. POST-EMPLOYMENT HEALTH INSURANCE TRUST FUNDING

To see if the town will vote to transfer \$211,867.08 from the Health Claims Trust fund, established by the Town as of January 1, 1994, to be placed in the Post-Employment Health Insurance Liability Fund, the so-called Other Post-Employment Benefits (OPEB) Trust established by the Town of Sudbury pursuant to Chapter 72 of the Acts of 2006; or act on anything relative thereto.

Submitted by the Town Manager.

(Majority vote required)

TOWN MANAGER REPORT: The Health Insurance Trust was set up in 1994 to pay for health insurance claims when the Town was self-insured. Upon joining the State's Group Insurance Commission (GIC) on July 1, 2012, the Town was no longer self-insured; however, the Town needed to leave the Trust intact for at least two years to pay run out claims. The amount requested for transfer is the remaining balance in the Health Insurance Trust and is no longer needed to pay run out claims.

ARTICLE 17. CSX CORRIDOR

To see if the Town will vote to authorize the Board of Selectmen to acquire, by purchase, gift, eminent domain or otherwise, the fee or lesser interest in all or a part of the land shown as Mile Post QBS 3.38 to QBS 4.63 on a Railroad Map dated 4/21/2015 prepared by CSX

Transportation, Inc., a copy of which is on file with the Town Clerk, consisting of 11.26 acres of land, more or less, for purposes of acquiring, establishing, constructing, operating and maintaining a multi-use rail trail/bicycle path for open space, conservation, and active recreation purposes, general municipal purposes, and for all other purposes for which rail trails are now or hereafter may be used in the Commonwealth, including leasing for purposes consistent with the use of the property, and to authorize the Board of Selectmen to lease the fee or lesser interest in all or a part of such property; and further to raise and appropriate, transfer from available funds, including the Community Preservation Fund, or borrow a sum of money for the acquisition of such property or interest therein and all incidental and related costs, including but not limited to, costs of title investigations, environmental investigations and other due diligence, closing, and attorneys' fees; and, for such purposes, to authorize the Treasurer with the approval of the Board of Selectmen to borrow a sum of money pursuant to G.L. c.44, §7 and G.L. c.44B, §11 or any other enabling authority, and issue bonds and notes of the Town therefor; and, in the event that Community Preservation funds are used for purposes of acquisition, to authorize the Board of Selectmen to grant a conservation restriction on all or a portion of said property meeting the requirements of G.L. c.184, §§31-33 as may be required in accordance with G.L. c.44B, §12; and further to authorize the Board of Selectmen to execute all instruments, including deeds, easements, leases, and/or other agreements, upon such terms and conditions as the Selectmen deem appropriate, and to take all other action as may be necessary to effectuate the vote to be taken hereunder, or take any other action relative thereto.

Submitted by the Board of Selectmen.

(Two-thirds vote required, if borrowed)

BOARD OF SELECTMEN REPORT: Article 17 requests an appropriation to fund the acquisition in fee simple of the 1.4 +/- mile CSX rail corridor that runs roughly from Union Avenue at the Chiswick Park entrance south to the Framingham city line, a total land area of approximately 11.26 acres. The parcel is generally 66-feet wide and is adjacent to significant wetlands, conservation lands, and water supply wells. In addition to water resource and conservation land protection, acquisition of the corridor is a priority for continuing the Bruce Freeman Rail Trail south to Route 20 in Sudbury and then to Framingham. Unlike the other rail corridors in Town, where ownership will be retained by government transportation agencies and leases for use have or may be issued, this corridor is available for outright purchase.

The Town began negotiating with CSX twenty years ago, has come close to acquiring the corridor a number of times since then, and now has permission from the Federal oversight entity, the Surface Transportation Board, to negotiate with CSX until December 2020. With new Federal policy in place, the Surface Transportation Board may not grant additional extensions beyond December and the opportunity to acquire the corridor could be lost.

The CSX Rail Corridor Acquisition project has been awarded \$100,000 in a state and federal Recreational Trails Grant funds, which expire if not spent by December, 2020. Additional grant opportunities are being pursued, but are not certain. These grants are reimbursable, so the request is for the full purchase amount, which will be reimbursed to the extent grant funds are received by the Town.

ARTICLE 18. FAIRBANK COMMUNITY CENTER DESIGN AND CONSTRUCTION FUNDS

To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of

\$28,832,000 or any other sum of money to be expended under the direction of the Town Manager, for the design, permitting and construction or renovation of a Community Center and all other appurtenances thereto, including a pool, on the Town-owned land located at 40 Fairbank Road, known as the current site of the Fairbank Community Center and Atkinson Pool, and for all incidental and related expenses, including but not limited to professional, design, engineering and project management services, preparation of plans, specifications and bidding documents, borrowing costs, purchase of equipment, technology, and furniture, as well as site preparation, demolition, landscaping, and relocation services and costs; to determine whether the vote taken hereunder shall be contingent upon the approval by the voters at an election of a Proposition 2 ½ Debt Exclusion in accordance with G.L. c.59, s.21C; and to authorize the Board of Selectmen and Town Manager to execute such other documents and contracts as are needed to effectuate the vote taken hereunder; or act on anything related thereto.

Submitted by the Board of Selectmen
borrowed)

(Two-thirds vote required, if

BOARD OF SELECTMEN REPORT: The current Fairbank Community Center is a 40,904 square foot multi-use Town facility. It is the home of the Parks and Recreation Department offices, programming and summer camp space and Atkinson Pool, the Sudbury Public Schools administrative offices and the Sudbury Senior Center offices, programming and kitchen space. The building also houses the School Department IT Department and a portion of the Town IT infrastructure. The facility is also the only Town Emergency Shelter.

The building consists of a 1958 portion that was an elementary school, a 1987 pool addition and 1989 Senior Center addition. The building has a number of physical deficiencies including a leaking roof, antiquated locker rooms and rest rooms, original windows and a failing climate control system. The existing building suffers from a lack of usable programming space and does not meet the needs of the users.

In 2019 the Town Manager formed the Fairbank Working Group comprised of departmental user groups representatives and asked them to work together to come up with a reasonable recommendation for one community center that would meet the needs for all three user groups and to continue to serve as our Emergency Shelter. ICON Architecture was engaged to work with the Group and to formulate a Feasibility Study for a new facility. The proposed new building would be constructed on the south side of existing building adjacent to the existing pool. The pool would remain with repairs. The existing building, except the pool, would be demolished. The proposed new facility would be 42,575 square feet and \$28,832,000 to design, construct and furnish for occupancy.

ARTICLE 20. **CONSTRUCTION OF HOUSING/LIVING ADDITION - FIRE STATION #2, BOSTON POST ROAD**

To see if the Town will raise and appropriate, appropriate from available funds, or borrow \$4,103,000, or any other sum, to be expended under the direction of the Town Manager, for the purpose of constructing a new housing / living / officer area adjacent to and to be connected to the existing Fire Station #2 Building, located at 550 Boston Post Road, with the Permanent Building Committee tasked for professional, engineering, architectural, and project management services, preparation of plans, specifications, bid documents, supervision of work and including the purchase of additional equipment, technology, furniture, landscaping, and all expenses connected therewith; and to determine whether the vote taken hereunder shall be

contingent upon the approval by the voters at an election of a Proposition 2 ½ Debt Exclusion in accordance with G.L. c.59, s.21C; and to authorize the Board of Selectmen to accept and/or grant such easements as may be necessary or appropriate to accomplish the foregoing; or act on anything relative thereto.

Submitted by the Fire Chief.
borrowed)

(Two-thirds vote required, if

FIRE CHIEF REPORT: The Fire Department is seeking to add a housing, living, office and public space addition to be attached to the current Fire Station #2. The goal of this program is to provide living areas to support four fire personnel, this will allow for the staffing of a Fire Engine Company and an Advanced Life Support Ambulance (ALS) to provide for faster response to emergencies in the southern part of Sudbury.

In the past five years the development of the property's located on the Rt. 20 corridor have been brisk, the construction of Coolidge I and II have provided more than 100 additional age restricted housing units in the most southern section of Rt. 20. The redevelopment by National Development has added 250 non-aged restricted housing, a memory care health facility containing 48 units, an additional 57 units of age-restricted housing units in the Pulte housing units and additional retail commercial space. This one development added 154 emergency responses in 2019.

In the 2019 calendar year the southern section has contributed to 33% more emergency responses than both the North and West sections of the town combined. Providing additional housing at Fire Station 2 will reduce the response time to provide advanced patient care and enhance fire operations.

ARTICLE 24. FRONT-END LOADER WITH PLOW

To see if the Town will vote to transfer the sum of \$115,000 from Free Cash and the sum of \$115,000 from the Transfer Station Retained Earnings account for the purchase or acquisition of a new front-end loader with plow for the Department of Public Works; or act on anything relative thereto.

Submitted by the Department of Public Works Director

(Majority vote required)

DPW DIRECTOR REPORT: The Department currently uses four (4) front-end loaders, however the oldest one is 15-years old and is beyond its useful life expectancy as a front-line machine. This article requests funds to purchase a new machine, which will be safe, reliable, efficient, and capable of meeting the needs of the department. This equipment will make the plowing operations more efficient, and ultimately provide the staff with the proper equipment to clear the roads and parking lots during the snow and ice season.

ARTICLE 25: ROADWAY DRAINAGE IMPROVEMENTS

To see if the Town will vote to raise and appropriate, or to transfer from available funds, the sum of \$120,000, or any other sum, for the design, permitting and bidding for improvements to the drain

system throughout Town including replacement of old corrugated metal pipe that has deteriorated over time.

Submitted by the Department of Public Works Director

(Majority vote required)

DPW DIRECTOR REPORT: Approval of this article will provide funds to prepare the required design and engineering documents and relative permitting for the rehabilitation and reconstruction of the drain system throughout Town. Over time old corrugated metal drainage pipe deteriorates underground and loses its structural integrity. This occurs specifically because it is in contact with salt (in the runoff water) which is applied during winter treatment operations. This request is to design and bid drainage improvements including replacement of the deteriorated pipe network and appurtenances. Funds for the construction phase of this project and subsequent resurfacing of the roadway will be requested at a future Town Meeting, presumably FY2022.

ARTICLE 26. OLD SUDBURY ROAD CULVERT DESIGN

To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$100,000, or any other sum, for the design, permitting and bidding of two culverts on Old Sudbury Road and to authorize the Board of Selectmen to accept and/or grant such easements as may be necessary or appropriate to accomplish the foregoing; or act on anything relative thereto.

Submitted by the Department of Public Works Director.

(Majority vote required)

DPW DIRECTOR REPORT: Approval of this article will provide funds to prepare all the required design and engineering documents and relative permitting of two culverts on Old Sudbury Road. These structures are located along a critical roadway for motorists traveling through Sudbury. These two culverts, located along Old Sudbury Road, need to be replaced to ensure the safe passage of motor vehicles.

ARTICLE 27. MULTI-PURPOSE SIDEWALK TRACTOR

To see if the Town will vote to raise and appropriate, or to transfer from available funds, the sum of \$195,000, or any other sum, for the purchase or acquisition of a new multi-purpose sidewalk tractor with attachments for the Department of Public works; or act on anything relative thereto.

Submitted by the Department of Public Works Director

(Majority vote required)

DPW DIRECTOR REPORT: This equipment is used to clear the snow and debris from various walkways throughout Town and supplements the roadside mowing with the boom flail mower. The multi-purpose tractor is exposed to many different environments including damaging branches, stone walls, hidden iron castings and corrosive materials (salt) which cause disintegration of the equipment. As the equipment ages, it requires additional mechanical and body work to keep it operational. These multi-purpose machines are expected to last approximately 7-10 years.

ARTICLE 28. DUMP TRUCK WITH PLOW

To see if the Town will vote to raise and appropriate, or to transfer from available funds, the sum of \$110,000, or any other sum, for the purchase or acquisition of a new dump truck with plow for the Department of Public Works; act on anything relative thereto.

Submitted by the Department of Public Works Director.

(Majority vote required)

DPW DIRECTOR REPORT: A new dump truck will provide multiple uses throughout all the divisions within the DPW as well as improve efficiencies. It is the goal of the Public Works to focus on standardizing vehicles and specifying vehicles to better suit our multi-disciplinary needs. Dump trucks are one of the most used equipment in the fleet. The Public Works employees use these vehicles to perform their everyday tasks including moving materials and equipment that is carried and towed by these vehicles. These trucks are also paired with larger equipment to perform snow removal.

ARTICLE 29. ONE-TON DUMP TRUCK WITH PLOW, SPREADER & WING

To see if the Town will vote to raise and appropriate, or to transfer from available funds, the sum of \$140,000, or any other sum, for the purchase or acquisition of a new one-ton dump truck with plow, spreader and wing for the Department of Public Works; act on anything relative thereto.

Submitted by the Department of Public Works Director

(Majority vote required)

DPW DIRECTOR REPORT: The DPW will be employing the use of larger GVW one-ton dump trucks that can be used for the smaller construction projects around town throughout all divisions. This size vehicle will enable the installation of a municipal-grade plow, a side-mounted wing and a small spreader for winter operations. This new dump truck will provide multiple uses throughout all the divisions within the DPW as well as improve efficiencies in snow removal operations. It is the goal of the Public Works to focus on standardizing vehicles and specifying vehicles to better suit our multi-disciplinary needs. Dump trucks are one of the most used equipment in the fleet. The Public Works employees use these vehicles to perform their everyday tasks including moving materials and equipment that is carried and towed by these vehicles. These trucks are also paired with larger equipment to perform snow removal.

ARTICLE 30. 6-WHEEL COMBO BODY DUMP TRUCK W/ PLOW & SPREADER

To see if the Town will vote to raise and appropriate, or to transfer from available funds, the sum of \$260,000, or any other sum, for the purchase or acquisition of a new 6-wheel combo body dump truck with plow and spreader for the Department of Public Works; or act on anything elative thereto.

Submitted by Department of Public Works Director
required)

(Majority vote

DPW DIRECTOR REPORT: The existing truck is at its useful life-expectancy of about 15 years. Due to the caustic nature of the salt and chemical additives used in snow removal operations, the bodies of these vehicles disintegrate much sooner than the total number of hours or miles would typically indicate, in spite of being washed after every treatment event. Being a dedicated spreader, this vehicle is not currently used during the construction season. It is the goal of the Public Works to focus on standardizing vehicles and specifying vehicles to better suit our multi-disciplinary needs. This proposal

is to replace the existing dedicated spreader with a combination body (dump truck and spreader) to be used throughout all seasons. Dump trucks are one of the most used equipment in the fleet. The Public Works employees use these vehicles to perform their everyday tasks including moving materials and equipment that is carried and towed by these vehicles.

ARTICLE 31. SUDBURY PUBLIC SCHOOLS SURVEILLANCE CAMERAS

To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$261,023, or any other sum, for the purchase or acquisition and installation of surveillance cameras and associated equipment in the Curtis Middle School, Haynes Elementary School, Loring Elementary School, Nixon Elementary School and Noyes Elementary School, and all incidental and related costs; or act on anything relative thereto.

Submitted by the Sudbury Public Schools School Committee.

(Majority vote required)

SCHOOL COMMITTEE REPORT: This article seeks funding for the purpose of the purchase and installation of surveillance cameras, switches, required licensing, and any necessary supporting hardware in the Curtis Middle School, Haynes Elementary School, Loring Elementary School, Nixon Elementary School and Noyes Elementary School. Interior cameras will improve the safety of the buildings for students and staff while reducing the probability of vandalism and assist in investigations, thus limiting the risk of damage and loss.

ART 32. SUDBURY PUBLIC SCHOOLS PLAYGROUND IMPROVEMENT

To see if the Town will vote to raise and appropriate, and/or transfer from available funds and/or accept grants, gifts, and donations, the sum of \$333,000, to be expended under the direction of the School Department for the purpose of construction, reconstruction, or making extraordinary repairs to the Sudbury Public Schools Playgrounds; and all expenses incidental and related thereto 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 Sudbury Public Schools School Committee.

(Majority vote required)

SCHOOL COMMITTEE REPORT: This article seeking funding is presented for the purpose of addressing the playground condition at the Loring Elementary School as part of the process to improve all Sudbury Schools' playgrounds originally initiated by Town Facilities Department with consultation from the Sudbury Public Schools Administration. A citizen's group, PlaySudbury, was formed to assist with design and community involvement working toward modernizing the school playgrounds.

This article seeking the funding and appropriation for playground improvements at the Loring Elementary School is part of a multi-year project goal, which, upon completion, will bring the four (4) elementary school playgrounds into compliance with the American Disabilities Act (ADA) and the Massachusetts Architectural Access Board (MAAB) accessibility requirements. These projects include playground improvements already completed at the Haynes and Noyes Elementary Schools, currently in progress at the Nixon Elementary School and this article will fund improvements at the Loring Elementary School Playground. Fundraising, grants, and in-kind donations have been secured are

currently being pursued by the Town of Sudbury, Sudbury Public Schools, and PlaySudbury in hopes of mitigating the costs of the total playgrounds project.

This article seeks to raise \$71,000 in Town Funding, transfer the remaining 10/16/17 STM Article 12 Haynes Playground project balance, transfer the remaining 5/7/18 ATM Article 25 Noyes Playground project balance, and transfer \$10,000 from the 5/6/19 ATM Article 29 Nixon Playground project funds. Secured grants and fundraising donations will fund the balance of this project.

These playground improvements intend 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 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 equipment's useful life. Due to lack of accessibility, some students are being denied an equal opportunity to participate alongside their peers in outdoor play activities. The multi-year Playground Project seeks to provide a safe, accessible play environment for our children to grow and thrive.

NOTE: On 1/17/20, Don Sawyer reported that the remaining funds are Haynes playground, \$47,358 and Noyes playground, \$85,130.

ARTICLE 37. AMEND ZONING BYLAW, ARTICLE IX: REMOVE SECTION 4800. TEMPORARY MORATORIUM ON MARIJUANA ESTABLISHMENTS AND INSERT NEW SECTION 4800. SOLAR ENERGY SYSTEMS

To see if the Town will vote to amend the Zoning Bylaw, Article IX, by removing Section 4800. Temporary Moratorium on Marijuana Establishments in its entirety and inserting in its place a new Section 4800. Solar Energy Systems with the language as follows:

4800. SOLAR ENERGY SYSTEMS

4810. Purpose. This section is intended to define the parameters for the installation of new Solar Energy Systems by providing standards for the placement, design, construction, operation, monitoring, modification, and removal of such systems that address public safety and minimize undesirable impacts on residential property and neighborhoods, as well as scenic, natural, and historic resources.

4820. Applicability. No Solar Energy System shall be erected or installed except in compliance with the provisions of this section and other applicable sections of the Zoning Bylaw, as well as state and federal law. This section also pertains to physical modifications that materially alter the type, configuration, or size of these installations or related equipment throughout the useful life of the system or where alterations may impact abutters.

4830. Roof Mounted Installations. Solar Energy Systems installed on roofs of buildings or

structures shall conform to the following provisions.

- a. Roof Mounted Solar Energy Systems of any size on single- and two-family dwellings are permitted as of right and are not subject to Site Plan Review under Section 6300.
- b. Roof Mounted Solar Energy Systems of any size on multi-family dwellings and all non-residential buildings are permitted as of right, but shall require Site Plan Review under Section 6300 prior to being erected.
- c. Roof Mounted Solar Energy Systems which require Site Plan Review may, at the discretion of the Planning Board, obtain Minor Site Plan approval under Section 6370.
- d. Roof Mounted Solar Energy Systems shall only be constructed within the footprint of the building upon which they are installed.

4840. Ground Mounted Installations. Ground Mounted Solar Energy Systems shall conform to the following provisions.

- a. Ground Mounted Solar Energy Systems shall require Site Plan Review under Section 6300 prior to being erected. Systems which also require a special permit from the Board of Appeals shall require Site Plan Review prior to submitting an application for a special permit.
- b. Ground Mounted Solar Energy Systems may, at the discretion of the Planning Board, obtain Minor Site Plan approval under Section 6370. Systems proposed to be located over parking or other vehicular areas, in lieu of naturally vegetated land, are strongly encouraged to seek this form of Site Plan Review.
- c. All setback, yard, buffer, and screening requirements applicable in the zoning district in which the Ground Mounted Solar Energy System, and all related structures, buildings, and equipment, are located shall apply, except for power feed and distribution lines.
- d. .Ground Mounted Solar Energy Systems proposed to be located in the area between a property's lot frontage and an existing or proposed building shall require a special permit from the Board of Appeals.
- e. All security fences surrounding a Ground Mounted Solar Energy System shall be set back from property lines a distance equal to the setback requirement applicable to buildings within the zoning district in which the system is located.
- f. The visual impact of a Ground Mounted Solar Energy System, including all accessory structures, buildings, equipment, and appurtenances, shall be mitigated. All accessory structures, buildings, equipment, and appurtenances shall be architecturally compatible with each other. Whenever reasonable, structures shall be shielded from view by vegetation and/or joined and clustered to avoid adverse visual impacts. Methods such as the use of landscaping, natural features, and fencing shall be utilized.

- g. Wherever possible, all utility connections, conduits, cables, power lines, transformers, and inverters shall be placed underground unless specifically permitted otherwise by the Planning Board or required by the State Building Code. Electrical transformers and inverters to enable utility interconnections may be above ground if required by the utility provider.
- h. The clearing of existing vegetation on the subject property shall be limited to what is necessary as deemed by the Planning Board for the construction, operation, and maintenance of a Ground Mounted Solar Energy System or otherwise prescribed by applicable laws, regulations, and bylaws.
- i. The entire square footage for the arrays of a Ground Mounted Solar Energy System shall count toward the area of disturbance and impervious area square footage calculations.
- j. Ground Mounted Solar Energy System owners or operators shall provide a copy of the project summary, electrical schematic, and Site Plan to the local Fire Chief. The owner or operator shall provide an emergency response plan. The emergency response plan is subject to the approval of the Fire Department and Police Department, and shall include at a minimum, explicit instructions on all means of shutting down the Solar Energy System, which shall be clearly marked. The owner or operator shall identify a responsible person for public inquiries throughout the life of the installation.
- k. Applicants for Large Scale Ground Mounted Solar Energy Systems shall provide a form of surety (Decommissioning Security), either through escrow account, bond, letter of credit, or other mechanism acceptable to the Planning Board, to cover the cost of removal of all Solar Energy System facilities in the event the Town must remove the facilities and restore the property, to the extent feasible, to its original condition. The Decommissioning Security shall be in an amount and form determined to be reasonable by the Planning Board, but in no event to exceed more than 150 percent of the estimated cost of removal and compliance with the additional requirements set forth herein. Applicants shall submit a fully inclusive estimate of the costs associated with removal, prepared by a qualified engineer, which estimate may be peer reviewed by a consultant selected by the Planning Board at the applicant's expense. The amount shall include a mechanism for calculating increased removal costs due to inflation over a period of 30 years. The Decommissioning Security shall be provided at completion of construction of the Solar Energy System (Bonding Date) and will be required before any electricity, generated by the Solar Energy System, is exported to the local electrical grid for sale to third parties. From and after the Bonding Date, the amount of Decommissioning Security may be reviewed at the Planning Board's direction every five (5) years. In the event such review indicates the net decommissioning costs have increased since the Bonding Date, then the amount of the Decommissioning Security will be increased consistent with such revised estimate. The revised estimate will be obtained from a reputable, independent contractor selected by the owner of the Solar

Energy System and may be peer reviewed by a consultant chosen by the Planning Board at the owner's expense.

4850. Use Regulations for All Solar Energy Systems

- a. Lighting shall not be permitted unless required by the Special Permit/Site Plan Granting Authority or State Building Code. Where used, lighting shall be directed downward and full cut-off fixtures (Dark Sky compliant) shall be used.
- b. The Solar Energy System shall not create a nuisance, which is discernible from other properties by virtue of noise, vibration, smoke, dust, odors, heat, glare and radiation, unsightliness, or other nuisance as determined by the Special Permit/Site Plan Granting Authority.
- c. The Solar Energy System owner or operator shall maintain the system in good condition. Maintenance shall include, but not be limited to, painting, structural repairs, continued compliance with landscaping and screening requirements, and integrity of security measures. The owner or operator shall be responsible for the maintenance of any access roads serving the system to a level acceptable to the local Fire Chief, Police Chief, Emergency Medical Services, and Building Inspector. Any required site plan approval and/or special permit may require surety to secure such ongoing maintenance.

4860. Discontinuance. A Solar Energy System shall be deemed to have been discontinued if it has not been in service for a continuous 12-month period without the written consent of the Planning Board. Upon receipt of a Notice of Discontinuance from the Building Inspector, the owner shall have the right to respond to the Notice within 30 days of receipt. The Building Inspector shall withdraw the Notice of Discontinuance and notify the owner the Notice has been withdrawn if the owner provides information that demonstrates to the satisfaction of the Building Inspector the Solar Energy System has not been discontinued. If the Solar Energy System is determined to be discontinued, the owner shall remove the system, including all structures, buildings, equipment, appurtenances, security barriers, and transmission lines, and stabilize or re-vegetate the site as necessary to minimize erosion and sedimentation, at the owner's sole expense, within six months of receipt of the Notice of Discontinuance. Should the owner of the Solar Energy System fail to remove the system and stabilize the site within said time period, the Town shall then have the option to enforce against the Decommissioning Security, and/or may subject the owner to action pursuant to Section 1340. Penalties.

4870. Administration.

- a. Where a special permit is required from the Board of Appeals to erect or install a Ground Mounted Solar Energy System, the record owner desiring to erect or install the Solar Energy System shall file with the Board of Appeals an application for a special permit, together with such plans, drawings, specifications, fees, and additional information as required by the Board of Appeals.

- b. The Board of Appeals shall have the authority to waive specific provisions of this section upon a determination the waiver is not inconsistent with the purpose and intent of this section.
- c. The Board of Appeals shall conduct its review, hold a public hearing, and file its decision with the Town Clerk as required by MGL Chapter 40A, Section 9.
- d. Approval Criteria. Before the Board of Appeals may issue a special permit, it shall determine each of the following:
 - (1) The Ground Mounted Solar Energy System conforms to the provisions of this section.
 - (2) The Ground Mounted Solar Energy System will not be detrimental to the neighborhood or the Town.
 - (3) Environmental features of the site and surrounding areas are protected, and the surrounding area will be protected from the proposed use by provision of adequate surface water drainage.
 - (4) The proposed use is in harmony with the general purpose and intent of the Zoning Bylaw.
 - (5) The Ground Mounted Solar Energy System meets the special permit criteria of Section 6220.
- e. Any special permit shall be subject to such conditions and safeguards as the Board of Appeals may prescribe.
- f. In reviewing any application for a special permit, the Board of Appeals shall give due consideration to promoting the public health, safety, convenience, and welfare; shall encourage the most appropriate use of land; and shall permit no building or use that is detrimental or offensive to the adjoining zoning districts and neighboring properties due to the effects of lighting, odors, smoke, noise, sewage, refuse materials, or other visual nuisances.

4880. Severability. If any provision of this Bylaw is declared invalid or unenforceable, the other provisions shall not be affected thereby.

; and further by amending Section 7000. Definitions by adding and inserting alphabetically the following definitions associated with the new Section. 4800. Solar Energy Systems as follows:

ARTICLE 7000. DEFINITIONS

Solar Energy System: A system whose primary purpose is to harvest energy by transforming solar energy into another form of energy, such as electricity, or transferring heat from a collector to another medium using mechanical, electrical, or chemical means.

Solar Energy System, Ground Mounted: An active Solar Energy System that is structurally mounted to the ground and is not roof mounted.

Solar Energy System, Large Scale Ground Mounted: An active Solar Energy System that occupies more than 1,750 square feet of surface area (equivalent to a rated nameplate capacity of about 10 kW DC or greater), except in the Single Residence "A", Single Residence "C", and Wayside Inn Historic Preservation Residential Zone Districts, where such systems occupy more than 500 square feet of surface area.

Solar Energy System, Roof Mounted: An active Solar Energy System that is structurally mounted to the roof of a building or structure.

Solar Energy System, Small Scale Ground Mounted: An active Solar Energy System that occupies 1,750 square feet of surface area or less (equivalent to a rated nameplate capacity of about 10 kW DC or less), except in the Single Residence "A", Single Residence "C", and Wayside Inn Historic Preservation Residential Zone Districts, where such systems occupy 500 square feet of surface area or less.

; and further to make the following changes to Section 2230. Table of Principal Use Regulations. Appendix A:

SECTION 2230, APPENDIX A
TABLE OF PRINCIPAL USE REGULATIONS

PRINCIPAL USE	A-RE S	C-RE S	W I	B D	LB D	V B D	I D	LI D	IP	R D
D. INDUSTRIAL										
6. Small Scale Ground Mounted Solar Energy System	Y ^{vi} _i	Y ^{vii}	Y _{vii}	Y ^{vi} _i	Y ^{vi} _i	Y ^{vi} _i	Y _{vii}	Y _{vii}	Y _{vii}	Y _{vii}
7. Large Scale Ground Mounted Solar Energy System	N	N	N	ZB _{A^{vi}_i}	ZB _{A^{vi}_i}	ZB _{A^{vi}_i}	Y _{vii}	Y _{vii}	Y _{vii}	Y _{vii}

vii. See Section 4800.

; and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Zoning Bylaw; or act on anything relative thereto.

Submitted by the Planning Board.

(Two-thirds vote required)

PLANNING BOARD REPORT: This new proposed section would strike, in its entirety, the current Section 4800 in the Zoning Bylaw which speaks to the temporary moratorium on marijuana establishments. The existing text of Section 4800 in the Zoning Bylaw is no longer needed because a town-wide prohibition on all forms of marijuana establishments (aside from medical marijuana treatment centers) has already been implemented. The proposed new Section 4800 would regulate Solar Energy Systems as these types of installations currently have no formal regulation in the Zoning Bylaw.

ARTICLE 38. AMEND ZONING BYLAW, ARTICLE IX. INSERT SECTION 5600.
INCLUSION OF AFFORDABLE HOUSING

To see if the Town will vote to amend the Zoning Bylaw, Article IX, by inserting a new Section 5600. Inclusion of Affordable Housing, as set forth below:

5600. INCLUSION OF AFFORDABLE HOUSING

5610. Purpose. The purpose of this Bylaw is to increase the amount of affordable housing in the Town of Sudbury available to and affordable by low- or moderate-income households who might otherwise have difficulty purchasing or renting homes in Sudbury, to ensure affordable housing remains affordable in perpetuity, and that such housing is offered in accordance with the requirements of Massachusetts General Law Chapter 40B and its implementing regulations, the Sudbury Comprehensive Permit Policy, the Sudbury Master Plan, and other ongoing programs within the Town of Sudbury. It is intended that Affordable Dwelling Units authorized under the provisions of this Bylaw be considered as Local Initiative Program (LIP) Dwelling Units in compliance with the requirements for the same as specified by the Commonwealth's Department of Housing and Community Development (DHCD) or successors, and that said units count toward the Town's requirements under Massachusetts General Law Chapter 40B, Sections 20-23, as amended.

5620. Applicability

5621. Beginning with the effective date of this Bylaw, any development or any division of land subject to Massachusetts General Law Chapter 41, Sections 81-K through 81-GG, which will result in the creation of three (3) or more dwelling units shall require a Special Permit from the Planning Board, and shall include as conditions of said permit that:

- A. At least ten percent (10%) of the dwelling units in the development, as defined by the development's application (Subdivision, Site Plan, Special Permit, etc.), shall meet the criteria of Affordable Dwelling Units. For developments consisting of at least three (3) and up to four (4) dwelling units, the applicant shall make a payment in accordance with Section 5670 or shall provide an Affordable Dwelling Unit in accordance with Section 5630. For developments consisting of at least five (5) and up to ten (10) dwelling units, a minimum of one (1) Affordable Dwelling Unit shall be included in the development. For developments consisting of eleven (11) to fifteen (15) dwelling units, a minimum of two (2) Affordable Dwelling Units shall be included in the development. For all other developments where ten percent (10%) of the dwelling units

results in a fractional number, all fractional units of 0.5 or greater shall be rounded up to the nearest whole number to determine the total number of Affordable Dwelling Units required to be included the development.

- B. The ratio of Affordable Dwelling Units to Market Rate Dwelling Units, built in any twelve-month period, shall be at least equivalent to the ratio of Affordable Dwelling Units to Market Rate Dwelling Units defined for the entire development. The development's Regulatory Agreement shall be recorded with the Registry of Deeds prior to the first Certificate of Occupancy.
- C. Resale deed restrictions shall be established, which ensure Affordable Dwelling Units remain Affordable Dwelling Units in perpetuity or for as long a period as is allowed by law.

5622. Dwelling units shall be considered part of a single development if located either on a single parcel or contiguous parcels of land which have been in the same ownership at any time subsequent to the date of adoption of Section 5600. It is the intent of this bylaw to avoid segmentation of developments intended to circumvent the affordable housing requirements set forth in this Section.

5623. Developments which are permitted under the following regulations shall be exempt from this Section 5600, in its entirety: Massachusetts General Law Chapters 40B or 40R, and from this Zoning Bylaw Section 4700A North Road Residential Overlay District, Section 4700B Melrose Smart Growth Overlay District, Section 5100 Cluster Development, Section 5200 Flexible Development, Section 5300 Senior Residential Community, and Section 5400 Incentive Senior Development.

5630. Provision of Affordable Dwelling Units. The requirement to provide Affordable Dwelling Units, as outlined under Section 5621, shall be achieved in any one or combination of methods described below, subject to approval by the Planning Board:

- A. Affordable Dwelling Units may be constructed on the subject property associated with the Special Permit.
- B. Subject to the requirements of Section 5621.B., Affordable Dwelling Units may be constructed off of the subject property associated with the Special Permit in another location at 1.5 times the ratio of Affordable Dwelling Units to be constructed on the subject property. The applicant for a development subject to this Bylaw shall prove to the Planning Board the off-site land is buildable and suitable for residential housing, including under the existing Zoning Bylaw. The Planning Board may require the applicant to submit appraisals or conduct a Phase I Environmental Site Assessment documenting there are no hazardous materials on the property as defined by Massachusetts Department of Environmental Protection and/or the United States Environmental Protection Agency, as well as conduct soil testing to ensure wastewater treatment systems can be implemented. If using this provision, the Planning Board and the applicant for a development shall make best efforts to avoid the dense concentration of Affordable Dwelling Units in town and shall attempt to ensure Affordable Dwelling Units are spread evenly throughout the community.
- C. Subject to the requirements of Section 5621.B., the applicant for a development subject to this Bylaw may choose to convert and preserve existing dwelling units, not previously established as Affordable Dwelling Units. Affordable Dwelling Units proposed under this method shall be comparable to the Market Rate Dwelling Units in the development, be in good repair, have a home inspection report from a licensed inspector submitted to the Planning Board, and it shall be proven all major home systems have a useful life of at least ten (10) years.
- D. For Affordable Dwelling Unit calculations where fractional Affordable Dwelling Units result below 0.5, the applicant for a development subject to this Bylaw shall pay equivalent fees-in-lieu

of constructing Affordable Dwelling Units (see Section 5670) or provide an additional Affordable Dwelling Unit.

- E. Other alternatives to providing Affordable Dwelling Units which are not listed in this section will also be considered for approval by the Planning Board.

5640. Provisions Applicable to Affordable Dwelling Units

5641. Permissible types of construction for Affordable Dwelling Units, built as a freestanding unit(s) or in combination with a Market Rate Dwelling Unit(s) within a development, are as follows:

- A. Single-family dwellings;
- B. Two-family dwellings which are designed to be consistent in character with the single-family dwellings in the same development;
- C. Multi-family dwellings which are designed to be consistent in character with the single-family dwellings in the same development. Such multi-family dwellings may be allowed provided:
 - i. No more than one (1) doorway faces the front yard area and further provided that, in terms of exterior appearance, the building is compatible in design and, to the extent practicable, indistinguishable from the single-family dwellings in the same development; and
 - ii. There shall be no more than four (4) dwelling units in any residential building; and
 - iii. The total number of multi-family dwellings shall not exceed 10% of the lots in the development.

5642. Siting of Affordable Dwelling Units. All Affordable Dwelling Units constructed under this Bylaw, except for those as in Section 5630.B., shall be situated within the development so as not to be in less desirable locations than Market Rate Dwelling Units and shall be no less accessible to public amenities, such as open space, than Market Rate Dwelling Units. The Site Plan shall clearly identify lots proposed for Affordable Dwelling Units.

5643. Minimum Design and Construction Standards for Affordable Dwelling Units. Affordable Dwelling Units shall be integrated with Market Rate Dwelling Units and shall be compatible in design, construction quality, and appearance with the Market Rate Dwelling Units.

5650. Maximum Incomes, Rents, and Selling Prices. To ensure a development's Affordable Dwelling Units are counted on the Town's Subsidized Housing Inventory, the applicant for a development shall retain a qualified agency or entity to conduct a lottery, and enter into a LIP Regulatory Agreement compliant with the requirements of the Commonwealth's DHCD.

5660. Maintaining Affordability. The purchaser of an Affordable Dwelling Unit developed as a result of this Bylaw shall agree to execute a deed rider in a form approved by the Commonwealth's DHCD or its successor. The applicant for a development subject to this Bylaw shall be responsible for coordinating with the Planning and Community Development Department and ensuring all requirements of DHCD to include the Affordable Dwelling Units on the Town's Subsidized Housing Inventory are satisfied.

5670. Calculation of Fees-in-Lieu for Fractional Affordable Dwelling Units. The applicant for a development subject to this Bylaw shall pay fees-in-lieu of the construction of fractional Affordable Dwelling Units below 0.5 or provide the Affordable Dwelling Unit in accordance with Section 5630. For the purposes of this Bylaw, the fees-in-lieu of the construction or provision of Affordable Dwelling Units shall be 300% of the Area Median Income (AMI) for a household of four (4) as reported by the most recent information from the United States Department of Housing and Urban Development

(HUD), multiplied by the fractional Affordable Dwelling Unit figure. For purposes of illustration, a 22-unit development shall provide two (2) Affordable Dwelling Units and shall also pay fees-in-lieu equal to 300% of the AMI x 0.2 or, alternatively, provide a total of three (3) Affordable Dwelling Units within the 22-unit development. Fees-in-lieu shall be paid to the Sudbury Housing Trust prior to the issuance of a Certificate of Occupancy for any unit in the development for the support, development, and preservation of affordable housing.

5680. Severability. If any provision of this Bylaw is declared invalid or unenforceable, the other provisions shall not be affected thereby;

; and further by amending Section 7000. Definitions by adding and inserting alphabetically the following definitions associated with the new Section 5600. Inclusion of Affordable Housing as follows:

ARTICLE 7000. DEFINITIONS

Area Median Income (AMI): The most recently published median income for the Boston-Cambridge-Quincy Metropolitan Statistical Area as determined by the United States Department of Housing and Urban Development (HUD) for a four (4)-person household.

Dwelling Unit, Affordable: A dwelling unit, the value of which is determined by the Commonwealth's Department of Housing and Community Development (DHCD) to be affordable by a low-income or moderate-income household, and thus to be included in the DHCD's Subsidized Housing Inventory of low-income or moderate-income dwelling units for the purposes of compliance with the provisions of Massachusetts General Law Chapter 40B, Sections 20-23.

Dwelling Unit, Market Rate: A dwelling unit which has no rental or ownership restrictions. The entity who owns the dwelling unit is free to attempt to rent or sell the unit at whatever price the local market may fetch.

Local Initiative Program (LIP): A state housing initiative administered by the Commonwealth's Department of Housing and Community Development (DHCD) to encourage communities to produce affordable housing for low- and moderate-income households. The program provides technical and other non-financial assistance to cities or towns seeking to increase the supply of housing for households at or below 80% of the Area Median Income (AMI). LIP-approved units are entered into the Subsidized Housing Inventory pursuant to Massachusetts General Law Chapter 40B, Sections 20-23.

Qualified Affordable Dwelling Unit Purchaser: A household with an income that qualifies for the requirements under the Commonwealth's Local Initiative Program for median area income as reported from the United States Department of Housing and Urban Development (HUD) and/or the Commonwealth's Department of Housing and Community Development (DHCD);

; and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Zoning Bylaw; or act on anything relative thereto.

Submitted by the Planning Board.

(Two-thirds vote required)

ARTICLE 39. EXCHANGE OF REAL PROPERTY – BRIMSTONE LANE PARCELS

To see if the Town will vote to transfer the care, custody, management and control of the land off Brimstone Lane consisting of approximately 1,033 square feet, more or less, as shown on a plan of land entitled "Sketch Plan 137 Brimstone Lane Sudbury, MA" dated Oct. 16, 2019, prepared by Sullivan Connors & Associates, a copy of which is on file in the Town Clerk's Office, from the board or commission currently having custody thereof for the purpose for which said property is currently held, to the Board of Selectmen for general municipal purposes and for the purpose of conveyance, and authorize the Board of Selectmen to convey said parcel on such terms and conditions, and for such consideration, as the Board of Selectmen deems appropriate; and further, to authorize the Board of Selectmen to submit a petition to the General Court for a special act authorizing the transfer of said parcel under Article 97 of the Amendments to the Massachusetts Constitution; and further, in order to satisfy the Executive Office of Energy and Environmental Affairs' "no net loss policy," to acquire by gift, purchase, eminent domain, exchange of real property or otherwise, the fee or lesser interest in all or a part of the land and the improvements thereon, the land off Brimstone Lane consisting of approximately 16,006 square feet (0.37 acres) more or less, as shown on said Sketch Plan and being a portion of the parcel shown on Assessor's Map L04-0406, and dedicate such 16,006 square foot parcel of land for conservation and open space purposes, to be held under the care, custody, management and control of the Conservation Commission, pursuant to G.L. c. 40, §8C, with the foregoing dedication of such land to become effective upon the enactment of the Article 97 legislation; and further to authorize the Board of Selectmen to execute all instruments, agreements, deeds, conservation restrictions, easements or other documents, upon such terms and conditions as the Board of Selectmen deems appropriate, and to take all other action necessary to effectuate the vote taken hereunder, or act on anything relative thereto.

Submitted by the Conservation Commission.
required)

(Two-thirds vote

CONSERVATION COMMISSION REPORT: The Commission finds that the 16,006 s.f. piece of land being proposed to be transferred to the Conservation Commission contains more conservation value due to its adjacency to Nobscot Conservation Land and contributes more towards the protection of watershed resources of Sudbury, which was the intended purpose of the original gift of 1,033 s.f. of land.

ARTICLE 51. ACQUIRE ONE-FOURTH MILE OF CSX CORRIDOR (STATION ROAD TO RT. 20)

To see if the Town will vote to authorize the Board of Selectmen to acquire, by gift, purchase, eminent domain or otherwise the fee or lesser interest in all or a part of the land comprising the CSX railroad corridor (right-of-way) from Station Road to Route 20, ¼ mile, +/-, for rail trail purposes; and as funding therefor to raise and appropriate or transfer from available funds, \$300,000, or any other sum, to be expended under the direction of the Town Manager for the purpose of acquiring the CSX railroad corridor (right-of-way) from Station Road to Route 20, ¼ mile, +/-, to become part of the Bruce Freeman Rail Trail, and further to authorize the Board of Selectmen to execute all instruments, including deeds, easements and other documents or instruments, upon such terms and conditions as the Selectmen deem appropriate, and take all other action as may be necessary to effectuate the vote taken hereunder, or act on anything relative thereto.

Submitted by Petition.
required)

(Majority vote

PETITIONERS' REPORT: The purpose of this article is to allow the town to purchase a portion of the CSX rail corridor to become part of the Bruce Freeman Rail Trail.

The path of the Bruce Freeman Rail Trail has two parts. The northern part runs from the Concord/Sudbury line to Station Road, near Union Avenue. It is owned by the State. This part is in the design stage.

The southern part of the Bruce Freeman Rail Trail, from Station Road to the Framingham/Sudbury line, about 1.25 miles, is owned by the CSX Corporation. It is an inactive rail corridor. The Town has sought to purchase the corridor from CSXC. In 2008 Town Meeting voted unanimously to use \$420,000 of Community Preservation Act (CPA) funds to purchase the CSX rail corridor for open space and recreational purposes.

Because of a determination by the Massachusetts Department of Revenue that Community Preservation Act funds could not be used for this purchase, the Town has been unable to buy the CXS corridor. Since then the Town has been looking for alternative funding sources to buy the inactive rail corridor.

One such source of funding to buy the CSX corridor opened up when the Department of Conservation and Recreation announced its Recreational Trails Grant program. Under this program, municipalities could apply for grants for up to \$100,000 for trail acquisition. In February 2018, Sudbury applied for a \$100,000 grant to be used to acquire the northernmost ¼ mile of the CSX corridor, from Station Road to Route 20. In August 2018, the Town was notified that the Department of Conservation and Recreation approved Sudbury's \$100,000 Recreational Trails Grant application.

CSX supported Sudbury's 2018 Recreational Trails grant application and stated that it would consider dividing the sale of its corridor into four sections to be sold, north to south. That is why Sudbury must purchase the northernmost part first. It also makes sense to acquire the northern most ¼ mile, as it will bring the BFRT out to Route 20, rather than having it terminate at Station Road, which is not a main road and could be a difficult access point. MassDOT, which would fund 100% of the construction costs, wants trails to end at main roads.

The \$100,000 Recreational Trails grant Sudbury was awarded in 2018 is a reimbursement grant, meaning the Town will be reimbursed that amount when it meets the terms of the grant proposal. The Town must buy the northernmost ¼ mile of the corridor, then it will receive the \$100,000 grant reimbursement.

Under the terms of the grant, the Town has two years to make the CSX corridor acquisition. The two-year window closes at the end of 2020.

Legislation to overcome the Department of Revenue determination and allow Sudbury to use the \$420,000 in CPA funds to acquire the CSX corridor approved by the Town in 2018 is currently pending in the Legislature. This legislation is moving forward. It received a "favorable" report from the Joint Committee on Municipalities and Regional Governments in December, a key step in advancing the bill, and it should be acted upon later this year. This legislation has received widespread support from many legislators, groups, and residents.

A 'yes' vote on this article would allow the Town to acquire the northernmost ¼ mile of the CSX corridor for the Bruce Freeman Rail Trail, a unique and valuable amenity, long sought and supported by residents, the Select Board and other Town committees. The BFRT will be a safe and natural connection throughout Sudbury, running the full length of the Town, north to south. It will connect Sudbury residents with their schools, parks, athletic fields, houses of worship, Town Center, the

commercial district, and with each other without using a car.

Residents will not have to drive to another town to use their rail trails. Sudbury will have its own – a very special place for residents of all ages and abilities to enjoy the outdoors and nature.

BOARD OF SELECTMEN POSITION. The Board of Selectmen will report at Town Meeting.

ARTICLE 52. EXPEDITE COMPLETION OF DESIGN OF THE BRUCE FREEMAN RAIL TRAIL

The Bruce Freeman Rail Trail will be a major community asset and pathway for recreation and transportation for all Sudbury residents of all ages and abilities. As a non-motorized vehicle pathway, it will help out children get to school safely and bring us closer to nature. Since 2012 residents have voted for the Bruce Freeman Rail Trail and have appropriated fund for its design. The construction cost, about ten million dollars, (\$10,000,000) will be paid entirely by state and federal funds that have already been allocated. This article is direction to the Town Manager, Town staff, Town Departments, and Town Boards and Commissions, to move as quickly as possible to complete all designs, submit them to the state, and take all other actions needed to bring the Bruce Freeman Rail Trail to Sudbury.

Submitted by Petition.
required)

(Majority vote

PETITIONERS' REPORT: Sudbury residents have watched rail trails being designed and built in almost every community that borders Sudbury; including Wayland, Framingham, Hudson, Maynard, Acton, and Concord. Perhaps you have had a chance to use them and see what we are missing.

Residents have voted for the Bruce Freeman Rail Trail (BFRT) at the ballot box and Town Meetings not less than six (6) times. Designing and building the BFRT has been a goal of the Select Board since 2013. Adequate funding for the design has been approved five (5) times.

Residents in neighboring communities that have built rail trails love them. Even those who may have been initially opposed appreciate and use the rail trails.

The BFRT in Sudbury will be particularly beneficial as it will be a safe pathway for children to get to school, recreation and athletic fields, or just to visit friends without needing a ride.

On a warm summer day, the trail will take you past running brooks, through verdant foliage, into forests with old stone walls, and show you water fowl and birds you may not have known inhabited Sudbury. Listen to the quiet. Listen to nature.

On a cool autumn day walk among the splendor of a forest drenched in color. See the leaves as they fall and the trees getting ready for winter. Get away from technology. Stroll safely at your leisure, and not see a car, except maybe at road crossings. Teach your children how to ride bike, or walk with friends, partners, or an aged parent.

Five towns to our north already have the BFRT: Chelmsford (2009), Westford, Carlisle and Acton (2018), and Concord (2019).

So why are we still at least four years away from cutting the ribbon the BFRT here in Sudbury? There

are probably many excuses, but not many good reasons. Some delays may have been unavoidable, but others were not. It is the responsibility of Town staff, from the Town Manager on down, to see to it that Select Board goals are achieved, but more importantly, that the will of the town is carried out. That is their job.

ARTICLE 54. COST/BENEFIT STUDY ON BURYING OVERHEAD UTILITY LINES

To see if the Town will vote to request that the Town Manager and Director of Planning & Community Development conduct a cost/benefit study on burying existing overhead utility wires, leveraging historical performance and maintenance data from power companies and under conventional wisdom that a majority of power outages are caused by a small number of power distribution routes/miles; or act on anything relative thereto.

Submitted by Petition.

(Majority vote required)

PETITIONERS' REPORT: Problem: Lately, the power outages in our town appear to be increasing in frequency, and longer in duration, when compared to the 90s, for some residents. We had power outages in the past during heavy snow or ice storms, by falling tree limbs or due to roadside accidents involving utility poles. In contrast, today we find ourselves with power outages by the wind under 30MPH. Indeed, they are more disruptive today. These power outages are forcing residents to buy multiple Uninterrupted Power Supplies (UPS) and generators if only to maintain well-charged mobile phones and electronic monitors. Invariably, access for emergency vehicles and public safety is getting blocked for more than 30 minutes, which reduces our disaster preparedness and ability to support our senior citizens.

We have three choices:

1. Do nothing, and stay the course as decided by utility providers for us,
2. Bury all utility cables at a high cost and significant disruption,
3. Consider burying select few utility cable-routes which are causing disproportionate outages

The first planning step towards the 3rd choice: Burying select few utility cables is one way to reduce power outages. While the new developments are already burying the cables, the older developments, the majority of Sudbury households, have overhead cables for power and telecom cables.

While there is no 3rd party objective cost-benefit study for a town like Sudbury (with a mix of roads, easements, and a configuration of existing underground utilities), burying all the cables is generally an expensive proposition. Therefore, a citizen petition is proposed for a vote at the ATM requesting that the Town Manager and Director of Planning & Community Development conduct a cost/benefit study on burying existing overhead utility wires, leveraging historical performance and maintenance data from power companies and under conventional wisdom that a majority of power outages are caused by a small number of power distribution routes/miles.

Benefits: If implemented, the burying of cables will –

- reduce power outages,
- help improve town resiliency under disasters and improve road access to our senior citizens,
- make our roadside worth watching, as opposed to watching unsightly clump of cables, dangling wires, butchered & bent trees, unappealing bent- or double- or fractured-poles, and potentially,

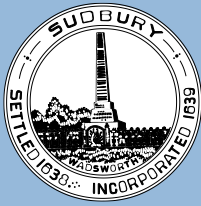
- provide some long-term cost savings in utility costs for the town and residents.

Scope, cost & deliverables: The study, projected over a year, shall require the participation of town staff to the tune of three months of a person's work (or 3 FTE Months). Optionally, the study could use a website (at a projected 3rd party cost of \$4K) to collect data and reports. The study is expected to deliver a business case on burying utility cables to help fine-tune our town's long-term utility plans. The majority of the data collection work will be done by our utility companies.

The study intends to determine whether burying a small number of cable routes/miles can achieve significant (50% or more) reduction in power outages - what is typically referred to as identifying low hanging fruits.

BOARD OF SELECTMEN POSITION: The Board of Selectmen will report at Town Meeting.

FINANCE COMMITTEE POSITION: The Finance Committee will report at Town Meeting.

**SUDBURY BOARD OF SELECTMEN**

Tuesday, July 21, 2020

MISCELLANEOUS (UNTIMED)**5: Fairbank Forum discussion****REQUESTOR SECTION**

Date of request:

Requested by: Patty Golden

Formal Title: Discussion and possible vote on the Fairbank Community Center Town Forum.

Recommendations/Suggested Motion/Vote: Discussion and possible vote on the Fairbank Community Center Town Forum.

Background Information:

Financial impact expected:

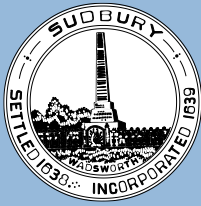
Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM



SUDBURY BOARD OF SELECTMEN

Tuesday, July 21, 2020

MISCELLANEOUS (UNTIMED)**6: Presentation of town meeting petition articles (Simon)**REQUESTOR SECTION

Date of request:

Requestor: Petitioner Leonard Simon

Formal Title: Presentation and possible vote on Annual Town Meeting petition articles: #51 - Acquire 1/4 mile of CSX Corridor, and #52 - Expedite Completion of Bruce Freeman Rail Trail (BFRT).
Petitioner Leonard Simon to present.

Recommendations/Suggested Motion/Vote: Presentation and possible vote on of Annual Town Meeting petition articles: #51 - Acquire 1/4 mile of CSX Corridor, and #52 - Expedite Completion of Bruce Freeman Rail Trail (BFRT). Petitioner Leonard Simon to present.

Background Information:
Powerpoint presentations attached

Financial impact expected:

Approximate agenda time requested: 30 minutes

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM

Objective

- To acquire ¼ mile of the CSX corridor for the Bruce Freeman Rail Trail, so that it will end at Route 20, next to Da Vinci Bistro, instead of at Station Road. (Next to where AAA limousine was located).
- Route 20 would be natural end of the rail trail – parking, shops, accessibility.

1

CSX section of Bruce Freeman Rail Trail

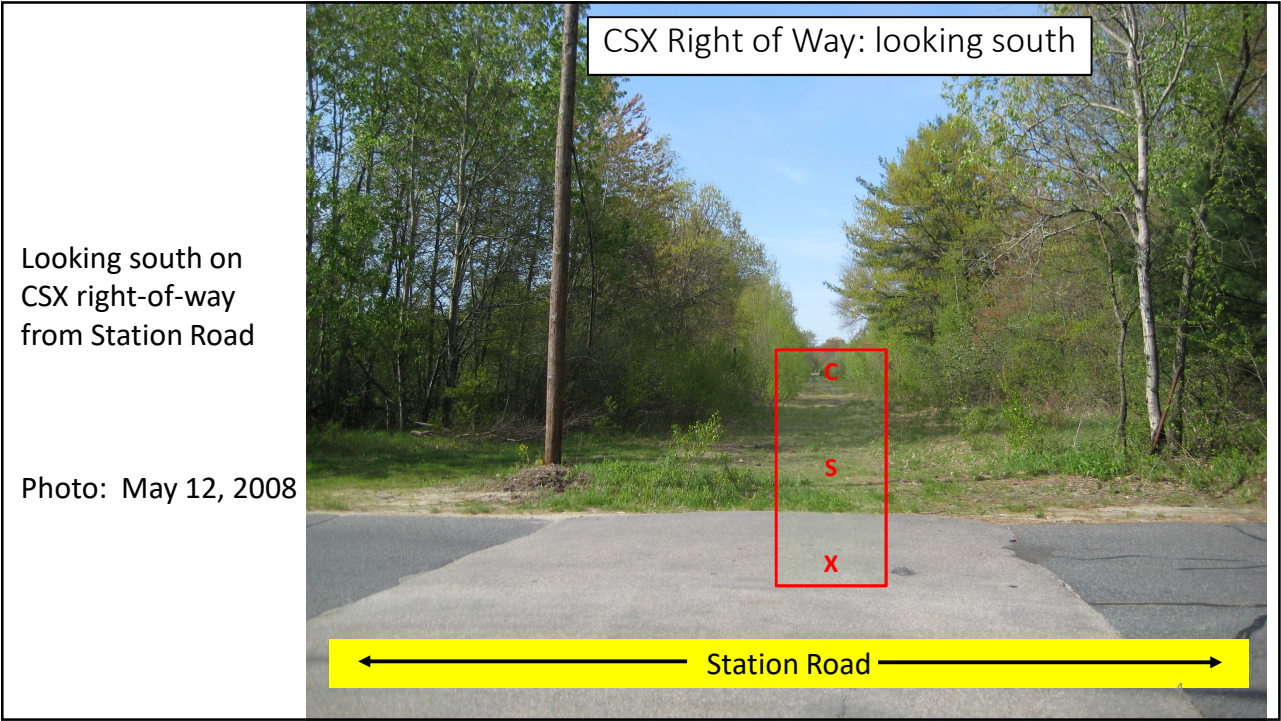
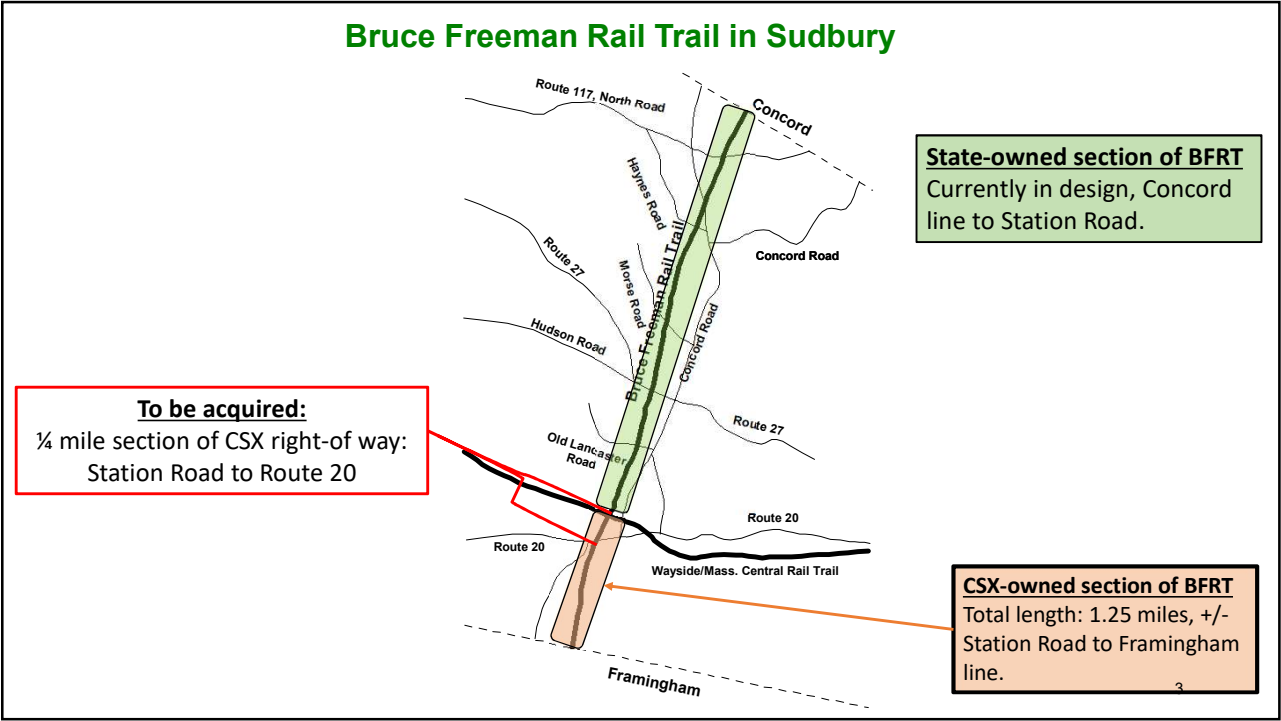
What is it?

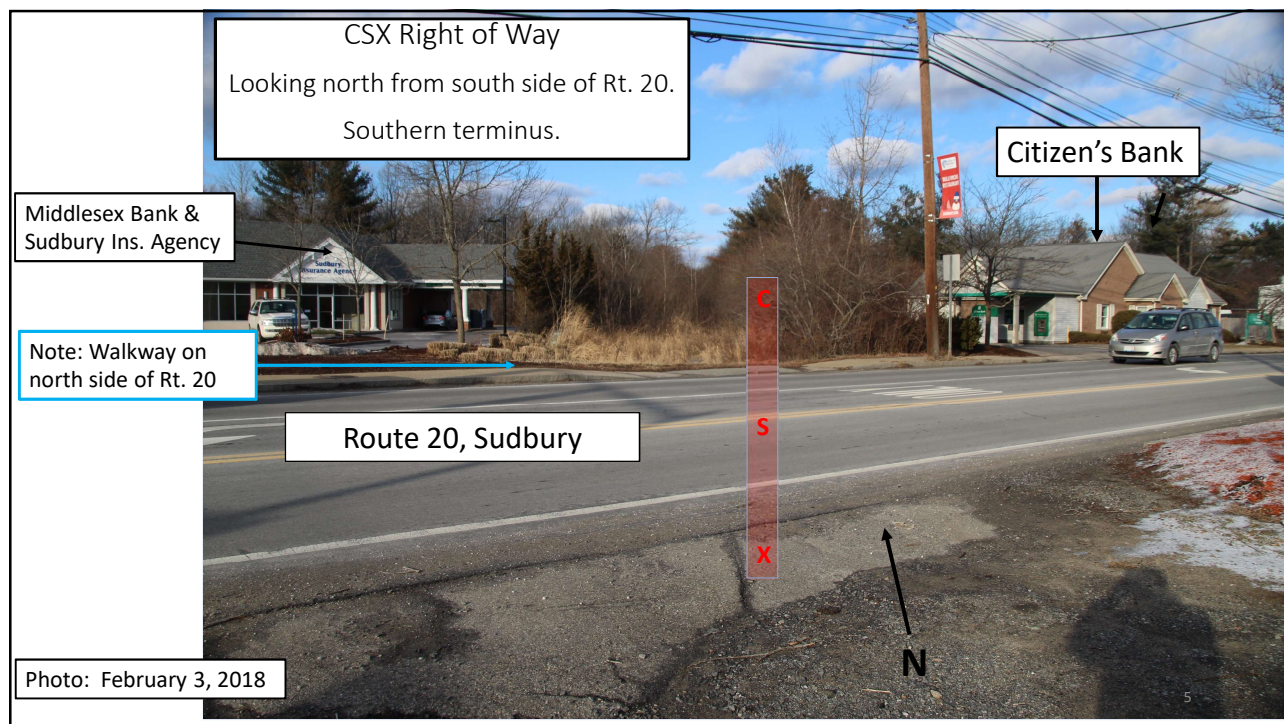
Why buy it now?

How much will it cost?

How to pay for it?

2





Why buy it now?

- CSX now wants to sell this part of rail corridor.
- Use it or lose it by end of 2020: Dept. of Conservation and Recreation grants of \$160,000.
- At the end of 2020 the corridor may be deemed abandoned, and corridor fragmented; then difficult to reconstitute the right-of-way.
- CSX has said it wants the entire corridor to become a recreational trail (a potential funding opportunity for Sudbury)

6

How much will it cost?

\$154,000 (approximately)

- 2016: The appraised value of entire corridor, 1.25 miles, was \$770,000 .
- The proposed purchase is for ¼ mile, that is 1/5 of the corridor.
- Pro rata value of 1/5 of the entire corridor is about \$154,000.

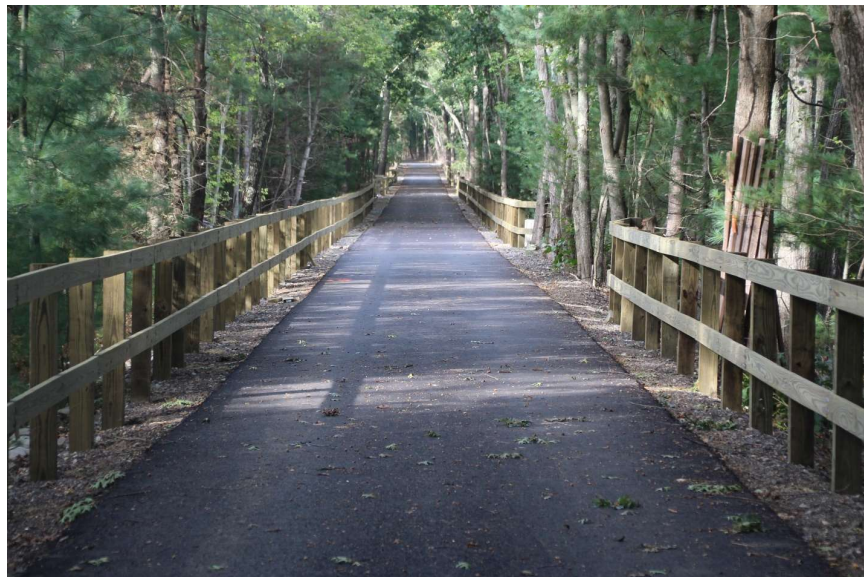
7

How to pay for it (approximately \$154,000) ?

- DCR grants* totaling \$160,000
- Cash

*To be eligible for grant reimbursement, Sudbury will need to contribute 20% of grant amount, in services or cash, about \$32,000.

8



Bruce Freeman Rail Trail in Concord, 2019

This is what the CSX section could look like in Sudbury

9

Please vote 'YES' on Article 51

10

History of the Bruce Freeman Rail Trail

1987

33 YEARS AGO

In 1987 the Central Transportation Planning Staff (CTPS) prepared a feasibility study for the Lowell – Sudbury Bicycle Path, currently known as the Bruce Freeman Trail. The objective of CTPS study was to determine if building a multiuse trail from Sudbury to Lowell along the abandoned rail right-of-way was viable, and what the short- and long-term costs would be.

The study concluded that it is feasible to construct a trail along the abandoned rail line. Since the completion of the CTPS study, the town has invested significant resources

1989

31 YEARS AGO

An Act creating the Bruce Freeman Memorial Bike Path was signed into law.

2004

16 YEARS AGO

Sudbury began planning for the rail trail

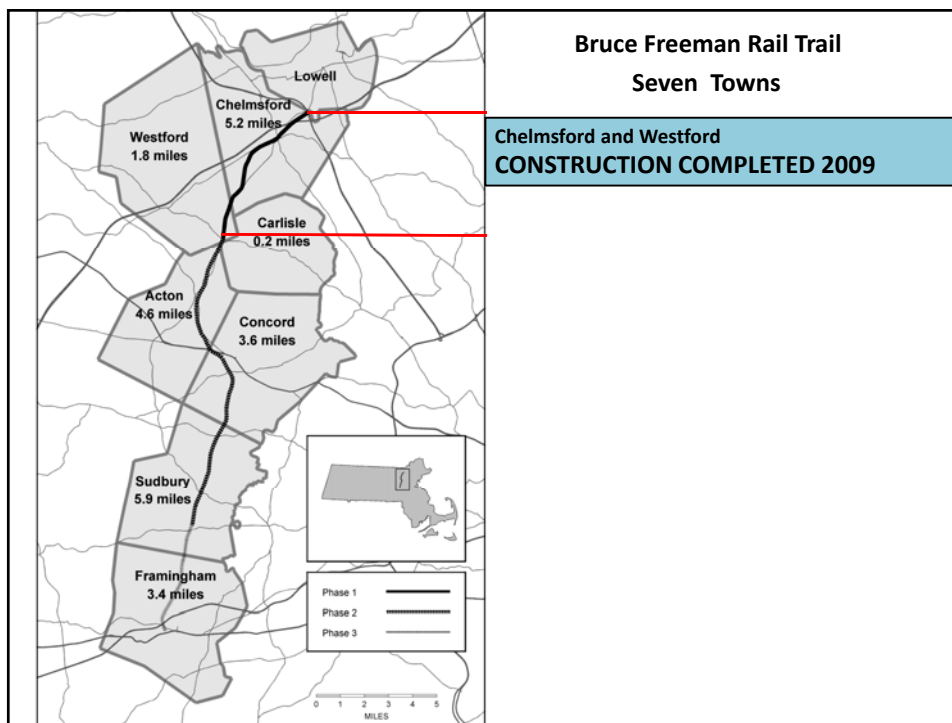
Every community that borders Sudbury, with the exception of Stowe, has designed and constructed a rail trail.

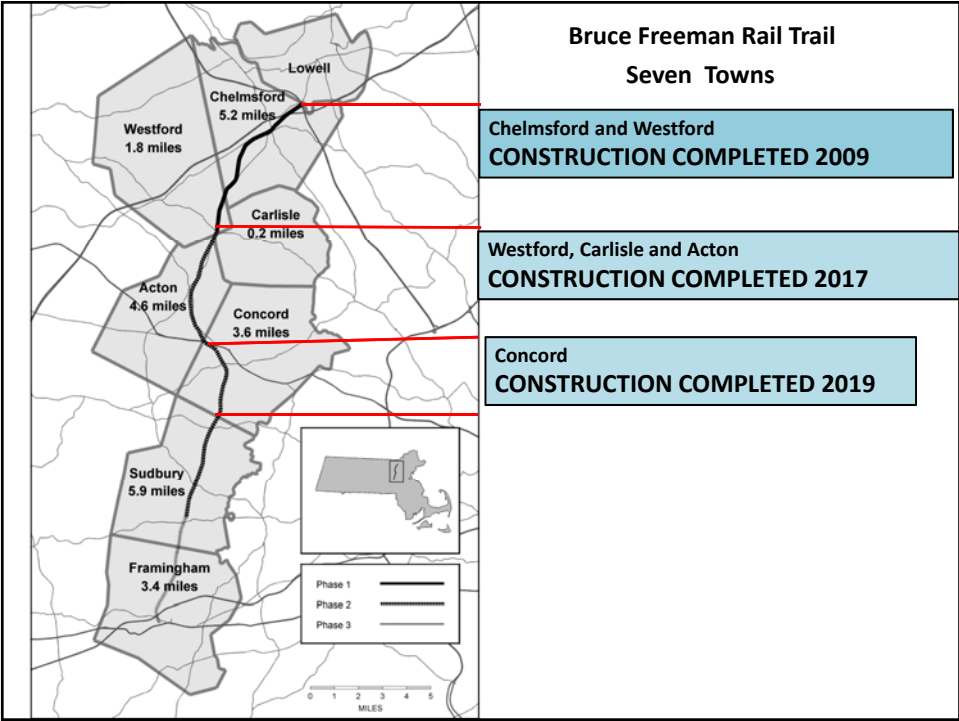
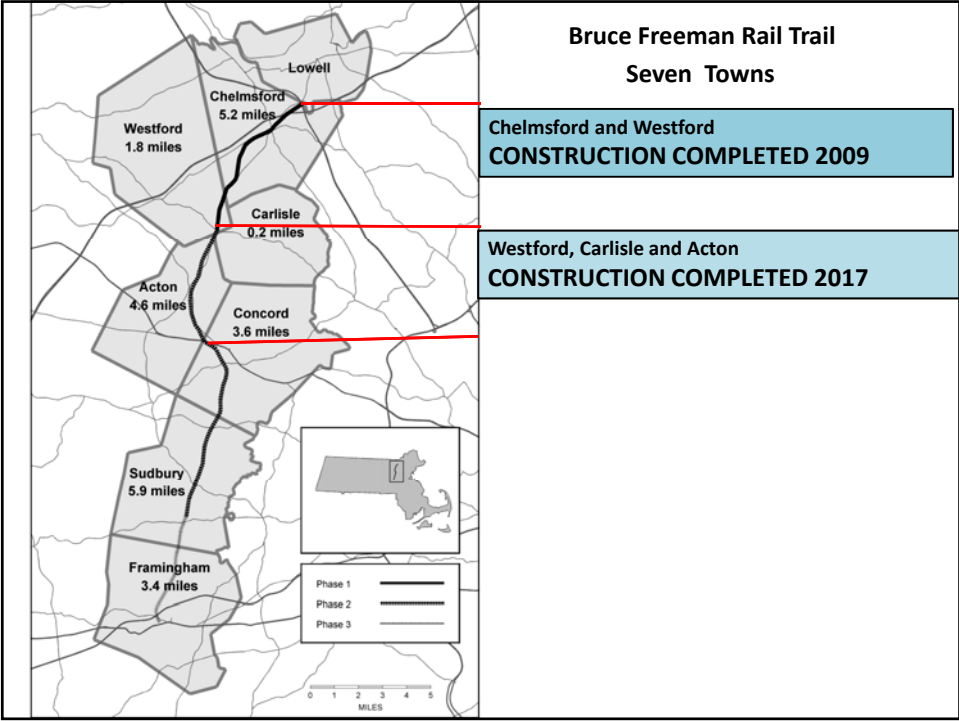
Acton	Assabet River Rail Trail
Concord	Bruce Freeman Rail Trail
Framingham	Cochituate Brook Rail Trail
Hudson	Assabet River Rail Trail
Maynard	Assabet River Rail Trail
Natick	Cochituate Brook Rail Trail
Wayland	Cochituate Brook Rail Trail

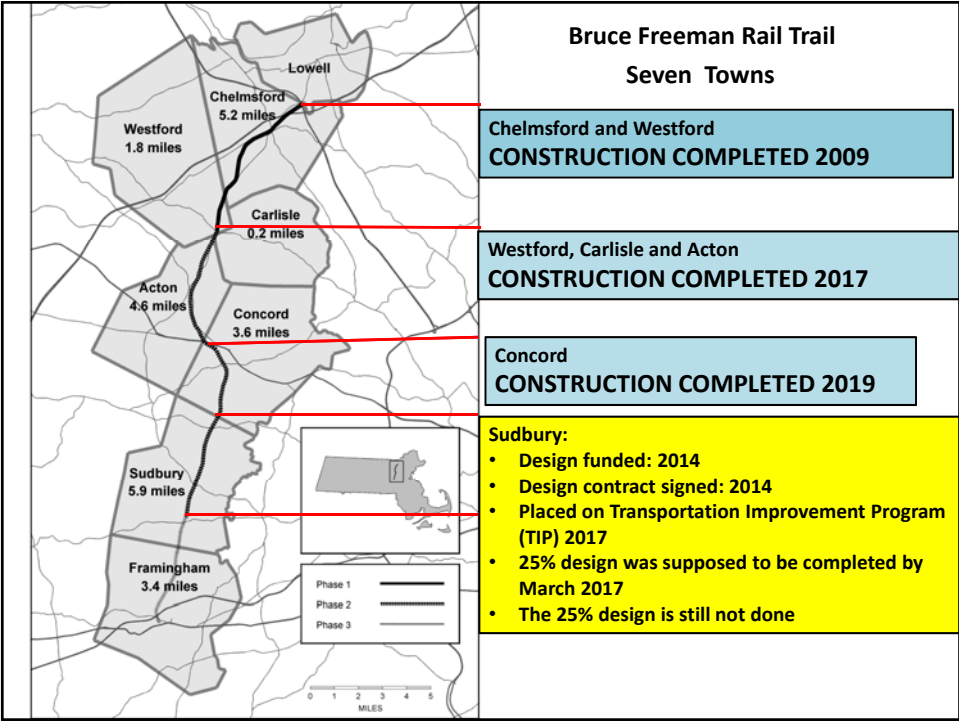
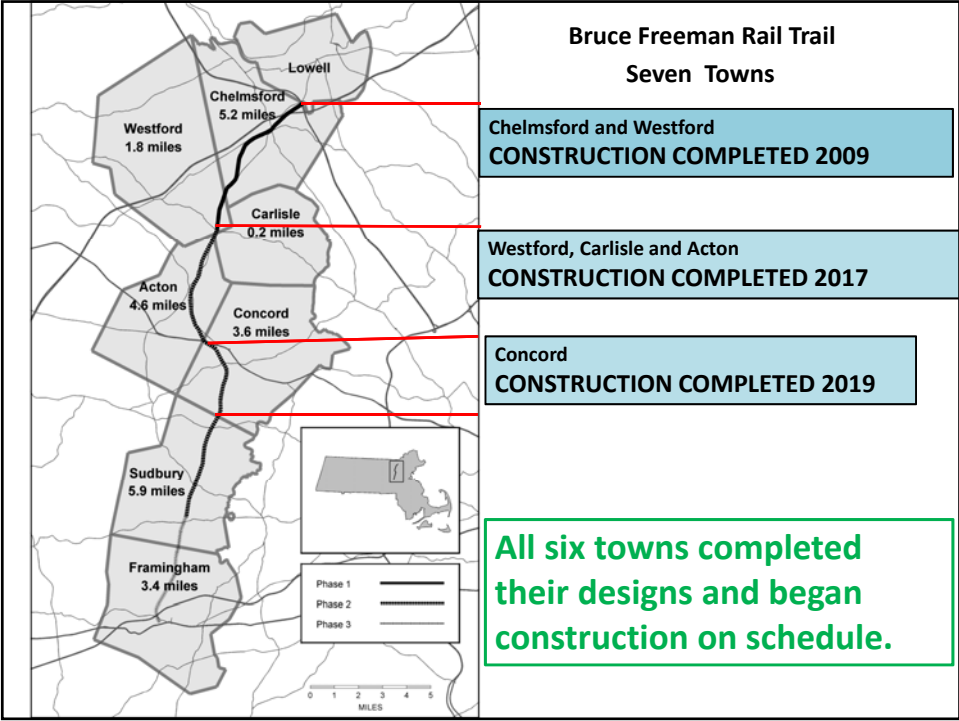
Residents of these communities have been enjoying the benefits and advantages of a rail trail for years.

All six towns north of Sudbury on the **Bruce Freeman Rail Trail** were able to complete their designs and begin construction in the time allowed by the Mass. Dept. of Transportation.

1. Lowell
2. Chelmsford
3. Westford
4. Carlisle
5. Acton
6. Concord







Sudbury: RAIL TRAIL CONVERSION ADVISORY COMMITTEE

October 9, 2004: The Board of Selectmen created the Rail Trail Conversion Advisory Committee (RTCAC) to provide a mechanism for the Town to examine the conversion of an existing unused rail line in Sudbury to a recreational path and alternative transportation corridor.

- The Rail Trail Conversion Advisory Committee was active for 8 years - March 2005 through October 2013.
- During those 8 years it held over 70 meetings.

FROM: Bruce Freeman Rail Trail, Phase 2D in Sudbury:
TIP Programming Request Supporting
Documentation, February 14, 2017

“...votes taken by the Town residents at Town Meetings and the ballot box, by the Board of Selectmen, and by other committees have been strongly supportive of the BFRT. The funding of the 25% design and the 75% design has been approved each time it faced a vote. The Board of Selectmen, the Community Preservation Committee, and Town Meeting have continuously voiced and voted strong support. The Town’s votes for funding have outpaced actual progress on the design, an indication of how supportive and determined Sudbury is in making the Bruce Freeman Rail Trail a reality. VHB, Sudbury’s design engineering firm, has made substantial progress toward completing the 25% design:

The most recent 25% Design schedule prepared by VHB indicates a 25% design submission to MassDOT in March 2017 (See Appendices).

Bruce Freeman Rail Trail

Discussed in Sudbury since 2004, 16 years

- Board of Selectmen Goal since 2013
- Town Meeting voted funding and support *six* times (2008, 2012, 2014, 2016, 2017, 2018)
- Ballot box support (2012)
- 2 separate town committees
 - Rail Trail Conversion Advisory Committee, 2004-2013
 - BFRT Design Task Force, 2017-2020
- 75-80 rail trail committee meetings
- Town forum (2015)
- Abutter meetings
- Meetings with design contractors
- Wildlife studies completed
- Environmental studies completed
- Careful evaluation by Sudbury Conservation Commission



The Bruce Freeman Rail Trail in Concord, 2019.
Award: Public Works Project of the Year 2020



The Bruce Freeman Rail Trail in Sudbury, 2019.

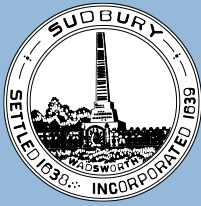
Days have rolled into weeks, weeks into months, and months into years.

6 years later – the initial design has still not been approved by MassDOT.

Asking for a 'yes' vote

- Get the designs completed so the Bruce Freeman Rail Trail will be built on time.
- So that residents can use the rail trail.

END



MISCELLANEOUS (UNTIMED)

7: Ballot questions Nov election

REQUESTOR SECTION

Date of request:

Requestor: Town Clerk Beth Klein

Formal Title: Vote to request, pursuant to the provisions of G.L. c.59, s. 21C, that the Secretary of the Commonwealth include on the ballot for the November biennial state election for use in the Town of Sudbury the following debt exclusion questions: QUESTION 1 - Shall the town of Sudbury be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bond issued in order to acquire, establish, and construct, a multi-use rail trail and bicycle path on the parcel of land shown on a Railroad Map on file with the Town Clerk, and any and all incidental and related costs associated therewith?

Recommendations/Suggested Motion/Vote: Vote to request, pursuant to the provisions of G.L. c.59, s. 21C, that the Secretary of the Commonwealth include on the ballot for the November biennial state election for use in the Town of Sudbury the following debt exclusion question: **Question 1** - Shall the town of Sudbury be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bond issued in order to acquire, establish, and construct, a multi-use rail trail and bicycle path on the parcel of land shown on a Railroad Map on file with the Town Clerk, and any and all incidental and related costs associated therewith?

Background Information:

The submission of ballot question(s) depends upon whether or not the Selectmen wish to proceed with the Community Center project at this time and whether the CSX purchase agreement is firm. Need to inform the Board of time limits for submission of the question and provide the ballot questions at tonight's meeting. The Election is Nov. 3.

After submission of the ballot questions to the State, the Selectmen would then determine who provides the arguments for and against according to policy.

See attached from Town Clerk Beth Klein.

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden

Pending

Henry L Hayes

Pending

Jonathan Silverstein

Pending

Daniel E Carty

Pending

Board of Selectmen

Pending

07/21/2020 6:00 PM

Golden, Patricia

From: Klein, Beth
Sent: Friday, May 29, 2020 8:44 AM
To: Hayes, Henry
Cc: Bilodeau, Maryanne; Golden, Patricia; Jones, Elaine
Subject: Placing ballot questions on November 3 ballot
Attachments: 2018_Ballot_Questions_Nov_6_state_election.docx; Town of Sudbury Information to Voters_Ballot Questions.docx

Hi Henry,

If the BOS plan to vote on Fairbanks and CSX Corridor at the next ATM, and they want to place the ballot questions on the State ballot for November 3, they have to do that by the end of July. The State has to receive the request no later than August 5th. The latest the BOS could vote on it would be the July 14 meeting. I believe that Town Counsel would have to draft the actual ballot question. If the BOS decides not to place the ballot questions on the State election then there would have to be a special election in December, which I am sure you don't want to do. So it is important that the BOS vote on this as soon as possible. I attached the letter to the state which was used the last time this was done in 2018. I also attached the Information to voters that was sent out in 2018.

Let me know if you have any questions.

Thanks,

Beth R. Klein
 Sudbury Town Clerk
 322 Concord Rd.
 Sudbury, MA 01776
 978-639-3351
 Townclerk@sudbury.ma.us

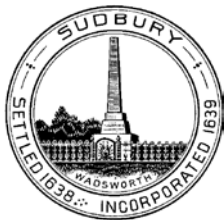
UPDATED ELECTION INFORMATION

<https://sudbury.ma.us/clerk/2020/03/18/2020-annual-town-election/>

Absentee Ballot and Early Voting Applications

<https://www.sec.state.ma.us/ele/covid-19/covid-19.htm>

Attachment7.a: Klein_memo (3993 : Ballot questions Nov election)



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

July 16, 2018

Mr. Howard Hock, Elections Division
Secretary of the Commonwealth
McCormack Building
One Ashburton Place
Boston, MA 02108

IN BOARD OF SUDBURY SELECTMEN
Meeting Date: July 10, 2018

Vote ballot questions for state election Nov 6, 2018

Present: Chairman Robert C. Haarde, Vice-Chairman Daniel E. Carty, Selectman Leonard A. Simon, Selectman Patricia A. Brown, Selectman Janie W. Dretler and Town Manager Melissa Murphy-Rodrigues.

It was on motion unanimously

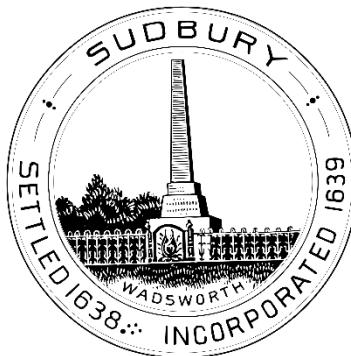
VOTED: Vote to approve ballot question language to send to the Secretary of the Commonwealth for inclusion on the November 6 state election ballot:

- (1) Shall the Town of Sudbury be allowed to exempt from the provisions of proposition two and a half, so-called- the amounts required to pay for the bonds issued in order to design a new and/or renovated Community Center and all other appurtenances thereto, to be constructed on Town-owned land on the current site of the Fairbank Community Center and Atkinson Pool, 40 Fairbank Road, including professional, engineering services and project management services, as well as preparation of plans, specifications and bidding documents, and all other incidental and related expenses?
- (2) Shall the Town of Sudbury be allowed to exempt from the provisions of proposition two and a half, so-called- the amounts required to pay for the bonds issued in order to purchase, upon such terms as the Board of Selectmen determine, the fee or other interest in the property located at 82 Morse Road, including but not limited to a conservation restriction, and all incidental and related expenses?

A True Copy Attest: Melissa Murphy-Rodrigues, Esq.
Melissa Murphy-Rodrigues, Esq.
Town Manager – Clerk

cc: Town Clerk

Town of Sudbury Massachusetts



INFORMATION FOR VOTERS

Sudbury Ballot Questions November 6, 2018 State Election

Polls Open 7:00 A.M. to 8:00 P.M.

Precincts 1, 1A, 2 & 5 - Fairbank Community Center, 40 Fairbank Road
Precincts 3 & 4 - Sudbury Town Hall, 322 Concord Road

INFORMATION FOR VOTERS

The November 6, 2018 State Ballot will include two Town of Sudbury Ballot questions as follows: Ballot Question No. 4 related to partial design funding in the amount of \$1.9M for a new and/or renovated \$32M Fairbank Community Center and Atkinson Pool; and Ballot Question No. 5 related to the Proposition 2 ½ Debt Exemption for the \$3,660,000 purchase of 24.02 a.+/- of Broadacres Farm located off Morse Road with the remaining 9.59 a.+/- portion to be funded from Community Preservation Act funds.

As the ballot will contain the questions only, the following material is provided for your information pursuant to Chapter 180 of the Acts of 1996.

BALLOT QUESTION NO. 4

Shall the Town of Sudbury be allowed to exempt from the provisions of proposition two and a half, so-called- the amounts required to pay for the bonds issued in order to design a new and/or renovated Community Center and all other appurtenances thereto, to be constructed on Town-owned land on the current site of the Fairbank Community Center and Atkinson Pool, 40 Fairbank Road, including professional, engineering services and project management services, as well as preparation of plans, specifications and bidding documents, and all other incidental and related expenses?

SUMMARY: Under Article 3 of the October 15, 2018 Special Town Meeting, voters will consider funding for services relating to partial design for the construction of a new and/or renovated Community Center at the current site on Fairbank Rd. in the amount of \$1,900,000, contingent upon approval of a Proposition 2 ½ Debt Exclusion

This ballot question seeks to increase the amount of property tax revenue the Town may raise commencing in Fiscal Year 2020. It does not increase the Town's levy limit nor does it become part of the base for calculating future years' levy limits.

The estimated the tax impact on the average home value of \$726,960 is estimated at \$27 in fiscal year 2020.

A "yes" vote on this question will authorize the Town to increase taxes in excess of the levy over a 20 year period in order to pay for services related to partial design costs for an estimated \$32,000,000 project, and a "no" vote will mean the project cannot go forward.

ARGUMENT FOR PASSAGE: The Fairbank Community Center is a community asset housing Park and Recreation, Atkinson Pool, Senior Center and the Sudbury Public Schools Administrative Offices. It is the site of the Town's emergency shelter, an election voting location, and many of the Town's summer camps.

The 40,900 square foot building, which was built in 1958 as a school and converted to a community center in 1983, is located at 40 Fairbank Road.

The Senior Center, with its ever-growing constituency, services 1600 individuals each year with approximately 24,000 visits. Park and Recreation serves various demographics and provides 690 programs to 9700 participants. The pool had over 72,000 users in 2015.

The building is in varying degrees of disrepair, including drainage and slope issues, poor window conditions, exterior wall and flooring issues, roof panels and structures exposed, and ceiling staining due to leaking. The space is unsuitable and limited, and the building does not have a sufficient generator for emergencies.

The Fairbank Community Task Force and the Selectmen have put forward a proposal to encompass Park and Recreation, the Atkinson Pool and the Senior Center in a new 62,000 square foot building. The plan includes a full sized gymnasium, walking/running track, dedicated Senior space, dedicated Park and Recreation space, a shared common space, exercise space, indoor play area, kitchen, and the preschool. The total cost of the project including design costs, construction, fees and contingencies is approximately \$32,000,000. At this time, the town is only voting for preliminary design funding. For more information: https://sudbury.ma.us/boardofselectmen/2018/06/13/fairbank_community_center_project/

ARGUMENT IN OPPOSITION: The amount requested in this article is based on a feasibility study prepared by Pros Consulting. In addition to the numerous mathematical and logical errors, the study does not substantiate the need for such an expensive project with accurate market research. For example, the feasibility study claims that there are only 2 swimming facilities in a 15-mile radius of Sudbury, when, in fact, there are at least 5. Furthermore, in the model developed, year-over-year expenditures grow faster than revenue, causing the town to lose more money every year. It would be irresponsible to embark on the next stage of design based on this flawed feasibility study. Before spending tax dollars on a large capital project, we need to prove the need. In this feasibility study, there was a decent case made for improvement for our Senior Center. However, the same cannot be said for the Park and Recreation side of this project. We may be able to address the needs of our Senior Center by other means (property lease or purchase) at a significantly lower cost. These other options should be explored. A vote no on this article is the fiscally responsible vote. We cannot make large capital spending commitments based on an erroneous and unsubstantiated feasibility study.

BALLOT QUESTION NO. 5

Shall the Town of Sudbury be allowed to exempt from the provisions of proposition two and a half, so-called- the amounts required to pay for the bonds issued in order to purchase, upon such terms as the Board of Selectmen determine, the fee or other interest in the property located at 82 Morse Road, including but not limited to a conservation restriction, and all incidental and related expenses?

SUMMARY: Under Article 2 of the October 15, 2018 Special Town Meeting, voters will consider approval for acquisition of all of the 82 Morse Road property known as Broadacres Farm, together with associated costs, contingent upon approval of a Proposition 2 ½ Debt Exclusion exempting the amounts required for principal and interest on the borrowing from the tax levy.

This ballot question seeks to increase the amount of property tax revenue the Town may raise to pay for the debt service related to the acquisition of Broadacres Farm. Bonds (debt) will be issued upon the transfer of the 2nd parcel as the first parcel will utilize Community Preservation Funds. The transfer of the 2nd parcel will occur in a future year, but not later than 10 years per the purchase and sale agreement. The estimated impact of increasing future fiscal year's taxes to pay for the estimated debt issuance of \$3,660,000 is estimated at \$53 for year 1 and decreasing annually to approximately \$30 in year 20 for the "average" home value of \$726,960.

A "yes" vote on this question will authorize the Town to increase taxes in excess of the levy over a 20-year period in order to pay for the acquisition; and a "no" vote will mean the acquisition cannot go forward.

ARGUMENT IN FAVOR: Broadacres Farms is an active horse farm with stables, pasture, indoor arena and riding fields on both sides of Morse Road. The farm, which is listed as a priority on the Town's Open Space Plan, abuts the Wake Robin Woods Conservation Land, Featherland Park and the proposed Bruce Freeman Rail Trail. The property is currently enrolled in Chapter 61A tax classification, which allows for a significant reduction in taxes in exchange for a right of first refusal to the Town. It contains three vernal pools and is listed as a critical concern in the Heritage Landscape Inventory. The owner of Broadacres would be selling the 33.61 acres of land to the Town in two-three phases, with the first phase being on the Featherland Park side of Morse Road. Protection of this property from development provides historical, cultural, agricultural, ecological and recreational benefits. The acquisition of this property will create more than 50 acres of contiguous conservation land, which would be part of a larger complex of an additional 63 acres of town-owned parcels containing public trails. The zoning of this property would allow for residential single-family homes.

ARGUMENT IN OPPOSITION: Any increase in the Town's debt, which is now in decline, will increase the tax bills of residents because of the real estate tax revenue needed to pay debt service each year over the life of the debt. Exempting the debt from the limits of Proposition 2 ½ and thus not affecting the levy limit also affects the efforts of those seeking to control costs by limiting spending.



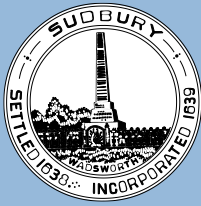
Board of Selectmen
Sudbury, MA 01776

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SUDBURY
MASSACHUSETTS 01776

INFORMATION FOR VOTERS

State Election
Tuesday, November 6, 2018



SUDBURY BOARD OF SELECTMEN
Tuesday, July 21, 2020

8

MISCELLANEOUS (UNTIMED)

8: Discussion on Brimstone Lane Article #39

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Discussion and possible vote on Brimstone Lane Article #39

Recommendations/Suggested Motion/Vote:

Background Information:

Attorney Joshua Fox jfox@rrf-law.com <<mailto:jfox@rrf-law.com>>

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM

ARTICLE 39. EXCHANGE OF REAL PROPERTY – BRIMSTONE LANE PARCELS

To see if the Town will vote to transfer the care, custody, management and control of the land off Brimstone Lane consisting of approximately 1,033 square feet, more or less, as shown on a plan of land entitled "Sketch Plan 137 Brimstone Lane Sudbury, MA" dated Oct. 16, 2019, prepared by Sullivan Connors & Associates, a copy of which is on file in the Town Clerk's Office, from the board or commission currently having custody thereof for the purpose for which said property is currently held, to the Board of Selectmen for general municipal purposes and for the purpose of conveyance, and authorize the Board of Selectmen to convey said parcel on such terms and conditions, and for such consideration, as the Board of Selectmen deems appropriate; and further, to authorize the Board of Selectmen to submit a petition to the General Court for a special act authorizing the transfer of said parcel under Article 97 of the Amendments to the Massachusetts Constitution; and further, in order to satisfy the Executive Office of Energy and Environmental Affairs' "no net loss policy," to acquire by gift, purchase, eminent domain, exchange of real property or otherwise, the fee or lesser interest in all or a part of the land and the improvements thereon, the land off Brimstone Lane consisting of approximately 16,006 square feet (0.37 acres) more or less, as shown on said Sketch Plan and being a portion of the parcel shown on Assessor's Map L04-0406, and dedicate such 16,006 square foot parcel of land for conservation and open space purposes, to be held under the care, custody, management and control of the Conservation Commission, pursuant to G.L. c. 40, §8C, with the foregoing dedication of such land to become effective upon the enactment of the Article 97 legislation; and further to authorize the Board of Selectmen to execute all instruments, agreements, deeds, conservation restrictions, easements or other documents, upon such terms and conditions as the Board of Selectmen deems appropriate, and to take all other action necessary to effectuate the vote taken hereunder, or act on anything relative thereto.

Submitted by the Conservation Commission.
(required)

(Two-thirds vote

CONSERVATION COMMISSION REPORT: The Commission finds that the 16,006 s.f. piece of land being proposed to be transferred to the Conservation Commission contains more conservation value due to its adjacency to Nobscot Conservation Land and contributes more towards the protection of watershed resources of Sudbury, which was the intended purpose of the original gift of 1,033 s.f. of land.

TOWN OF SUDBURY

WARRANT ARTICLE FORM

ARTICLE # 39

ARTICLE 39

EXCHANGE OF REAL PROPERTY
BRIMSTONE LANE PARCELS

To see if the Town will vote to transfer the care, custody, management and control of the land off Brimstone Lane consisting of approximately 1,033 square feet, more or less, as shown on a plan of land entitled "Sketch Plan 137 Brimstone Lane Sudbury, MA" dated June 29, 2020, prepared by Sullivan Connors & Associates, a copy of which is on file in the Town Clerk's Office, from the board or commission currently having custody thereof for the purpose for which said property is currently held, to the Select Board for general municipal purposes and for the purpose of conveyance, and authorize the Select Board to convey said parcel on such terms and conditions, and for such consideration, as the Select Board deems appropriate; and further, to authorize the Select Board to submit a petition to the General Court for a special act authorizing the transfer of said parcel under Article 97 of the Amendments to the Massachusetts Constitution; and further, in order to satisfy the Executive Office of Energy and Environmental Affairs' "no net loss policy," to acquire by gift, purchase, eminent domain, exchange of real property or otherwise, the fee or lesser interest in all or a part of the land and the improvements thereon, the land off Brimstone Lane consisting of approximately 29,800 square feet (0.68 acres) more or less, as shown on said Sketch Plan and being a portion of the parcel shown on Assessor's Map L04-0406, and dedicate such 29,800 square foot parcel of land for conservation and open space purposes, to be held under the care, custody, management and control of the Conservation Commission, pursuant to G.L. c. 40, §8C, with the foregoing dedication of such land to become effective upon the enactment of the Article 97 legislation; and further to authorize the Select Board to execute all instruments, agreements, deeds, conservation restrictions, easements or other documents, upon such terms and conditions as the Select Board deems appropriate, and to take all other action necessary to effectuate the vote taken hereunder, or take any other action relative thereto.

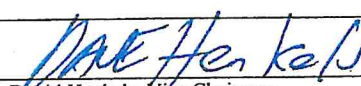
Submitted by the Conservation Commission.

(Two-thirds vote required)

CONSERVATION COMMISSION REPORT: The Commission finds that the 29,800 s.f. piece of land being proposed to be transferred to the Conservation Commission contains more conservation value due to its adjacency to Nobscot Conservation Land and contributes more towards the protection of watershed resources of Sudbury, which was the intended purpose of the original gift of 1,033 s.f. of land.


SUBMITTED BY: Conservation Commission


 Thomas R. Friedlander, Chairman

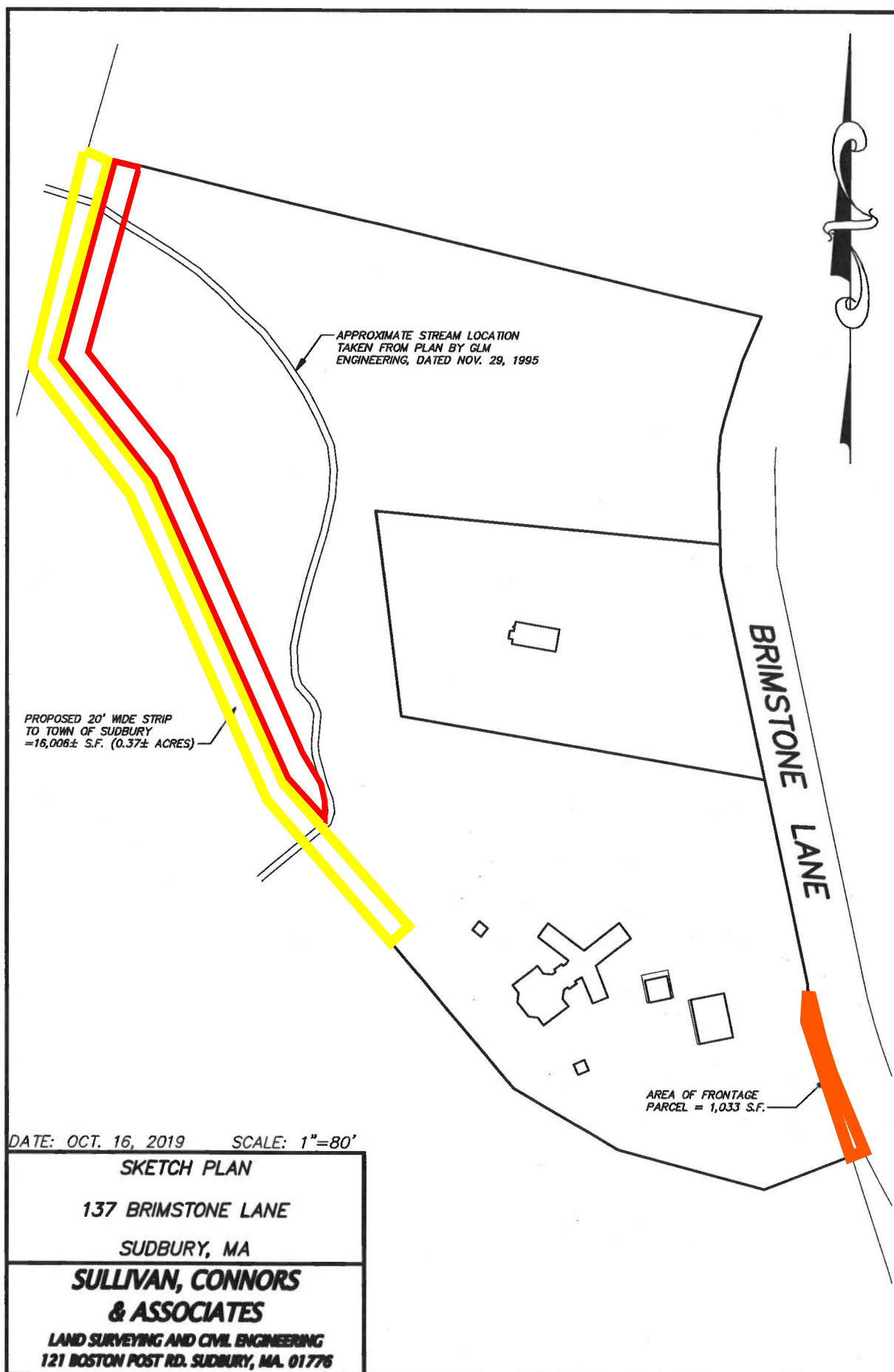

 David Henkels, Vice Chairman

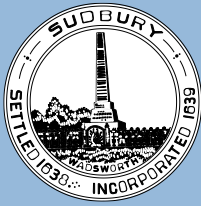

 Kathleen Rogers

 Bruce Porter


 Charles Russo

 Mark Sevier





MISCELLANEOUS (UNTIMED)

9: ATM articles for consideration as consent calendar items

REQUESTOR SECTION

Date of request:

Requestor: Town Counsel's office

Formal Title: Discussion and vote on Town Meeting articles for consideration as Consent Calendar items: CPC articles #42-50, Article #11 - Stabilization Fund, and Article #16 Post-Employment Health Insurance Trust Funding.

Recommendations/Suggested Motion/Vote: Discussion and vote on Town Meeting articles for consideration as Consent Calendar items: CPC articles #42-50, Article #11 - Stabilization Fund, and Article #16 Post-Employment Health Insurance Trust Funding.

Background Information:

Financial impact expected:n/a

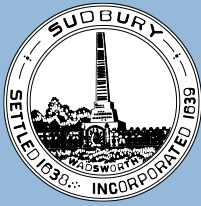
Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM



MISCELLANEOUS (UNTIMED)

10: Social Media Policy

REQUESTOR SECTION

Date of request:

Requestor: Chair Carty

Formal Title: Discussion on Board's Social Media Policy

Recommendations/Suggested Motion/Vote: Discussion on Board's Social Media Policy

Background Information:

Attached is the draft social media policy (10 pages), which is an excerpt from the overall policy discussed at your 4/14/20 meeting.

Financial impact expected:

Approximate agenda time requested: 10 minutes

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM

Selectmen Policies, Rules and Regulations

It is recognized that in order to operate efficiently and as a unit, a board shall have a system of policies to direct its decisions and actions.

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SAMPLE SOCIAL MEDIA POLICY

I. INTRODUCTION

The [City/Town] of _____ permits departments to utilize social media sites and social networking sites (collectively “social media sites”) to further enhance communications with its residents and various stakeholders in support of [City/Town] goals and objectives. [City/Town] officials and [City/Town] departments have the ability to publish articles, facilitate discussions and communicate information through such media to conduct official [City/Town] business. Social media sites facilitate further discussion of [City/Town] government business, operations and services by providing members of the public the opportunity to participate in many ways using the Internet.

This policy sets forth general guidelines that must be adhered to with respect to utilization of social media sites for official [City/Town] purposes. Questions regarding this Policy should be directed to _____ [insert title of appropriate official]. These guidelines may be supplemented by more specific administrative procedures and rules as may be issued. Furthermore, this Policy may be amended from time to time, and is meant to be read in conjunction with all other applicable policies and procedures of the [City/Town] of _____.

II. DEFINITIONS

1. “Social media sites” and “social networking sites” refer to websites that facilitate user participation, networking, and collaboration through the submission of user generated content. Social media in general includes tools such as: blogs, wikis, microblogging sites, such as Twitter; social networking sites, such as Facebook and LinkedIn; video sharing sites, such as YouTube; and bookmarking sites such as Del.icio.us.

2. A “social media identity” is a specific user identity or account that has been registered on a third party social media site.

3. A “blog” (an abridgement of the term web log) is a [City/Town] of _____ website with regular entries of commentary, descriptions of events, or other material such as graphics or video.

4. A “moderator” is an authorized [City/Town] of _____ official (appointed or elected) or employee, who reviews, authorizes and allows content submitted by the [City/Town] officials, employees and public commentators to be posted to a [City/Town] of _____ social media site or sites.

III. POLICY

1. All [City/Town] social media sites shall be:

a) approved by _____ [insert title of appropriate official]; and

b) published using social media platform and tools approved by the Information Technology Department (“IT”).

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2. The official posting for the [City/Town] will be done by _____ [insert title of appropriate official] or their designee.

3. Departments have the option of allowing employees to participate in existing social media sites as part of their job duties, or allowing employees to create social media sites as part of their job duties. Department Heads may allow or disallow employee participation in any social media activities in their departments.

4. All [City/Town] social media sites shall adhere to applicable state, federal and local laws, regulations and policies including the Public Records Law, Public Records retention schedules, Open Meeting Law, Copyright Law and other applicable [City/Town] policies.

5. Public Records Law and e-discovery laws and policies apply to social media content. Accordingly, such content must be able to be managed, stored and retrieved to comply with these laws. Furthermore, once such content is posted on a social media site, it should stay posted, unless it is removed for one of the reasons set forth below in paragraph Numbers 10 or 11, or it is changed to fix spelling or grammar errors.

6. All social media sites and entries shall clearly indicate that any content posted or submitted is subject to public disclosure.

7. Each [City/Town] social media site shall include an introductory statement which clearly specifies the purpose and topical scope of the blog and social media/network site. Where possible, social media sites should link back to the official [City/Town] of _____ Internet site for forms, documents and other information.

8. Each [City/Town] social media site shall indicate to users that the site is subject to a third party's website Terms of Service. Furthermore, each [City/Town] social media site shall indicate that: the social media site provider could collect personal information through user's use of the social media site; and that this personal information may be disseminated by the third party; and that such dissemination may not be governed or limited by any state, federal or local law or policy applicable to the [City/Town].

9. All social media sites shall clearly indicate they are maintained by the [City/Town] of _____ and shall have the [City/Town] of _____ contact information prominently displayed.

10. The [City/Town] reserves the right to restrict or remove any content that is deemed in violation of this policy or any applicable law.

11. [City/Town] social media content and comments containing any of the following forms of content shall not be allowed for posting:

a) Comments or content not topically related to the particular site or blog article being commented upon;

b) Profane, obscene, or vulgar language or content;

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c) Comments or content that promotes, fosters or perpetuates discrimination on the basis of race, color, gender, gender identity, national origin, religion, ancestry, age, sexual orientation, disability, maternity leave, genetic information, or active military status;

d) Comments or content that is threatening or harassing;

e) Sexual comments, content, or links to sexual content;

f) Conduct or encouragement of illegal activity;

- g) Information that may tend to compromise the safety or security of the public or public systems;
- h) Content that violates a legal ownership interest of any other party;
- i) Protected health information;
- j) Personnel information; or
- k) Other information that is not public record or is otherwise privileged from public disclosure.

12. All [City/Town] social media moderators shall be trained regarding the terms of this policy, including their responsibilities to review content submitted for posting to ensure compliance with the policy.

13. Where appropriate, [City/Town] IT security and/or computer use policies shall apply to all social media sites and articles.

14. Officials (elected or appointed) and employees representing the [City/Town] via social media sites must conduct themselves at all times as a representative of the [City/Town] and in accordance with all applicable rules, regulations, and policies (including personnel policies) of the [City/Town] of _____ . See Section IV, Employee Guidelines for Use of Social Media Sites.

15. No [City/Town] or department social media site can endorse or otherwise cite (either with approval or disapproval) vendors, suppliers, clients, citizens, co-workers or other stakeholders.

16. Employees found in violation of this policy may be subject to disciplinary action, up to and including termination of employment.

IV. EMPLOYEE GUIDELINES FOR USE OF SOCIAL MEDIA SITES

1. Electronic Communications and Computer Usage Policy. All employees are responsible for understanding and following the [City/Town]'s Electronic Communications and Computer Usage Policy, in addition to this Policy.

2. First Amendment Protected Speech. Although the [City/Town] can moderate the social media sites that accept comments from the public (such as blogs and wikis) to restrict speech that is obscene, threatening, discriminatory, harassing, or off topic, employees cannot use the moderation function to restrict speech with which the [City/Town] merely disagrees (i.e. subject matter restrictions). Users have some First Amendment rights in posting content to public social media sites hosted by municipalities. Moderators must respect those rights by posting all comments other than those excluded for specific legitimate reasons, as referenced above.

3. Copyright Law. Employees must abide by laws governing copyright and fair use of copyrighted material owned by others. Never reprint whole articles or publications without first receiving written permission from the publication owner. Never quote an excerpt of someone else's work without acknowledging the source, and, if possible, provide a link to the original.

4. Conflict of Interest. Employees are prohibited from using social media to engage in any activity that constitutes a conflict of interest for the Town or any of its employees, as defined by G.L. c. 268A.

5. Protect Confidential Information. Never post legally protected personal information that you have obtained from the [City/Town] (e.g., information that is not public record under the Public Records Law, G.L. c.66, §10 and G.L. c. 4, §7(26), or whose dissemination is restricted under applicable Federal or State privacy laws or regulations). Ask permission to publish or report on conversations that occur within the [City/Town]. Never post information about policies or plans that have not been finalized by the [City/Town], unless you have received explicit permission from your supervisor to post draft policies or plans on the department's social media sites for public comment.

6. Consider Your Content. As informal as social media sites are meant to be, if they are on a government domain or a government identity, they are official government communications. Social media sites will be sought out by mainstream media – so a great deal of thought needs to go into how you will use the social media in a way that benefits both the [City/Town] and the public. Employees should not comment about rumors, political disputes, or personnel issues, for example.

7. Handling Negative Comments. Because the purpose of many social media sites, particularly department blogs and wikis, is to get feedback from the public, you should expect that some of the feedback you receive will be negative. Some effective ways to respond to negative comments include:

- a) Providing accurate information in the spirit of being helpful;
- b) Respectfully disagreeing; and
- c) Acknowledging that it is possible to hold different points of view.

8. Respect Your Audience and Your Coworkers. Do not use ethnic slurs, personal insults, obscenity, or engage in any conduct that would not be acceptable in your department's workplace. Do not be afraid to be yourself, but do so respectfully. This includes not only the obvious (no ethnic slurs, personal insults, obscenity, threats of violence, etc.) but also proper consideration of privacy and of topics that may be considered objectionable or inflammatory— such as party politics and religion. Do not use your department's social media presence to communicate among fellow [City/Town] employees. Do not air your differences with your fellow [City/Town] employees on your department's social media's sites.

9. Use the Social Media Site or Identity Only to Contribute to your Department's Mission. When you contribute to your department's social media site or identity, provide worthwhile information and perspective that contribute to your department's mission of serving the public. What you publish will reflect on the [City/Town]. Social media sites and identities should be used in a way that contributes to the [City/Town]'s mission by:

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- a) Helping you and your co-workers perform their jobs better;
- b) Informing citizens about government services and how to access them;
- c) Making the operations of your department transparent and accessible to the public; d) Creating a forum for the receipt of candid comments from residents about how government can be improved; and
- e) Encouraging civic engagement.

10. Mistakes. The [City/Town] policy is that once something is posted, it should stay posted. Only spelling errors or grammar fixes should be made without making the change evident to users. If you choose to modify an earlier post, make it clear that you have done so—do not remove or delete the incorrect content; provide the correct information and apologize for the error. Ways to accomplish this include:

- a) Strike through the error and correct; or
- b) Create a new post with the correct information, and link to it from the post you need to correct or clarify.

Either method is acceptable. In order for the social media identity or site to achieve transparency, the [City/Town] cannot change content that has already been published without making the changes clearly evident to users.

11. Media Inquiries. [City/Town] or department social media identities or sites may lead to increased inquiries from the media. If you are contacted directly by a reporter, you should refer media questions to _____ [insert title of appropriate official].

12. Personal Comments. Make it clear when you are speaking for yourself as a resident or stakeholder, and not on behalf of the [City/Town] of _____. If you publish content on any website of the [City/Town] and it has something to do with the work you do or subjects associated with the [City/Town], use a disclaimer such as this: "The postings on this site are my own and don't necessarily represent the [City/Town's] positions or opinions."

13. Employee or Official Profile. If you identify yourself as a [City/Town] employee or official, ensure your profile and related content is consistent with how you wish to present yourself to colleagues, residents and other stakeholders.

14. Defamation. Be aware that employees acting in their individual capacity (not on behalf of the [City/Town]) are not immune from defamation claims. Under Massachusetts law, defamation is established by showing that the defendant published a false, non-privileged statement about the plaintiff to a third party that either caused the plaintiff economic loss or was of the type that is actionable without proof of economic loss. Some statements, like imputation of a crime, are defamatory per se. Avoid statements that may be interpreted as defamatory.

15. Records Retention. Social media sites will contain communications sent to or received by [City/Town] officials and employees, and are therefore Public Records. Ensure that the [City/Town] or department retains a copy of the social media content in accordance with Public Records Retention Schedules. Review the third party social media service provider's terms of service for its record retention practices. Note that while third party social media providers will

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most likely save your content for some period of time, they generally will not save it indefinitely. To the extent their policies are inconsistent with Public Records Retention Schedules, the [City/Town] or department should retain copies of social media posts such as by printing or otherwise storing periodic "snapshots" of the social media sites.

16. Open Meeting Law. Be aware of the Open Meeting Law and possible violations for improper deliberations outside of a posted meeting. A series of individual postings on a social media site cumulatively may convey the position of a quorum of a governmental body regarding a subject within its jurisdiction, and may constitute improper deliberation among the members of a board or committee.

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SOCIAL MEDIA POLICY

This acknowledges that I have received and reviewed the Social Media Policy, with attachments, of the [City/Town] of _____ ("Policy"). By signing this form, I agree to abide by the Policy and any Guidelines promulgated thereunder, and I agree to review periodically any changes or modifications. I

recognize that the law and associated Policy regarding use of Social Media are continually evolving. Therefore, I understand that my regular review of this Policy, as it may be amended, is required.

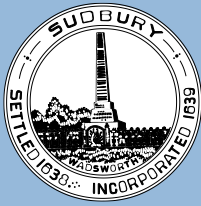
Print Name: _____

Signature: _____

Date: _____

To be included in employee's personnel file.

DRAFT



MISCELLANEOUS (UNTIMED)

11: Town Manager goals and evaluation

REQUESTOR SECTION

Date of request:

Requestor: Chair Carty

Formal Title: Discussion on Town Manager 90-day check-in, goals and 6-month evaluation

Recommendations/Suggested Motion/Vote: Discussion on Town Manager 90-day check-in, goals and 6-month evaluation

Background Information:

Financial impact expected:n/a

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden Pending

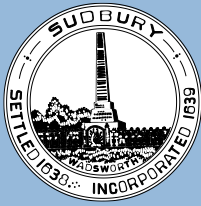
Henry L Hayes Pending

Jonathan Silverstein Pending

Daniel E Carty Pending

Board of Selectmen Pending

07/21/2020 6:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, July 21, 2020

12

MISCELLANEOUS (UNTIMED)
12: Liaison to Park & Rec Commission

REQUESTOR SECTION

Date of request:

Requestor: Chair Carty

Formal Title: Discussion on Board liaison to Park & Recreation Commission

Recommendations/Suggested Motion/Vote: Discussion on Board liaison to Park & Recreation Commission

Background Information:
attached current liaison list

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

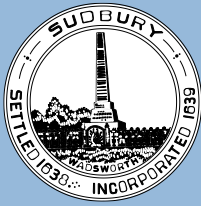
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**SUDBURY BOARD OF SELECTMEN
LIAISON AND COMMITTEE ASSIGNMENTS
2019 – 2020**

<i>Chairman Carty</i>	<i>Vice-Chairman Brown</i>	<i>Selectman Dretler</i>	<i>Selectman Roberts</i>	<i>Selectman Schineller</i>
Town Manager/Town Departments	Finance Committee	Capital Improvement Advisory Committee (CIAC)	Finance Committee	Permanent Building Committee
Lincoln Board of Selectmen	Agricultural Commission	Commission on Disability	Conservation Commission	Ponds and Waterways
Design Review Board	Lincoln-Sudbury Regional High School	Conservation Commision	Sudbury Housing Authority	Historical Commission
Planning Board	Park and Recreation Commission	Design Review Board	Board of Health	Historic Districts Commission
Sudbury Public Schools	Council on Aging	Planning Board	Memorial Day Parade Committee	Town Historian
Sudbury Water District		Board of Health	Cultural Council	Energy Committee
Goodnow Library Trustees		Zoning Board of Appeals		Park & Recreation

MEMBER OF COMMITTEE(S):

Military Support Network	Community Preservation Committee (CPC)	Sudbury Housing Trust	Community Emergency Response Team (CERT)	Military Support Network
Transportation Committee	M.A.G.I.C.			9/11 Memorial Garden Committiee

**SUDBURY BOARD OF SELECTMEN**

Tuesday, July 21, 2020

MISCELLANEOUS (UNTIMED)**13: Discussion on Key Performance Indicators****REQUESTOR SECTION**

Date of request:

Requestor: Selectman Schineller

Formal Title: Discussion and possible vote on Key Performance Indicators (KPI) as requested by Selectman Schineller.

Recommendations/Suggested Motion/Vote: Discussion and possible vote on Key Performance Indicators (KPI) as requested by Selectman Schineller.

Background Information:
attached slides prepared by Selectman Schineller

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM

KPIs and Project Status

2020 Select Board Goal

BOS 2020 Goal #4

Goal: Develop Project Management Review, Control, and Reporting Process

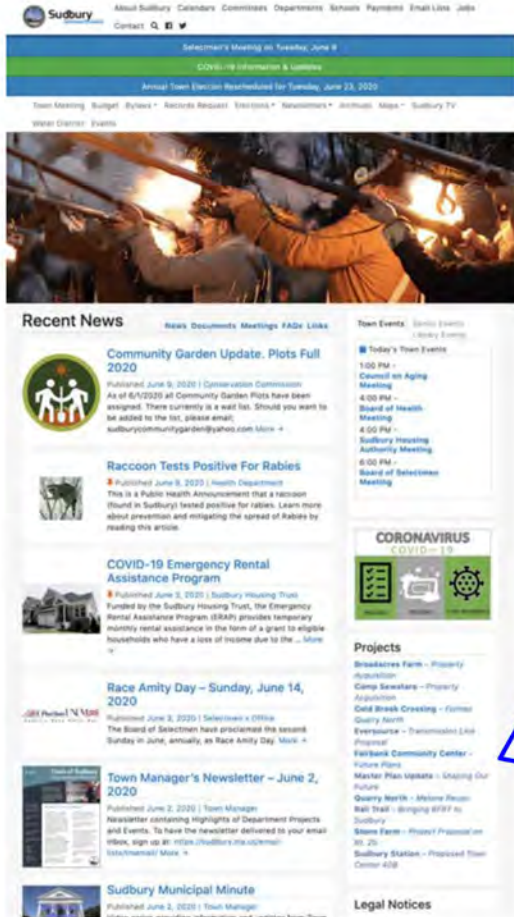
Deliverable: Development of BOS policy. Project Key Performance Indicators and identification of metrics & milestones.

BOS GOALS 2020						
Goal	Primary Category	Total Score	Priority Level	Board Liason	Staff Liason	2020 deliverable
Town Manager Search Completion	Effective Governance and Communication	15	High	Dan Carty	Maryanne Bilodeau	New Town Manager hired.
Fairbank Community Center	Town Services and Infrastructure	14	High	Jen Roberts	Town Manager/Bill Barletta/Deb Galloway/P&R Director/Dennis Keohane	New Fairbank Center - Warrant Article at May 2020 Town Meeting and Special Election.
Regional High School Agreement/Budgeting	Effective Governance and Communication	8	High	Pat Brown	Town Manager/Dennis Keohane	Secure Counsel to review agreement; Meeting between Sudbury BOS and Lincoln BOS. Dialogue with Legislators regarding regional budgeting.
Develop Project Management Review, Control, and Reporting Process	Effective Governance and Communication	7	High	Bill Schineller	Town Manager	Development of BOS policy. Project Key Performance Indicators and identification of metrics & milestones.
Upgrade Fire Station 2 (Advanced Life Support Ambulance, Living Quarters)	Town Services and Infrastructure	6	High	Pat Brown	John Whalen/Bill Barletta	Fire Station 2 Upgrade to accommodate 3rd ambulance. Warrant Article at May 2020 Town Meeting and Special Election.
Bruce Freeman Rail Trail	Open Space, Recreation, and Historic Assets	5	High	Janie Dretler	Beth Suedmeyer/Town Manager	Complete 25% Design; hire consultant for 75/100% Design.
CSX Rail Acquisition	Open Space, Recreation, and Historic Assets	4		Jen Roberts	Beth Suedmeyer/Town Manager	CSX Rail Acquisition - Warrant Article at May 2020 Town Meeting.
School Administration Space Needs (Fairbank)	Town Services and Infrastructure	4		Bill Schineller	Town Manager/Bill Barletta/Deb Galloway/P&R Director	Contingency plan for SPS Adm. needs (if the Fairbank Community Center Warrant Article doesn't pass).

component of the Tax Levy, economic development, user fees, etc.)	Financial Management & Economic Resilience	1	Jen Roberts	Town Manager/Adam Duchesneau/Dennis Keohane	Assess if we are maximizing opportunities to diversify town revenue streams.
Membership in Vocational Education	Town Services and Infrastructure	1	Dan Carty	Town Manager/Dennis Keohane	Before who is responsible for Voc Ed and choose membership school.
Improve Communication Effectiveness	Effective Governance and Communication	1	Janie Dretler	Town Manager	Conduct communications survey; continue to expand upon communication channels so as to reach maximum amount of citizens. Push out agendas to subscribers of various committees. Periodically review communication metrics and results. Timely updating of department websites. Survey effectiveness of new newsletter delivery. Solve to post public agendas on Fridays.

Are These Projects On Track?

13.a



Projects

Broadacres Farm – Property Acquisition

Camp Sewataro – Property Acquisition

Cold Brook Crossing – Former Quarry North

Eversource – Transmission Line Proposal

Fairbank Community Center – Future Plans

Master Plan Update – Shaping Our Future

Quarry North – Melone Reuse

Rail Trail – Bringing BFR to Sudbury

Stone Farm – Project Proposal on Rt. 20

Sudbury Station – Proposed Town Center 40B

Example: Bruce Freeman Rail Trail

Bruce Freeman Rail Trail (BFRT) Design Project (BFRT, Phase 2D, MassDOT ID 608164)

Budget Summary

To date, the Town has appropriated (through Town Meetings) \$1,182,492.15 towards the BFRT design. Once the current contracts with VHB and Jacobs are completed, the estimated remainder of 2016 TM and 2018 STM funding will remain to complete the final design phase.

BFRT Project Design Account Balances and Contracts

Active BFRT Accounts		
Funding Source	Appropriation	Note
2014 Town Meeting (for 25%)	\$202,492.15	25% Design
Donation Friends of BFRT (for 25%)	\$58,700.00	25% Design
2016 Town Meeting (for advancing design)	\$330,000.00	Jacobs Contract of \$146,700, which leaves \$183,300 for 75/100% Design
2018 Special Town Meeting (for advancing design)	\$650,000.00	75/100% Design
TOTAL	\$1,241,192.15	
Contracts	Amount	
25% VHB Original	\$261,000.00	
25% VHB Amendments	\$30,550.00	
25% Structural - Jacobs	\$146,700.00	
25% Jacobs Amendment	\$36,675.00	
Anticipated 75/100% Contract	\$833,300.00	
Funding source for amendments were Planning, DPW, and Town Manager Budgets.		

As you know, the Project is on the Boston MPO Transportation Improvement Program (TIP) for construction funding in federal fiscal year 2022. In May of 2019, the revised construction funding amount approved by the MPO was \$9,334,137. The current estimated advertising date, our target final design date, is in December 2021. The project design must be "shovel ready" by October 2022 to take advantage of the state and federal funds for construction.

25% Design

Jacobs Engineering was contracted in August 2018 to prepare the 25% structural design and Bridge Sketch Plans. They have developed the geotechnical data collection plan (approved by MassDOT and the Conservation Commission), contracted with the boring sub-consultant, submitted the draft type selection worksheet for the boardwalk to MassDOT for comment, and are developing the sketch plans for Hop Brook. Additionally, a hydrological survey was conducted at Pantry Brook to inform the flood analysis and structural design. The boring work will begin and be completed in August resulting in the Geotechnical Report and Sketch Plans being submitted to MassDOT in September. A brief estimated schedule is outlined below.

Jacobs Structural Design Schedule

GEOTECHNICAL TASKS	Approximate Schedule
Preconstruction Meeting	Week of July 29
Geotechnical Borings Start	Week of August 5
Geotechnical Borings End	Week of August 19
Soil Samples Analyzed and Tested and Final Environmental Monitoring Report submitted	Week of September 14
Geotechnical Report Submitted	Week of September 23
STRUCTURAL TASKS	
Sketch Plans Prepared	Week of September 14
Sketch Plans Submitted to MassDOT	Week of September 23
MassDOT REVIEW (could take 3 – 6 months)	End of 2019
MassDOT DESIGN PUBLIC HEARING	Early 2020

Final Design

The remaining phases of the design, as designated for a MassDOT project, are the 75% design and the 100% phases. The 75% design activities include development of the special provision and itemized cost

Next Topic: Key Performance Indicators (KPIs)

Problem to be Solved: What Services is Sudbury delivering for our tax dollars?

GENERAL FUND BUDGET SUMMARY

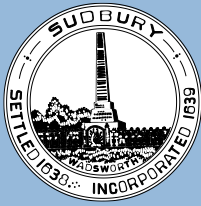
EXPENDITURES	FY19 Actual	FY20 Budgeted	FY21 Recommended	Percentage Increase
Education - Sudbury Public Schools (SPS)	38,309,355	38,535,653	39,608,834	2.78%
Education - LS Regional High School (LS)	24,762,716	25,808,881	26,712,280	3.50%
Education - Vocational	461,426	615,000	550,000	-10.57%
General Government	3,085,214	3,143,637	3,175,064	1.00%
Public Safety	8,472,123	8,924,924	9,199,461	3.08%
Public Works	5,146,416	5,460,288	5,607,520	2.70%
Human Services	746,973	871,110	906,383	4.05%
Culture & Recreation	1,327,814	1,422,707	1,462,889	2.82%
Town-Wide Operating and Transfers	212,237	483,845	486,352	0.52%
Total Town Departments	82,524,274	85,266,045	87,708,783	2.86%
Town Debt Service	3,100,625	3,110,425	3,613,379	16.17%
Employee Benefits (Town and SPS)	11,718,431	12,716,315	13,672,255	7.52%
OPEB Trust Contribution (Town and SPS)	540,249	610,249	680,249	11.47%
Total Operating Budget	97,883,579	101,703,034	105,674,666	3.91%
Capital Budget (Tax Levy)	403,224	800,000	947,076	18.38%
TOTAL EXPENDITURES:	98,286,802	102,503,034	106,621,742	4.02%

Performance Measures:

Description	2017	2018	2019
Number of Students	1,667	1,633	1,588
Number of Faculty	165	165	
Percentage of Class of 2017 Attending a 2 or 4 year College	94%	98%	
Percentage of Students participating in co-curricular activities.	85%	85%	

Consolidated Financial Information:

	FY19 Actual	FY20 Appropriated	FY21 Recommended
LS Regional High School			
Sudbury Operating Assessment	23,864,710	24,923,953	25,846,224
Sudbury Debt Assessment	564,892	549,861	529,571
Sudbury OPEB Normal Cost Assessment	333,114	335,067	336,485
Total LS Regional High School	24,762,716	25,808,881	26,712,280



SUDBURY BOARD OF SELECTMEN
Tuesday, July 21, 2020

14

MISCELLANEOUS (UNTIMED)

14: Open Meeting Law Response discussion/preparation

REQUESTOR SECTION

Date of request:

Requestor: Town Manager Hayes

Formal Title: Review Open Meeting Law complaint of resident Len Simon dated 7/13/20 and discuss proposed response.

Recommendations/Suggested Motion/Vote: Review Open Meeting Law complaint of resident Len Simon dated 7/13/20 and discuss proposed response.

Background Information:
attached documents

Financial impact expected:n/a

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM



OPEN MEETING LAW COMPLAINT FORM

Office of the Attorney General
One Ashburton Place
Boston, MA 02108

Please note that all fields are required unless otherwise noted.

Your Contact Information:

First Name: Leonard Last Name: Simon

Address: 40 Meadowbrook Circle

City: Sudbury State: MA Zip Code: 01776

Phone Number: 978 443 4206 Ext. _____

Email: lensimon@comcast.net

Organization or Media Affiliation (if any): _____

Are you filing the complaint in your capacity as an individual, representative of an organization, or media?

(For statistical purposes only)

☒ Individual ☐ Organization ☐ Media

Public Body that is the subject of this complaint:

☒ City/Town ☐ County ☐ Regional/District ☐ State

Name of Public Body (including city/town, county or region, if applicable): Sudbury Board of Selectmen

Specific person(s), if any, you allege committed the violation: Dan Carty

Date of alleged violation: June 22, 2020

Description of alleged violation:

Describe the alleged violation that this complaint is about. If you believe the alleged violation was intentional, please say so and include the reasons supporting your belief.

Note: This text field has a maximum of 3000 characters.

Please see attached COMPLAINTS AGAINST DAN CARTY.
 I believe the Open Meeting Law violation was intentional.
 I believe the violation of the Sudbury Policies and Procedures was intentional.

What action do you want the public body to take in response to your complaint?

Note: This text field has a maximum of 500 characters.

Review the statements in the attached Complaints Against Dan Carty and whatever take steps necessary to insure they do not happen again, including discussion of relevant provisions of the Massachusetts Open Meeting Law and the Sudbury Board of Selectmen Policies and Procedures.

Review, sign, and submit your complaint**I. Disclosure of Your Complaint.**

Public Record. Under most circumstances, your complaint, and any documents submitted with your complaint, is considered a public record and will be available to any member of the public upon request.

Publication to Website. As part of the Open Data Initiative, the AGO will publish to its website certain information regarding your complaint, including your name and the name of the public body. The AGO will not publish your contact information.

II. Consulting With a Private Attorney.

The AGO cannot give you legal advice and is not able to be your private attorney, but represents the public interest. If you have any questions concerning your individual legal rights or responsibilities you should contact a private attorney.

III. Submit Your Complaint to the Public Body.

The complaint must be filed first with the public body. If you have any questions, please contact the Division of Open Government by calling (617) 963-2540 or by email to openmeeting@state.ma.us.

By signing below, I acknowledge that I have read and understood the provisions above and certify that the information I have provided is true and correct to the best of my knowledge.

Signed: _____

Date: _____

For Use By Public Body
 Date Received by Public Body:

For Use By AGO
 Date

Packet Pg. 114

COMPLAINTS AGAINST DAN CARTY

On June 22, 2020, at a meeting of the Sudbury Select Board, Select Board Chair Dan Carty violated the Massachusetts Open Meeting Law and the Board of Selectmen's Policies and Procedures.

OPEN MEETING LAW VIOLATION

Updated guidance on holding meetings during the COVID-19 state of emergency

To assist public bodies in complying with the Open Meeting Law, as modified by the Governor's executive order, the Division of Open Government offers the following guidance.

What other requirements apply to remote meetings?

The Open Meeting Law regulations governing remote participation, 940 CMR 29.10, remain in effect, except where the Governor's executive order specifically suspends certain requirements. In particular, when any—or all—public body members participate in a meeting remotely, the following requirements apply:

1. At the start of the meeting, the chair must announce the name of the member or members who are participating remotely; such information must also be recorded in the meeting minutes.
2. All votes must be taken by roll call.
3. Members of the public body must be clearly audible to each other and to members of the public at all times.

In a procedural violation, Mr. Carty failed to announce the name of the member or members who were participating remotely as required by the Open Meeting Law.

BOARD OF SELECTMEN POLICIES AND PROCEDURES VIOLATION

In addition, Mr. Carty violated the Sudbury Board of Selectmen Policies and Procedures:

Board of Selectmen's Policies and Procedures

A. MEETING POLICY (Amended 05/10/76, 04/23/84, 10/29/84, 11/08/84, 07/08/96)

1. An organizational meeting shall be held at the first meeting following Town Meeting. a. Elect Chairman. The Chairman will approve the agenda for and conduct the Selectmen's meeting; **coordinate the affairs of the Board with due concern that all members' views are heard and considered**; and act as liaison to the Town Manager and the major departments under the Board of Selectmen. (Emphasis added)

At the remote Board of Selectmen meeting on June 22, 2020, on Zoom, Mr. Carty was chairing the meeting. In addition, he was controlling the ability of Board members and the public to speak and to be heard, as he was controlling the board members' microphones which he was able to mute.

At the June 22, 2020, Board of Selectmen's meeting (0:14:25/4:12:17) during Citizen Comment, Mr. Jeffrey Levine and Mr. Leonard Simon spoke about the comments Mr. Carty had made on June 17, 2020. On June 17 Mr. Carty stated he was 'very upset' about comments made at the June 9 Council on Aging meeting, and that he and the other members of the Select Board faced a 'threat of violence', that is, being hit over the head with a brick or bat by members of the Council on Aging.

After Mr. Levine and Mr. Simon spoke on June 22 Select Board members Jennifer Roberts and Janie Dretler said they wanted to speak about the matters which had just been raised by Mr. Jeffrey Levine and Mr. Leonard Simon (myself) during Citizen Comment. They wanted to speak about comments Mr. Carty had made at the June 17, 2020, Board of Selectmen meeting regarding statements made by Robert May and John Beeler at the June 9 Council on Aging meeting. Mr. Carty's statement that he and the other members of the Select Board were being threatened with physical violence is alarming and unprecedented. When Ms. Roberts was not allowed to speak and asked why not – Mr. Carty simply said he was the chair and he did not think it was worth responding to. Ms. Dretler said she and Ms. Roberts should be allowed to speak about it and said, 'this is not a small thing that happened'. Clearly, both Ms. Roberts and Ms. Dretler felt that it was an important enough matter that they repeated they wanted to talk about it. At that point Mr. Carty muted Ms. Dretler's microphone, preventing her from

speaking to the Select Board and the public. Mr. Carty was obviously quashing an important issue he did not want discussed, even though it was important to Mr. Levine, Mr. Simon, Ms. Roberts, Ms. Dretler, and the Council on Aging.

Substantive violation of the Open Meeting Law and Board of Selectmen Policies and procedures

Mr. Carty violated the Open Meeting Law when prevented Ms. Roberts and Ms. Dretler from speaking; and when he blocked Ms. Dretler from speaking about the comments made by Mr. Levine and Mr. Simon by intentionally muting Ms. Dretler's microphone while she was speaking:

Members of the public body must be clearly audible to each other and to members of the public at all times.

This silencing of Ms. Dretler was equivalent to putting tape over her mouth.

The silencing of Ms. Dretler **and** the refusal to allow Ms. Roberts and Ms. Dretler's comments to be heard was a violation of the Selectmen's Policies and Procedures:

"(to) coordinate the affairs of the Board with due concern that all members' views are heard and considered

Mr. Carty's offer, more than an hour later, to allow Ms. Roberts and Ms. Dretler to make their comments shows that Mr. Carty recognized that silencing two Board members earlier was wrong. However, it did not erase the Open Meeting Law violation. The late offer took Ms. Roberts's and Ms. Dretler's comments out of context, diminishing their impact. It also, denied the public the opportunity to grasp the significance and impact of their comments in context, as the moment had passed.

Chairman Carty's erroneously interpreted figures of speech used Mr. May, (...hit over the head with a brick), and Mr. Beeler, (...hit over the head with a bat) at the June 9, 2020, COA meeting as being literal.

Mr. Carty had heard other comments made by Mr. Beeler at the same meeting and went out of his way to say how much he agreed with those comments, implying he felt no hostility from Mr. Beeler.

At the June 22 Select Board meeting Mr. Carty asked Mr. Levine about the 'hit over the head with a brick or bat', and Mr. Levine said he did not recall such comments. Select Board Member Brown was at the June 9 COA meeting and when Mr. May and Mr. Beeler's comments were made, and she said nothing about feeling threatened by them at the time, or even later at the June 22 Select Board meeting.

When permitted to speak later at the June 22 Select Board meeting Ms. Dretler and Ms. Roberts said they had watched the COA meeting and stated the comments in by Mr. May and Mr. Beeler were not literal, but were merely figures of speech.

On June 22 Mr. Carty went on to say that while he previously had been supportive of holding a Town Meeting on a Saturday, because of Mr. May and Mr. Beeler's comments he says he felt were a "threat of violence", he had changed his position and was now 'completely against' a Saturday town meeting.

No person, other than Mr. Carty, thought Mr. May and Mr. Beeler's comments were to be taken literally.

Mr. Carty also misinterpreted comments made at the June 9 COA meeting regarding increased resident participation and senior citizen participation as being a threat by the COA of legal action against the town and spoke about referring the matter to town counsel involved to consider the town rights. In doing so Mr. Carty was unnecessarily escalating tensions with another town board and the volunteers who serve on it.

if Mr. Carty had genuine concerns about a threat of violence or legal action there were multiple avenues open to him to clarify and/or de-escalate: 1) Asking the Town Manager for his view of the comments, 2) Reporting the threat of violence to the Sudbury Police Department, 3) Asking to be heard at a COA meeting, 4) Seeking a meeting with the COA chair, 5) asking another Select Board member for his/her perspective on the comments.,

The fact that Mr. Carty, who had attended multiple COA meetings, and knew the members, and did not channel his concerns along normal lines of communication, or reach out for clarification, raises deep concerns about Mr. Carty's position as Select Board chair, and continuing as a member of the Select Board.

On the one hand, if Mr. Carty misunderstood comments made at the COA on June 9, on the two important issues, one must question his listening and interpretive skills, as these were not subtle differences.

On the other hand, if Mr. Carty's comments were a willful manipulation of the figure of speech comments made at the COA meeting comments, then one must ask if they were pretextual. Mr. Carty's otherwise unexplained flip of position on a Saturday Town Meeting and comments about a threat of physical violence with a brick or bat, suggests a pretextual motivation for his rash comments.

On June 22 members of the Select Board identified the disconnect between Mr. Carty's comment about threat of violence and his change of position on a Saturday town meeting which he had previously embraced as a viable alternative.

It appears Mr. Carty was using his misrepresentation of COA comments, and fabricating a legal issue about age discrimination when there was none, to punish the COA and/or senior residents, and as a pretext to oppose a Saturday Town Meeting.

CONCLUSIONS

The Select Board should address Mr. Carty's Open Meeting Law violations as noted above to insure they do not happen again. The Select Board should also address Mr. Carty's violation of the Sudbury Board of Selectmen Policies and Procedures to insure it does not happen again.



Len Simon
40 Meadowbrook Circle
Sudbury

RECEIVED
BOARD OF SELECTMEN
SUDBURY, MA
2020 JUL 15 P 3:39

DRAFT

Carrie Benedon, Esq.
 Director, Division of Open Government
 Office of the Attorney General
 One Ashburton Place
 Boston, MA 02108

Re: Town of Sudbury – Board of Selectmen
Open Meeting Law Complaint from Leonard Simon, dated July 13, 2020

Dear Attorney Benedon:

Please be advised that this office serves as Town Counsel to the Town of Sudbury. The Town's Board of Selectmen ("Board") is in receipt of an Open Meeting Law Complaint dated July 13, 2020 from Mr. Leonard Simon ("Complaint"). A copy of the Complaint is enclosed. In essence, the Complaint claims that the Board, or specifically Board Chair Daniel Carty, violated the Open Meeting Law on June 22, 2020 by failing to announce which Board members were participating remotely. The Complaint further alleges that the Chair violated certain provisions of the Board's own Policies and Procedures, specifically that the Chair declined to recognize two Board members to speak on an issue (although the Complaint acknowledges that the Chair recognized the members to speak on the issue later in the June 22 meeting). Mr. Simon claims that the alleged violations were intentional. The Board met on July 21, 2020 to discuss this Complaint and consider its response, and voted to authorize me to submit this letter.

With regard to the claim regarding the Board's internal Policies and Procedures, this does not raise an Open Meeting Law violation and is outside of the jurisdiction of the Division of Open Government. To the extent the Chair did not recognize two members to speak on an issue earlier in the June 22 meeting, the Open Meeting Law expressly provides at G.L. c.30A, §20(g) that "no person shall address a meeting of a public body without permission of the chair, and all persons shall, at the request of the chair, be silent." This statutory provision governs the Complaint on this issue and establishes that there was no violation of the Law.

Mr. Simon's other claim concerns the procedures for remote participation. The Board denies that there was a violation, much less an intentional one, pursuant to current Open Meeting Law procedures in accordance with Governor Baker's March 12, 2020 emergency order. The Board acknowledges that the use of remote participation by Board members is subject to the provisions of 940 CMR 29.10(7), which provides in relevant part:

(b) At the start of the meeting, the chair shall announce the name of any member who will be participating remotely. This information shall also be recorded in the meeting minutes.

The regulation further requires that those Board members in the room (a quorum and the Chair must be physically present) and those individuals in attendance shall be able to hear the remote

Board members and vice versa. There is obviously a good policy reason for putting it on record when a member participates remotely and verifying that those in attendance in the room can hear such members.

At present, however, as a result of the continuing pandemic, all Sudbury board and committee meetings are being conducted remotely, for members as well as attendees. The Board of Selectmen's meetings are posted as "virtual meetings" with instructions for joining the meeting via Zoom or telephone. The Governor's March 12 order provides in part that "public bodies are hereby authorized to allow remote participation by all members in any meeting of the public body." The Board acknowledges that the Governor's order further states that all provisions of the Law and regulations not specifically suspended remain fully applicable. Nonetheless, when the meeting is posted as a "virtual meeting" requiring remote participation by all Board members and attendees, it is duplicative to also have the Chair "announce" which members are participating remotely, and the Board denies that the absence of such announcement violates 940 CMR 29.10(7). This being said, while the current restrictions on public meetings and the Governor's March 12 order are in place, the Chair will state in meetings going forward that the entire meeting is being conducted virtually and all participants are taking part remotely.

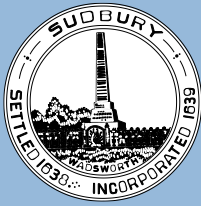
In summary, the Board denies that there were any intentional Open Meeting Law violations at its July 22, 2020 meeting as alleged and submits that no remedial action is required.

Very truly yours,

Brian W. Riley

Enc.

cc: Mr. Leonard Simon
726046/SUDB/0001



SUDBURY BOARD OF SELECTMEN

Tuesday, July 21, 2020

MISCELLANEOUS (UNTIMED)**15: Minutes review/approval**REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Review regular session minutes of 6/9/20, 6/17/20 and possibly vote to approve minutes.

Recommendations/Suggested Motion/Vote: Review regular session minutes of 6/9/20, 6/17/20 and possibly vote to approve minutes.

Background Information:
attached drafts

Financial impact expected:

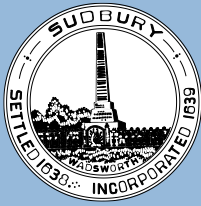
Approximate agenda time requested: 30 minutes

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM



SUDBURY BOARD OF SELECTMEN

Tuesday, July 21, 2020

MISCELLANEOUS (UNTIMED)**16: Citizen's Comments**REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Citizen's Comments

Recommendations/Suggested Motion/Vote:

Background Information:

Financial impact expected:

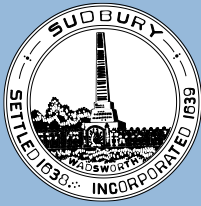
Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM



SUDBURY BOARD OF SELECTMEN
Tuesday, July 21, 2020

17

MISCELLANEOUS (UNTIMED)

17: Upcoming Agenda Items

REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Upcoming Agenda Items

Recommendations/Suggested Motion/Vote:

Background Information:

Financial impact expected:

Approximate agenda time requested:

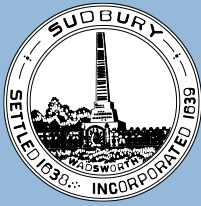
Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM

POTENTIAL UPCOMING AGENDA ITEMS/MEETINGS	
MEETING	DESCRIPTION
July 28	PUBLIC HEARING to vote for the purpose of determining whether a Fall Town Meeting should occur, and to publicize the same.
	Sign ATM warrant if ready and send to print
	Town Meeting Zoning Articles (#37, #38) presentation by Adam Duchesneau, Director of Planning and Community Development
August 4	<u>DROP DEADLINE to sign Annual Town Meeting Warrant</u> (in time for printing/posting for Sept. 12 ATM)
Sept 12-13, 12 noon	Annual Town Meeting at LSRHS Field
Date to be determined	Vote to elect chairman and vice-chairman of the Board of Selectmen (or SelectBoard) after Annual Town Meeting in Sept.
	Selectmen's Social Media Policy
	Work Session: Select Board/Town Manager Code of Conduct and other procedural training
	Invite Commission on Disability Chair to discuss Minuteman High School
	Eversource Public Hearing re: Grant of Location (<i>date TBD</i>)
	Approve BOS submission to 2019 Annual Town Report
	Annual meeting with state legislators (2020)
	Discussion on liaison assignments and Board membership on town committees (for 2020-2021)
	Fall Town Forum discussion (July)
	Update from BOS Policy Subcommittee
	Town meeting recap – year in review
	Transportation Committee extension
	Route 20 empty corner lot – former gas station
	Update on traffic policy (Chief Nix)
	Update on crosswalks (Chief Nix/Dan Nason)
	Citizen Leadership Forum
	Town-wide traffic assessment and improve traffic flow
	Temporary Trailer permit - 150 Boston Post Road
	Wayside Inn Road Bridge
	Eversource double pole discussion
	Future planning of Sewataro
STANDING ITEMS FOR ALL MEETINGS	BOS requests for future agenda items at end of meeting
	Citizens Comments, continued (if necessary)
	Fairbank Community Center update (ongoing)
	Bruce Freeman Rail Trail (BFRT) update (quarterly)
	COVID-19 update (as of 3/18/20)



SUDBURY BOARD OF SELECTMEN

Tuesday, July 21, 2020

CONSENT CALENDAR ITEM**18: Withdrawal of ATM articles 2 and 9**REQUESTOR SECTION

Date of request:

Requestor: Finance Director

Formal Title: Vote to approve withdrawal of Town Meeting article #2 (FY20 Budget Adjustments) and article #9 (FY19 Unpaid Bills)

Recommendations/Suggested Motion/Vote: Vote to approve withdrawal of Town Meeting article #2 (FY20 Budget Adjustments) and article #9 (FY19 Unpaid Bills)

Background Information:

Financial impact expected:

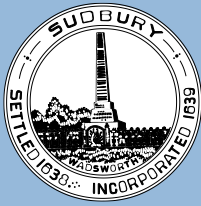
Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM



SUDBURY BOARD OF SELECTMEN

Tuesday, July 21, 2020

CONSENT CALENDAR ITEM**19: Billiard Table License Renewal 2020****REQUESTOR SECTION**

Date of request:

Requestor: James Wiegel, Finance Officer, American Legion Post 191

Formal Title: As the Licensing Authority for the Town of Sudbury, vote to renew a billiards table license for the American Legion Sudbury Post #191, Inc., Phillip M. McKenzie, Manager, 676 Boston Post Road, through May 1, 2021. Current license expired on May 1, 2020.

Recommendations/Suggested Motion/Vote: As the Licensing Authority for the Town of Sudbury, vote to renew a billiards table license for the American Legion Sudbury Post #191, Inc., Phillip M. McKenzie, Manager, 676 Boston Post Road, through May 1, 2021. Current license expired on May 1, 2020.

Background Information:

Application and police feedback attached

Financial impact expected:\$25 license fee

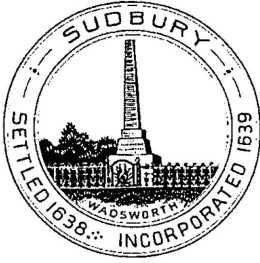
Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM



TOWN OF SUDBURY
Office of Selectmen
 278 Old Sudbury Road
 Sudbury, MA 01776
 (978) 639-3381
BOSadmin@sudbury.ma.us

APPLICATION FOR POOL TABLE LICENSE

Please complete the form below and return to the Board of Selectmen's Office
 by **Monday, July 20, 2020.**

Applicant name: American Legion Post 191
 Address: 674 Boston Post Road Phone: [REDACTED]
 Email: [REDACTED]
 Business name: American Legion Post 191
 Address: 674 Boston Post Road
 Number of pool tables: 1
 Location (if different than above) _____

All Pool Table licenses expire May 1st and must be renewed annually.

☒ \$25 Application Fee made payable to Town of Sudbury

I hereby apply for a pool table license within the Town of Sudbury.

Applicant Signature: _____

Date: 8 July 20

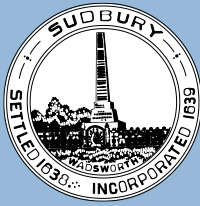
From: Nix, Scott
Sent: Monday, July 13, 2020 4:49 PM
To: Frank, Leila
Subject: RE: American Legion - application for pool table & check

Good afternoon,

The police has not issues with the continuation of their license. Thank you.

Respectfully,

Scott Nix
Chief of Police
Sudbury Police Department
75 Hudson Road
Sudbury, MA 01776



SUDBURY BOARD OF SELECTMEN

Tuesday, July 21, 2020

CONSENT CALENDAR ITEM**20: 2020 Annual Board & Committee Re-appointments**REQUESTOR SECTION

Date of request:

Requested by: Patty Golden

Formal Title: Vote whether to approve the annual Selectmen's re-appointments of those listed (all of which are subject to acceptance), to acknowledge the resignations of those who choose not to be re-appointed, and to send a letter of appreciation to the resigning volunteers for their service to the community.

Recommendations/Suggested Motion/Vote: Vote whether to approve the annual Selectmen's re-appointments of those listed (all of which are subject to acceptance), to acknowledge the resignations of those who choose not to be re-appointed, and to send a letter of appreciation to the resigning volunteers for their service to the community.

Background Information:

Serving committee members and board/committee chairs were asked to provide feedback on continuing service by June 22, 2020. Expiring appointments were posted to the public and applications were requested by June 22, 2020.

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

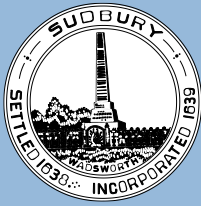
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Board/Committee Reappointments 2020

Board/Committee Name	First Name	Last Name	Member Response	Chair/Staff Response	Appt. Term
Agricultural Commission	Laura	Abrams	No- It's time for others to step up	No	3
Agricultural Commission	Madeleine	Gelson	No- Resignation effective 5/31/20	No- Madeline does not wish to continue	3
Board of Appeals	David	Booth	Yes	Yes- David is a new, recently appointed associate member of the Board. He has been diligent in attending every meeting of the Board since his appointment, and we have activated him to sit on several hearings when a full member of the Board could not be in attendance. David fully participates in discussions and provides the Board with useful insights and	1
Board of Appeals	Jennifer	Pincus	Yes	Yes- Jennifer is a new, recently appointed associate member of the Board. Her professional experience in the architectural field has been very useful to the Board. Like Mr. Booth she has participated in most every Board meeting since being appointed, and she has been activated to voting status on several occasions when a Board member had to be absent. Jennifer has greatly assisted the Chair on complex matters involving the Cold Brook Crossing matter and has shown	1
Board of Appeals	Nancy	Rubenstein	Yes	Yes- Nancy's expertise as an engineer is directly applicable to the work of the Board which often must review detailed engineering drawings and blueprints. She has volunteered to provide pre-hearing assistance to the Planning Board to make sure that applicants have submitted appropriate materials, saving valuable time for the Board.	5
Board of Appeals	Benjamin	Stevenson	Yes	Yes- As an attorney Ben brings a needed expertise to the Board as an associate member. His past experience as a full member of the Board is highly valuable. He has extensive knowledge of the Zoning Bylaw and procedures. Ben has willingly served multiple times as a voting member when needed and the Chair always welcomes his contributions and	1
Capital Improvement Advisory Committee	Michael	Cooper	Yes	Yes	3
Capital Improvement Advisory Committee	Joseph	Scanga	No- Willing to continue to serve until a replacement is found.	Yes	3
Conservation Commission	Thomas	Friedlander	Yes	Yes	3
Conservation Commission	David	Henkels	Yes	Yes	3

Board/Committee Reappointments 2020

Board/Committee Name	First Name	Last Name	Member Response	Chair/Staff Response	Appt. Term
Conservation Commission	Richard	Morse	Yes- The learning curve for this Commission is very long, requiring classes for certification, which I just achieved, and continuing education. Further, the best form of education is going through the process with many homeowners so that we as commissioners can appropriately weigh the law and its application to each situation. Each situation is different and unique. I look forward to continuing this process with a group of excellent commissioners.	Yes	3
Design Review Board	Deborah	Kruskal	No- Willing to continue to serve until a replacement is found. I have served as the landscape specialist on the board for over 25 years. It is important that my replacement be a landscape designer or architect. Knowing the appropriateness of plant material has been critical when reviewing site plans, as well as understanding the usage of various	Yes- Her landscape knowledge makes her the most qualified member of the board when it comes to landscape plan reviews and recommendations	3
Disability, Commission on	Kathleen	Bell	Yes- It is my honor to work with the other COD members to strive to make Sudbury an even more accessible and welcoming community for all.	Yes- The committee has benefited by the enormous amount of work and time and input that Kay has spent to forward the agenda and projects of the Commission. She represents the COD as liaison to the Board of Health, SPS-SEPAC and as a substitute, on as needed basis, to the Transportation Committee among many other assignments.	3
Earth Removal Board	David	Booth	Yes	Yes	1
Earth Removal Board	Jonathan	Patch	Yes	Yes	1
Earth Removal Board	Jennifer	Pincus	Yes	Yes	1
Earth Removal Board	Benjamin	Stevenson	Yes	Yes	1
Energy & Sustainability Committee	Edward	Lewis	No- Willing to continue to serve until a replacement is found.		3
Land Acquisition Review Committee	John	Cutting	Yes	Yes	2
Permanent Building Committee	Michael	Melnick	Yes - Please see application attached	Yes	3
Permanent Building Committee	Nancy	Rubenstein	Yes	Yes	3
Sept. 11th Mem. Garden Oversight Com.	Robert	Haarde	Yes		3
Town Historian	Christopher	Morely	Yes		1



SUDBURY BOARD OF SELECTMEN

Tuesday, July 21, 2020

CONSENT CALENDAR ITEM**21: Resignation acceptance - Council on Aging****REQUESTOR SECTION**

Date of request:

Requestor: Debra Galloway

Formal Title: Vote to accept the resignation of Connie Steward from the Council on Aging and send a letter of thanks for her service to the Town.

Recommendations/Suggested Motion/Vote: Vote to accept the resignation of Connie Steward from the Council on Aging and send a letter of thanks for her service to the Town.

Background Information:

Attached resignation letter

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM

July 14, 2020,

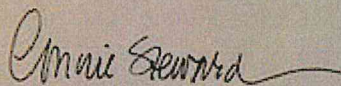
To: Debra Galloway
Director, Sudbury Senior Center

Hi Debra,

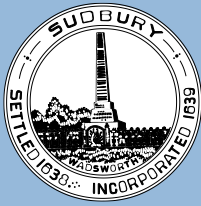
With this note, I am confirming my resignation from the Council on Aging.

It has been a pleasure to work with you. Thanks for your leadership and support of the many programs available to Sudbury residents who visit the center.

Best regards,

A handwritten signature in cursive script, appearing to read "Connie Steward", followed by a horizontal flourish line.

Connie Steward



SUDBURY BOARD OF SELECTMEN

Tuesday, July 21, 2020

CONSENT CALENDAR ITEM**22: Election worker annual appointments****REQUESTOR SECTION**

Date of request:

Requested by: Patty Golden

Formal Title: Vote to appoint Election Officers for a one-year term, commencing August 15, 2020 and ending August 14, 2021, as recommended by the Democratic and Republican Town Committee Chairs and the Town Clerk.

Recommendations/Suggested Motion/Vote: Vote to appoint Election Officers for a one-year term, commencing August 15, 2020 and ending August 14, 2021, as recommended by the Democratic and Republican Town Committee Chairs and the Town Clerk.

Background Information:
attached lists

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM

Democrat/Unenrolled Election Officers

2019-2020

John Riordon - Democratic Town Committee Chair

Last\First Name	Election Officer Type	Political Party
Abrams, Susan F.	Election Officer	Democrat
Adelson, Paula E.	Election Officer	Democrat
Balling, Annick	Election Officer	Democrat
Bausk, Jacqueline A.	Election Officer	Democrat
Bausk, Joseph D.	Election Officer	Democrat
Blatt, Judith	Election Officer	Democrat
Blatz, Beverly	Election Officer	Democrat
Boyce, Sheila J.	Election Officer	Democrat
Burkley, Elaine	Election Officer	Democrat
Cabral, Dorothy A.	Election Officer	Democrat
Cline, Sherrill	Election Officer	Democrat
Curtis, Heather	Election Officer	Democrat
Demerjian, Karen	Election Officer	Democrat
Dziekan, Michael W.	Election Officer	Democrat
Ehrmann, Debra D.	Election Officer	Democrat
Fridman, Eva Jane	Election Officer	Democrat
Gannon, Doris	Election Officer	Democrat
Gazza , Vera R.	Election Officer	Democrat
Goldsmith, Howard	Election Officer	Democrat
Greene, Steven	Election Officer	Democrat
Gross, Judith S.	Election Officer	Democrat
Hollocher, Thomas C.	Election Officer	Democrat
Huppert, Lawrence	Election Officer	Democrat
Maloney, Sharon	Election Officer	Democrat
Marotta, Paul J.	Election Officer	Democrat
Merra, Judith A.	Election Officer	Democrat
Moeller, Jane	Election Officer	Democrat
Morgan, Ellen	Election Officer	Democrat
Oconnor, Beverly	Election Officer	Democrat
Oldroyd, Dorothy	Election Officer	Democrat
Pakos, Patricia	Election Office	Democrat
Plotkin, Alexandra	Election Office	Democrat
Radoski, Liz	Election Officer	Democrat
Rettman, Bonita	Election Officer	Democrat
Reutlinger, Eileen C.	Election Officer	Democrat
Rushfirth, Susan	Election Officer	Democrat
Shulman, Carol	Election Officer	Democrat
Signorino, Carolina	Election Officer	Democrat
Travers, Jo Susan	Election Officer	Democrat
Weinstein, Julie	Election Officer	Democrat
Welsh, Peter	Election Officer	Democrat
Wilson, Barbara	Election Officer	Democrat
Anderson, Carolyn A.	Election Officer	Unenrolled
Barrett, Sarah	Election Officer	Unenrolled
Baumgartner, Diane	Election Officer	Unenrolled
Bennett, Joanne	Election Officer	Unenrolled
Bennett, Michael	Election Officer	Unenrolled
Biller, Bev	Election Officer	Unenrolled

Attachment 22.a: Democrat EW 2019-2020-updated (3998 : Election worker annual appointments)

Booth, Lisa	Election Officer	Unenrolled
Burns, Joan H.	Election Officer	Unenrolled
Carty, Maura	Election Officer	Unenrolled
Connelly, Maryann	Election Officer	Unenrolled
Coyne, Tim	Election Officer	Unenrolled
Corley, Mary G.	Election Officer	Unenrolled
Cutler, Betsey	Election Officer	Unenrolled
Dawson, Maria	Election Officer	Unenrolled
DeMille, Sandra B.	Election Officer	Unenrolled
Derby, Janet	Election Officer	Unenrolled
Diefenbacher, Elizabeth	Election Officer	Unenrolled
Drobinski, Patricia	Election Officer	Unenrolled
Ericson, Jeanne R.	Election Officer	Unenrolled
Fraize, Ellen	Election Officer	Unenrolled
Frazer, Virginia R.	Election Officer	Unenrolled
French, Mary Ellen	Election Officer	Unenrolled
Friedlander, Carlie	Election Officer	Unenrolled
Friedlander, Thomas	Election Officer	Unenrolled
Garcia, Lydia	Election Officer	Unenrolled
Gershengorn, Wendie	Election Officer	Unenrolled
Glaser, Marion	Election Officer	Unenrolled
Goldsmith, Barbara	Election Officer	Unenrolled
Graham, Jane	Election Officer	Unenrolled
Greenberg, Robert	Election Officer	Unenrolled
Greene, Ruth	Election Officer	Unenrolled
Hawkins, Edward A.	Election Officer	Unenrolled
Hayes, Patricia	Election Officer	Unenrolled
Howard , Patricia B.	Election Officer	Unenrolled
Hubell, Sarah	Election officer	Unenrolled
Hurtig, Debbie	Election Officer	Unenrolled
James, Erika	Election Officer	Unenrolled
Jennings, Donald	Election Officer	Unenrolled
Johnson, Sandra	Election Officer	Unenrolled
Kaufman, Phyllis	Election Officer	Unenrolled
Lee, Robert	Election Officer	Unenrolled
Longo, Joanne	Election Officer	Unenrolled
Maurer, Jeannette	Election Officer	Unenrolled
Maxon, Patricia	Election Officer	Unenrolled
Mays, Robert Harvey	Election Officer	Unenrolled
McCormack, Mary	Election Officer	Unenrolled
Merra, Sam	Election Officer	Unenrolled
Nelson, Muriel N.	Election Officer	Unenrolled
Nikula, Elizabeth	Election Officer	Unenrolled
Nikula, John V.	Election Officer	Unenrolled
Nozik, Gail	Election Officer	Unenrolled
O'Connell, Antoinette J.	Election Officer	Unenrolled
O'Connor, Susan	Election Officer	Unenrolled
Osterling, Lucy	Election Officer	Unenrolled
Phillips, Joanne	Election Officer	Unenrolled
Reed, Judy Ann	Election Officer	Unenrolled
Regan, Karen	Election Officer	Unenrolled
Royea, Marie	Election Officer	Unenrolled
Ryan, David	Election Officer	Unenrolled
Schow, Joan M.	Election Officer	Unenrolled

Scott, Mary	Election Officer	Unenrolled
Silverman, Erica	Election Officer	Unenrolled
Simon, Gail-Ann	Election Officer	Unenrolled
Sklenak, Deanna	Election Officer	Unenrolled
Sobol, Elizabeth	Election Officer	Unenrolled
Steward, Connie	Election officer	Unenrolled
Sulkowski, Victor	Election Officer	Unenrolled
Swirsky, Gabrielle	Election Officer	Unenrolled
Thompson, Judith F.	Election Officer	Unenrolled
Travers, Thomas S.	Election Officer	Unenrolled
Tyler, Patricia	Election Officer	Unenrolled
Wallace, Linda M.	Election Officer	Unenrolled

This list is to be approved by the Democratic Chair, John Riordan

Republican/Unenrolled Election Officers

2019/2020

Deanna Bisson - Republican Town Committee Chair

Last\First Name	Election Officer Type	Political Party
Burke, Catherine	Election Officer	Republican
Cerul, Roberta G.	Election Officer	Republican
Coe, Martha J.	Election Officer	Republican
Conlin, Jeffrey	Election Officer	Republican
Connor, George	Election Officer	Republican
DeSantis, SantaJean	Election Officer	Republican
Dufault, Tammie Rhodes	Election Officer	Republican
Gelsinon, Madeleine R.	Election Officer	Republican
Gray-Nix, Elizabeth	Election Officer	Republican
Guthy, Patricia	Election Officer	Republican
Hullinger, Siobhan Condo	Election Officer	Republican
Hunnewell, Betsy M.	Election Officer	Republican
Lee, Chongfang	Election Officer	Republican
MacLean, Marilyn A.	Election Officer	Republican
McMorrow, Maureen	Election Officer	Republican
Moreno, Jose	Election Officer	Republican
Murray, Lynn	Election Officer	Republican
Rogers, Robert	Election Officer	Republican
Roopenian, Kirsten	Election Officer	Republican
Tate, Evelyn J.	Election Officer	Republican
Thomas, Susan	Election Officer	Republican
Wallingford, Elizabeth J.	Election Officer	Republican
Anderson, Carolyn A.	Election Officer	Unenrolled
Barrett, Sarah	Election Officer	Unenrolled
Baumgartner, Diane	Election Officer	Unenrolled
Bennett, Joanne	Election Officer	Unenrolled
Bennett, Michael	Election Officer	Unenrolled
Biller, Bev	Election Officer	Unenrolled
Booth, Lisa	Election Officer	Unenrolled
Burns, Joan H.	Election Officer	Unenrolled
Carty, Maura	Election Officer	Unenrolled
Connelly, Maryann	Election Officer	Unenrolled
Coyne, Tim	Election Officer	Unenrolled
Corley, Mary G.	Election Officer	Unenrolled
Cutler, Betsey	Election Officer	Unenrolled
Dawson, Maria	Election Officer	Unenrolled
DeMille, Sandra B.	Election Officer	Unenrolled
Derby, Janet	Election Officer	Unenrolled
Diefenbacher, Elizabeth	Election Officer	Unenrolled
Drobinski, Patricia	Election Officer	Unenrolled
Ericson, Jeanne R.	Election Officer	Unenrolled
Fraize, Ellen	Election Officer	Unenrolled
Frazer, Virginia R.	Election Officer	Unenrolled
French, Mary Ellen	Election Officer	Unenrolled
Friedlander, Carlie	Election Officer	Unenrolled
Friedlander, Thomas	Election Officer	Unenrolled

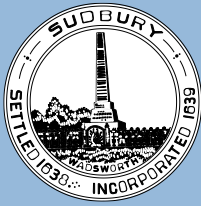
Attachment 22.b: Republican EW 2019-2020-updated (3998 : Election worker annual appointments)

Garcia, Lydia	Election Officer	Unenrolled
Gershengorn, Wendie	Election Officer	Unenrolled
Glaser, Marion	Election Officer	Unenrolled
Goldsmith, Barbara	Election Officer	Unenrolled
Graham, Jane	Election Officer	Unenrolled
Greenberg, Robert	Election Officer	Unenrolled
Greene, Ruth	Election Officer	Unenrolled
Hawkins, Edward A.	Election Officer	Unenrolled
Hayes, Patricia	Election Officer	Unenrolled
Howard , Patricia B.	Election Officer	Unenrolled
Hubell, Sarah	Election Officer	Unenrolled
Hurtig, Debbie	Election Officer	Unenrolled
James, Erika	Election Officer	Unenrolled
Jennings, Donald	Election Officer	Unenrolled
Johnson, Sandra	Election Officer	Unenrolled
Kaufman, Phyllis	Election Officer	Unenrolled
Lee, Robert	Election Officer	Unenrolled
Longo, Joanne	Election Officer	Unenrolled
Maurer, Jeannette	Election Officer	Unenrolled
Maxon, Patricia	Election Officer	Unenrolled
Mays, Robert Harvey	Election Officer	Unenrolled
McCormack, Mary	Election Officer	Unenrolled
Merra, Sam	Election Officer	Unenrolled
Nelson, Muriel N.	Election Officer	Unenrolled
Nikula, Elizabeth	Election Officer	Unenrolled
Nikula, John V.	Election Officer	Unenrolled
Nozik, Gail	Election Officer	Unenrolled
O'Connell, Antoinette J.	Election Officer	Unenrolled
O'Connor, Susan	Election Officer	Unenrolled
Osterling, Lucy	Election Officer	Unenrolled
Phillips, Joanne	Election Officer	Unenrolled
Reed, Judy Ann	Election Officer	Unenrolled
Regan, Karen	Election Officer	Unenrolled
Royea, Marie	Election Officer	Unenrolled
Ryan, David	Election Officer	Unenrolled
Schow, Joan M.	Election Officer	Unenrolled
Scott, Mary	Election Officer	Unenrolled
Silverman, Erica	Election Officer	Unenrolled
Simon, Gail-Ann	Election Officer	Unenrolled
Sklenak, Deanna	Election Officer	Unenrolled
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Steward, Connie	Election Officer	Unenrolled
Sulkowski, Victor	Election Officer	Unenrolled
Swirsky, Gabrielle	Election Officer	Unenrolled
Thompson, Judith F.	Election Officer	Unenrolled
Travers, Thomas S.	Election Officer	Unenrolled
Tyler, Patricia	Election Officer	Unenrolled
Wallace, Linda M.	Election Officer	Unenrolled

This list is to be approved by the Republican Chair, Deanna Bisson

Chair Signature

Date



SUDBURY BOARD OF SELECTMEN

Tuesday, July 21, 2020

23

MISCELLANEOUS (UNTIMED)

23: Vote to adjourn meeting

REQUESTOR SECTION

Date of request:

Requestor: Dan Carty

Formal Title: Vote to adjourn meeting

Recommendations/Suggested Motion/Vote:

Background Information:

Financial impact expected:

Approximate agenda time requested:

Representative(s) expected to attend meeting:

Review:

Patty Golden	Pending
Henry L Hayes	Pending
Jonathan Silverstein	Pending
Daniel E Carty	Pending
Board of Selectmen	Pending

07/21/2020 6:00 PM