

IN BOARD OF SUDBURY SELECTMEN

SATURDAY, SEPTEMBER 12, 2020

L-SRHS FIELD

Present: Chairman Daniel E. Carty, Vice-Chairman Patricia Brown, Selectman Janie Dretler, Selectman William Schineller, Selectman Jennifer Roberts, Town Manager Henry L. Hayes, Jr., Jonathan Silverstein, KP Law, Lee Smith, KP Law, Maryanne Bilodeau Assistant Town Manager/HR Director, Patricia Golden Senior Administrative Assistant to Town Manager.

The statutory requirements as to notice having been complied with, the meeting was convened at approximately 9:00 a.m. at the Lincoln-Sudbury Regional High School field.

Chairman Carty called the meeting to order, with confirmed attendance of the following: Carty-aye, Brown-aye, Dretler-aye, Roberts-aye, Schineller-aye.

Discussion and vote on outstanding Town Meeting Articles

Article #17 – CSX

Chairman Carty opened the discussion. Edits were made by Town Counsel, and the Board needs to vote on changes made to the motion. He reiterated that this is a vote on the language *only*, and not a vote on the article itself.

It was on motion unanimously (5-0) – Carty-aye, Brown-aye, Dretler-aye; Roberts-aye, Schineller-aye

VOTED: To approve Article #17 motion language as amended below. Chairman Carty moved, and Selectman Dretler seconded.

ART. 17 CSX MOTION

Move 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 3.40 to QBS 4.80 on a Railroad Map dated July 22, 2020, prepared by CSX Transportation, Inc., and a Plan dated July 20, 2020, copies of which are on file with the Town Clerk, consisting of 11.26 acres of land, more or less, for open space, conservation, passive and active recreation purposes including rail trail / bicycle path, general municipal purposes, for water protection and water supply purposes, and for all other lawful purposes, 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 the sum of \$1,220,500, ~~transfer from available funds, including the Community Preservation Fund, or borrow the sum of \$1,220,500~~ 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~~ the sum of \$1,220,500, 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, such sum to be reduced by the amount of any grant proceeds received; Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; 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: provided, however, that the vote taken hereunder shall be expressly contingent upon approval by the voters at an election of a Proposition 2 ½, so-called, debt exclusion allowing the Town to raise the money needed to repay the principal and interest on such bonds or notes outside the limits established by General Laws Chapter 59, Section 21C. ~~or take any other action relative thereto.~~

Article #1 – Hear Reports

It was on motion unanimously (5-0) Carty-aye, Brown-aye, Dretler-aye; Roberts-aye, Schineller-aye

VOTED: To approve Article #1- Hear Reports. Chairman Carty moved and Selectman Dretler seconded.

Article #11 – Stabilization Fund

It was on motion unanimously (5-0) Carty-aye, Brown-aye, Dretler-aye; Roberts-aye, Schineller-aye

VOTED: To approve Article #11 – Stabilization Fund. Chairman Carty moved and Selectman Dretler seconded.

There being no further business, the meeting adjourned at 4:23 PM, at the conclusion of Annual Town Meeting.