

SUDBURY BOARD OF SELECTMEN

WEDNESDAY SEPTEMBER 30, 2020

(Meeting can be viewed at www.sudburytv.org)

Present: Chairman Janie Dretler, Vice-Chairman Jennifer Roberts, Selectman Daniel E. Carty, Selectman William Schineller, Selectman Charles Russo, Town Manager Henry L. Hayes, Jr., Assistant Town Manager/ HR Director Maryanne Bilodeau

Other Staff Present: Director of Planning and Community Development Adam Duchesneau, Environmental Planner Beth Suedmeyer

The statutory requirements as to notice having been complied with, the meeting was convened at 7:00 p.m., via Zoom telecommunication mode.

CALL TO ORDER/ROLL CALL

Chair Dretler conducted roll call and made announcement regarding the recording of the meeting and other procedural aspects included in the meeting.

Roll Call: Roberts-aye, Schineller-aye, Russo-aye, Dretler-aye, Carty-aye

Opening remarks by Chairman

Chair Dretler commented:

- CPC (Community Preservation Committee) seeking proposals for FY20 projects; applications due by October 9, 12:30 p.m. Applications can also be submitted to the Planning and Community Development Department
- Town Manager Office hours scheduled for Thursday, October 1 from 3:00 p.m. to 4:00 p.m. via ZOOM
- Members needed for the Capital Improvement Advisory Committee (CIAC) and the Energy and Sustainability Committee – links found on the Town webpage
- Additional Drive Through Flu Clinic appointments possible, to be announced by October 23

Reports from Town Manager

Town Manager Hayes commented:

- Go Sudbury! Taxi Ride Program is up and running. Connect with COA for scheduling.
- Last week attended the virtual ICMA (International City/County Management Association) Conference with Ms. Bilodeau
- MA Remote Learning Enrichment Program has been established and one application is in process
- Scam awareness – phone/computer – using COVID as bait
- Town professionals met with the Wayland Town Administrator and the developers at the Rivers Edge site near the Transfer Station regarding required easements
- Five Bruce Freeman Rail Trail RFPs are being reviewed by the Selection Committee for interviews to take place next week
- Conservation Commission approved the RDA – Vegetation clearing for the CSX project; related soil sampling scheduled for mid-October
- Sudbury Health Department notes increased positive COVID tests among college-age students who are returning to Sudbury to isolate or quarantine; most college students are not reflected in the COVID data published by MDPH (Mass Department of Public Health)

- Sudbury Health Department has vaccinated over 150 Town and school employees in the first of several Drive Through Flu Clinics, next clinic scheduled for October 7.
- A few remaining flu shot clinic openings for Seniors
- CDC and MDPH recommending avoiding Halloween activities this year. He and the Health Department will be assessing all seasonal activities and offer activities of reduced risk. Recommended referral to the Mass.gov site and search "Halloween," for additional information and links

Reports from Selectmen

Vice-Chair Roberts noted that she and Selectman Schineller attended the Finance Committee (FinCom) meeting with the new FinCom members. FinCom did approve the \$3,000 transfer from the Reserve Fund for the Historical Commission request for a historic preservation consultant for the Section 106 review. She commented that FinCom also discussed the status of the Budget Strategies Task Force and liaison appointment to that Task Force. Vice-Chair Roberts recommended that the Selectmen address that status in the near future in consideration that membership terms had expired in June.

Selectman Russo mentioned that he attended two Planning Board meetings and two Conservation Commission meetings. He noted that the Master Plan and potential bylaws for the Spring Town Meeting were discussed by the Planning Board. Mr. Russo stressed that the focus of the Planning Board is implementation with a practical perspective. He mentioned the RDA was covered by ConCom, as well as trail work implemented by the local hunting program under the direction of Lori Capone, Conservation Coordinator.

Selectman Russo stated that there was a segment on rail trails highlighted in the Chronicle TV show last evening, and is available online. Selectman Russo mentioned that LSRHS started today.

Selectman Carty stated that he attended SPS and LSRHS meetings. He noted that SPS announced that breakfast and lunch will be free to all students, including remote students; with funding provided by Federal and State Governments.

SPS announced that classes will be fully remote on snow days this year, and due to increase in school IT services, the Town will hire another IT employee (Assistant Director of Technology). He added that the funding source for the position has not been determined to date.

Selectman Carty announced the Go Sudbury! Taxi Ride Program currently has 25-30 individuals signed up. More information can be found on the Town website, or contact the Senior Center at (978)443-3055.

Selectman Carty mentioned the \$3,000 grant to be voted upon tonight from BayPath Elder Services, which helped fund the Go Sudbury! Taxi Ride Program.

Selectman Schineller mentioned that he attended FinCom meetings with Vice-Chair Roberts. He noted that the LSRHS Agreement was mentioned at one of the FinCom meetings which he attended.

Selectman Schineller stated that Eversource permitting is ongoing until the end of October with a requested extension to end of the year. He acknowledged that land court litigation ended and the other Eversource litigation to appeal the Siting Board decision continues with Town responses extended to November 20.

Selectman Schineller noted there was a staff meeting with Eversource and DCR (Department of Conservation and Recreation), he asked if Town Manager Hayes could update the Board regarding this meeting.

Selectman Schineller mentioned a Pumpkin Drive-through contest event to be sponsored by Camp Sewataro.

Selectman Schineller again asked if Town Manager Hayes could comment on the meeting with DCR, Eversource and staff. Chair Dretler responded that such information could not be discussed at this time because it was not included on tonight's agenda, but could be addressed at a future time.

Citizen Comments

Resident Robert Stein, 7 Thompson Drive, commented that Selectman Schineller revealed the truth about the Protect Sudbury group and the fight against Eversource regarding underground utility lines. Mr. Stein acknowledged discovery by Selectman Schineller confirming that property values would not be diminished if located near the power lines. He affirmed his involvement with implementing a citizen's petition to reverse related funding voted on at Town Meeting in the amount of \$150,000. Mr. Stein recommended that the funds be returned to the Sudbury citizenry. He further recommended that the Board discuss this aspect in Executive Session immediately to discuss settlement with Eversource. He also spoke about the non-proven effects on the Sudbury water supply.

Resident and Historical Commission member Diana Warren, 32 Old Framingham Road, requested that Town Manager Hayes share results of the meeting with Eversource, DCR and staff regarding mitigation issues.

Interview candidates John Porter and John Kraemer for appointment to the Permanent Building Committee. Following interview, vote to appoint _____ for a term to expire May 31, 2021.

Chair Dretler stated the interviews were postponed to the next Board meeting on October 6, 2020.

Chair Dretler asked for member roll call for consensus to discuss the Consent Calendar at this time.

Roll Call: Roberts-aye, Russo-aye, Carty-aye, Schineller-aye, Dretler-aye

Consent Calendar

Vote to accept a donation from the Sudbury Garden Club of a Heritage Park sign. Total cost of sign is \$6,120.

Selectman Carty motioned to accept a donation from the Sudbury Garden Club of a Heritage Park sign. Total cost of sign is \$6,120. Selectman Russo seconded the motion.

It was on motion 5-0; Carty-aye, Russo-aye, Schineller-aye, Roberts-aye, Dretler-aye

VOTED: To accept a donation from the Sudbury Garden Club of a Heritage Park sign. Total cost of sign is \$6,120.

Vote to approve the extension of previously approved applications for Temporary Outdoor Seating Permits

Selectman Carty motioned and Selectman Russo seconded the motion.

It was on motion 5-0; Carty-aye, Russo-aye, Schineller-aye, Roberts-aye, Dretler-aye

VOTED: To approve the extension of previously approved applications for Temporary Outdoor Seating Permits. Currently, permits are effective through November 1, 2020, or until COVID-19 Order No. 35 is rescinded, whichever is sooner. The extension would allow the temporary permits to stay in effect for any period up to and until sixty (60) days after the end of the state of emergency, reverting to their original licensed premises on that date.

Approve award of contract by the Town Manager for irrigation installation at Grinnell Park

Selectman Carty motioned and Selectman Russo seconded the motion.

It was on motion 5-0; Carty-aye, Russo-aye, Schineller-aye, Roberts-aye, Dretler-aye

VOTED: To approve award of contract by the Town Manager for irrigation installation at Grinnell Park, located at 15 Hudson Rd. and 311 Concord Rd., upon recommendation of the Department of Public Works Director; and further to execute any documents relative to said contract.

Pursuant to the 2020 Annual Town Meeting passage of Article 22, vote to accept easements relative to the Dutton Road Bridge Project

Selectman Carty motioned and Selectman Russo seconded the motion.

It was on motion 5-0; Carty-aye, Russo-aye, Schineller-aye, Roberts-aye, Dretler-aye

VOTED: Pursuant to the 2020 Annual Town Meeting passage of Article 22, accept the following easements relative to the Dutton Road Bridge Project: Permanent and Temporary Bridge Construction Easements, and Permanent Walkway Easement granted by property owners Laura M. Flynn and John R. Flynn, 510 Dutton Road, Sudbury, MA; Permanent and Temporary Bridge Construction Easements granted by property owner the Stearns Mill Pond Condominium Trust, 557 Dutton Road, Sudbury, MA.

Vote to accept a \$10,000 donation from B'nai B'rith Housing to the Council on Aging

Selectman Russo asked if the \$10,000 amount would cover the full amount of the comprehensive permit for Coolidge at Sudbury Phase II. Mr. Duchesneau responded in the affirmative.

Selectman Russo motioned and Vice-Chair Roberts seconded the motion.

It was on motion 5-0; Roberts-aye, Carty-aye, Russo-aye, Schineller-aye, Dretler-aye

VOTED: To accept, on behalf of the Town, a \$10,000 donation from B'nai B'rith Housing to the Council on Aging, as part of Condition IX.2 of B'nai B'rith's Comprehensive Permit for the Coolidge at Sudbury Phase II residential development. The donation is to be utilized at the discretion of the Council on Aging in a manner consistent with its mission.

Vote to accept a \$3,000 donation from BayPath Elder Services CARES Act grant to the Sudbury Senior Center

Selectman Carty motioned and Selectman Russo seconded the motion.

It was on motion 5-0; Carty-aye, Russo-aye, Schineller-aye, Roberts-aye, Dretler-aye

VOTED: To accept, on behalf of the Town, a \$3,000 donation from BayPath Elder Services CARES Act grant to the Sudbury Senior Center. Funds to be utilized toward the Go Sudbury! Taxi Rides Transportation program.

Vote to approve execution by the Town Manager of a Charter Transportation Agreement between the Town and First Student, Inc.

Selectman Carty inquired about the funding associated with the contract. Town Manager Hayes responded that such amount would likely be in line with last years contract and the attorneys are in discussion. Selectman Carty recommended that LSRHS Agreement discussion take place at a future Board meeting.

Selectman Schineller asked if the transportation agreement would include Lincoln students. Town Manager Hayes responded that the transportation contract would not include Lincoln students.

Selectman Carty motioned and Selectman Russo seconded the motion.

It was on motion 5-0; Roberts-aye, Carty-aye, Schineller-aye, Russo-aye, Dretler-aye

VOTED: To approve execution by the Town Manager of a Charter Transportation Agreement between the Town and First Student, Inc. for Sudbury student transportation services to and from the Assabet Valley Regional Technical School for a period of one year with extensions as may be agreed by the parties, said contract subject to approval by Town Counsel.

Vote to approve award of contract by the Town Manager for the site evaluation of the CSX Rail Corridor property to Capital Environmental, LLC

Selectman Carty asked if the proposed contract would include all testing/environmental aspects as detailed within due diligence. Town Manager Hayes confirmed. Selectman Carty if Capital Environmental, LLC would be flexible regarding added testing materials, if needed. Town Manager Hayes detailed that PCBs and other metals can be tested on nearby Sudbury-owned lands. Selectman expresses some concern about moving forward with this aspect.

Selectman Russo noted that related information was discussed at the Conservation Commission (ConCom) meeting on September 21.

Vice-Chair Roberts motioned to approve award of contract by the Town Manager for the site evaluation of the CSX Rail Corridor property to Capital Environmental, LLC; and further, to execute any documents relative thereto. Selectman Russo seconded the motion.

Selectman Russo stated that he was in support of the contract as specified, with the understanding that maximum testing could be conducted in the future. Selectman Carty reiterated that the Board had to be careful with what testing will take place, and to cover such results in Executive Session. Ms. Suedmeyer confirmed that the proposed scope of work does allow that elements within the CSX corridor can be tested right up to the property line; and if anything of substance is discovered, the Town can engage CSX in additional samplings, and/or additional negotiations. Selectman Carty commented that the proposed arrangement would allow the project to move forward, while interested parties can continue discussion. Ms. Suedmeyer affirmed.

It was on motion 5-0; Roberts-aye, Carty-aye, Schineller-aye, Russo-aye, Dretler-aye

VOTED: To approve award of contract by the Town Manager for the site evaluation of the CSX Rail Corridor property to Capital Environmental, LLC; and further, to execute any documents relative thereto.

Discussion and update on Cold Brook Crossing

Present: Director of Planning and Community Development Adam Duchesneau, Building Inspector Andrew Lewis

Mr. Duchesneau provided a chronology of the Cold Brook Crossing project and confirmed that the final stormwater plans were approved on August 12, and a building permit was filed in mid-August. He detailed the Cold Brook Crossing transaction is tied to the 40+ acres in Town Center.

Chair Dretler commented that certain aspects regarding the Town Center land could not be discussed at this time.

Selectman Russo commented about the screening and setbacks in the vicinity of the Northwood Development. Mr. Duchesneau noted that there have been related conversations between Northwoods residents and the applicants, including related conversations at the 2018 Town Forum and the 2018 Town Meeting.

Mr. Duchesneau provided detail regarding the replanting/vegetation plan and other options which interested parties might pursue. Selectman Carty opined about mitigation funds being used to address the screening issue. Mr. Duchesneau responded such mitigation funding could not be realized until the transaction was finalized, including the Town Center agreement. Mr. Duchesneau mentioned that ultimately the Board would vote on the disposition of mitigation funds.

Selectman Carty questioned the involvement of the Sudbury Water District Commission. Mr. Duchesneau stated that the Water District Commission had their peer reviewer examine the wastewater aspect, and they were satisfied.

Selectman Schineller acknowledged the change in elevations affected the Northwoods boundary screening. Mr. Duchesneau confirmed the land grade was the determining factor. Selectman Schineller mentioned the Melone Stabilization Fund.

Selectman Carty asked about the timeline. Mr. Duchesneau responded that the developer was seeking to complete the transaction by the end of this year.

Chair Dretler suggested the utilization of a drone to capture development at Cold Brook Crossing.

Discussion on Broadacres property and structures (Adam Duchesneau, Bill Barletta, and Lori Capone)

Present: Director of Planning and Community Development Adam Duchesneau, Facilities Director Bill Barletta

Selectman Russo noted that his property abuts the parcel 3 area of Broadacres Farm, and he recused himself from further discussion.

Town Manager Hayes noted that Lori Capone, Conservation Coordinator, would not be in attendance for tonight's meeting. Town Manager Hayes stated the two structures on parcel 3 were under the purview of ConCom, and the two structures would likely be demolished.

Mr. Barletta confirmed that all utilities had been discontinued and he and DPW have continued to monitor the property. He detailed that the riding ring was being used for off-season storage by DPW, and new locks have been installed on each lock on the property. Mr. Barletta stated that several roofing panels in the riding ring had been repaired, as well as the installation of parking signage.

Selectman Schineller inquired about the cutting of grass on the site. Town Manager Hayes confirmed the grass would be cut twice during the season and there was no provision to manicure the property or alter the condition of the trails at this time. Selectman Schineller asked if citizens could help maintain the property. Town Manager Hayes suggested that Selectman Schineller direct his related questions to ConCom.

Selectman Carty inquired about the holes in the fields of the property and wondered if anyone fell would there be insurance coverage. Assistant Town Manager Bilodeau confirmed insurance coverage was in place, and the holes had been filled in and there have been no other issues.

Mr. Barletta stated that holes were made by kids creating a bike ramp.

Vice-Chair Roberts commented that the design consultant had presented great options for the property and wondered if some short-term improvements could be made, such as trails and more visible parking. Town Manager Hayes mentioned that such short-term improvement could be considered in FY21 budget, and demolition of structures would require contracts.

Vice-Chair Roberts asked how long the property could stay as it is. Mr. Barletta responded that in the interest of public safety, the two structures should be demolished, and further deterioration would occur. He indicated that the stable might deteriorate sooner, and the riding ring was built in 1993, and could stay in place for a while.

Mr. Duchesneau stressed that timing was the issue, and type of improvements would require considerable capital and would have to be a collaborative process. Mr. Duchesneau added the BFRT design planning might encourage some forward movement at Broadacres.

Chair Dretler mentioned the safety risks associated with the structures, and asked if the Board would consider demolishing the three structures. Town Manager Hayes stated that direction from the Board was not needed at this time, but capital considerations would involve the Board. He affirmed that an official RFP was not in place, but had been discussed.

Citizen's Comments for Items on the Agenda

Resident and Chair of the Historical Commission Chris Hagger, 233 Nobscot Road, stated that the Historical Commission had the Broadacres area structurally inventoried, noted that the house and barn were candidates for adaptive use. He added that the stone foundation included many historical elements which the Historic Commission wanted preserved. He noted that the structures on Broadacres Farm were classified within the demolition delay process.

Resident and Commissioner of the Sudbury Housing Authority Steve Swanger, 14 Bent Brook Road, affirmed that the Housing Authority remains interested in mixed-use housing at Broadacres Farm, and would hope the Town considers creative purposing.

Vote to adopt and sign the updated 2020 Hazard Mitigation Plan Resolution for submission to MEMA/FEMA

Present: Fire Chief John Whalen

Chief Whalen stated in 2010 the Town participated in the first Hazard Mitigation Plan. He spoke of possible flooding issues, tree emergencies, snow storms, fires; and noted that the adoption of the updated Plan would allow the Town to apply for FEMA (Federal Emergency Management Agency) and MEMA (Mass Emergency Management Agency) funding if a need should arise.

Vice-Chair Roberts asked if the Plan could be viewed by the public. Chief Whalen referred to the 2020 Hazard Mitigation website for viewing of the Plan.

Selectman Russo stated that he had heard from a resident concerned about the current drought situation.

Chair Dretler noted that the Plan endorsement documentation referred to the Board of Selectmen as Select Board. She noted that the Select Board title had not officially been enacted.

Selectman Carty motioned and Selectman Schineller seconded the motion.

It was on motion 5-0; Roberts-aye, Carty-aye, Russo-aye, Schineller-aye, Dretler-aye

VOTED: To adopt and sign the updated 2020 Hazard Mitigation Plan Resolution for submission to MEMA/FEMA, and change the "Select Board" language to "Board of Selectmen."

Discussion and vote whether to authorize the Town Manager to sign Inter-Municipal Agreement (IMA) for Regional Housing Service Office

Present: Liz Rust, RHSO

Ms. Rust confirmed that the IMA was renewed yearly, and due to COVID-19 had been delayed. She affirmed that the IMA would begin tomorrow, October 1. Ms. Rust explained that the RHSO workplan including rental management and work with the Sudbury Housing Trust.

Vice-Chair Roberts asked if demand for housing had increased due to COVID-19.

Ms. Rust stated that RHSO had rolled out a new rental program in six communities, and resales were increasing as many buyers are taking advantage of lower interest rates.

Selectman Schineller asked about RHSO interaction with landlords and upkeep of units. Ms. Rust confirmed that RHSO serves as a resource for landlords and tenants, but does not handle mediation aspects.

Selectman Carty mentioned that Maynard was joining the RHSO group and asked how that might benefit Sudbury. Ms. Rust responded that Maynard's participation might help lower some expenses. Selectman Carty asked if the housing at Coolidge – Phase 2, was included in the status report. She confirmed the status report did include Coolidge - Phase 2.

Selectman Russo asked about the 2020 census data. Ms. Rust responded the 2020 census data would be included sometime next year, and stressed that the Cold Brook Crossing numbers will be reflected.

Selectman Schineller motioned and Selectman Russo seconded the motion.

It was on motion 5-0; Roberts-aye, Carty-aye, Russo-aye, Schineller-aye, Dretler-aye 5-0.

VOTED: To authorize the Town Manager to sign Inter-Municipal Agreement (IMA) for Regional Housing Service Office.

Discussion on use of face coverings in public buildings and outside by Town employees

Present: Police Chief Scott Nix

Town Manager Hayes recognized recent discussions regarding face coverings protocol for staff and the Public Safety employees. He affirmed the Town's compliance with face covering practice per CDC (Center for Disease Control) and State guidance.

Town Manager Hayes referred to the "COVID Face Covering Protocols" document submitted by Chief Nix, dated September 29, 2020.

Chief Nix reviewed the main aspects detailed within the "COVID Face Coverings Protocols:"

- Added shift roll calls to ensure appropriate police use of masks
- Continued collaboration with Sudbury Health Department
- Emergency and non-emergency encounters
- "In situations where the use of a face covering impedes the conducting of police actions, the officer has the discretion to engage as most appropriate while weighing the risk and mitigation measures. This is to be evaluated on a case by case basis."

Vice-Chair Roberts stated that she appreciated the "COVID Face Covering Protocol" presented and requested that officers wear the masks as much as possible.

Selectman Carty indicated his appreciation regarding the written protocol. He mentioned when returning home from the western part of MA, via the Mass Turnpike. He noted multiple people pulled over by State police, and none were wearing masks.

Selectman Schineller stated that wearing a mask in a non-stress situation might be beneficial.

Selectman Russo thanked Chief Nix for implementing the "COVID Face Covering Protocol" statement and explaining the statement to ensure that public comments are being addressed. Chief Nix stated that the Police Department was open to revisiting the Protocol statement if necessary.

Chair Dretler thanked Chief Nix for addressing the Protocol statement, and explaining various aspects so residents could anticipate the actions taken. She asked Chief Nix if an officer would wear a mask, if approaching a resident. Chief Nix responded that the officer would don the mask if inside, but if more than six feet apart when outside, the officer would not wear the mask.

Chair Dretler inquired about the mask situation at the Sudbury Transfer Station. Town Manager responded that staff wears masks at the Transfer Station, as well as DPW, especially when staff is working together. Town Manager Hayes stressed that objective involves providing services and keeping the team safe.

Resident Ann Rettman, 65 Colonial Road, thanked Chief Nix for the official Protocol statement and stressed the importance of maintaining a six-foot distance or wearing masks in consideration that Framingham, Marlboro and Holliston are currently high-risk COVID areas. She stated that COVID-19 the primary cause of police deaths this year.

Chair Dretler emphasized that as Selectman liaison to the Health Department, she would continue to be involved with this important issue.

Chair Dretler asked Town Manager Hayes if CARES Act COVID funding could be used for related signage in Sudbury, in consideration that resident education is important. Chair Dretler suggested that a related discussion regarding signage take place. Vice-Chair Roberts commented that the educational signage might help the younger folks comply with mask wearing.

Discuss Board of Selectmen notice seeking parties to write arguments supporting or opposing ballot questions on CSX Rail Corridor and Fairbank Community Center

Town Manager Hayes confirmed that two pro and two con arguments had been submitted, and the printer would be able to accommodate the accelerated timeline as requested by the Board.

Chair Dretler recommended that Town Counsel review the arguments before Selectmen approval. Town Manager Hayes commented that the ballot questions regarding CSX Rail Corridor and Fairbank Community Center could be finalized under his authority and the authority of Chair Dretler.

Resident Len Simon, 40 Meadowbrook Circle, suggested that the ballot numbering be corrected and the Board approve the warrant in final form.

Selectman Russo motioned and Selectmen Schineller seconded the motion.

It was on motion 5-0; Roberts-aye, Carty-aye, Schineller-aye, Russo-aye, Dretler-aye

VOTED: To approve the Warrant, including the supporting and opposing ballot questions, as included in the packet; though the pro argument on the CSX Rail Corridor was updated in an e-mail submitted to the Board today, subject to final Town Counsel review and subject to final review by Vice-Chair Roberts for substantive comments to present to the Board at the Board meeting on October 6, 2020; and all other formatting aspects to be accurate and precise.

Discussion and vote to approve formation of Sudbury Diversity, Equity and Inclusion Commission

Board members engaged in a substantial discussion regarding the Selectman mission statement edits regarding racial justice, the number and makeup of the Diversity, Equity and Inclusion Commission (DEIC).

Chair Dretler acknowledged that Commission members might cover different topics and form working groups within the Commission. Town Manager Hayes mentioned such sub-groups could be subject to the Open Meeting Laws.

Selectman Carty noted that the Sudbury Public Schools might have its own diversity group and indicated that it would be preferred that the groups work together. He offered to check with L-SRHS and SPS committees tomorrow and share the Selectmen's proposed outline.

Citizen's Comments

Resident and member of the Commission on Disability Kay Bell, 348 Old Lancaster Road, spoke of the disability diversity aspects and the commonalities shared with the proposed diversity commission.

Resident Sue Abrams, 24 Hudson Road, acknowledged the amount of work going into the document indicated that she was looking forward to the progress that the proposed commission could make.

Resident and member of the Sudbury Race Amity Task Force Debbie Howell, 123 Victory Road, thanked the Board for their efforts and suggested that the Sudbury Race Amity Task Force could assist with the mission for the Sudbury Diversity, Equity and Inclusion Commission. Chair Dretler requested that Ms. Howell send related information to the Board.

Review regular session minutes of 8/4/20 and 8/11/20

Selectman Carty motioned and Selectman Schineller seconded the motion.

It was on motion 5-0; Roberts-aye, Carty-aye, Russo-aye, Schineller-aye, Dretler-aye

VOTED: To approve the 8/4/20 minutes as amended.

Selectman Carty motioned and Vice-Chair Roberts seconded the motion.

It was on motion 5-0; Roberts-aye, Russo-aye, Carty-aye, Schineller-aye, Dretler-aye

Citizen's Comments (continued)

Resident Pat Brown, 34 Whispering Road, requested information from the Board on September 23rd regarding MGL Ch. 161 – Section 7; the State's Right of Refusal on railroad corridors. She stressed that she wanted assurance that this aspect would not affect the timeline for the CSX purchase.

Upcoming Agenda Items

- L-SRHS Agreement
- Approval of Executive Session Minutes to be held in Executive Session
- MBTA liaison Appointment
- PBC Interviews
- Eversource Meeting with staff
- Diversity Commission Discussion/Plans
- KPI Presentation
- Financial Policies
- Halloween Policy per Board of Health
- Vice-Chair Roberts - Selectmen Office Hours Schedule
- Holiday tree lighting
- Goal setting meeting
- Eversource topic in Executive Session for late October
- CSX topic to be covered in future Executive Session

Vote to adjourn meeting

Chair Dretler motioned to adjourn the meeting. Selectman Schineller seconded the motion.

It was on motion 5-0; Russo-aye, Roberts-aye, Carty-aye, Schineller-aye, Dretler-aye.

VOTED: To adjourn the meeting

There being no further business, the meeting was adjourned at 11:46 p.m.

9/30/20 Documents & Exhibits

1. Open in regular session and immediately vote to enter executive session 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).

Attachments:

- 1.a BOS draft Executive Session 10-11-19_for_review
- 1.b BOS draft Executive Session 3-31-2020_for_review

3. Interview candidates John Porter and John Kraemer for appointment to the Permanent Building Committee. Following interview, vote to appoint _____ for a term to expire May 31, 2021.

Attachments:

- 3.a PBC Letter
- 3.b PBC Application_JMPorter redact
- 3.c John Porter's resume redact
- 3.d PBC Application_J Kraemer redact
- 3.e John Kraemer Resume 2019 Redact

5. Discussion on Broadacres property and structures (Adam Duchesneau, Bill Barletta, and Lori Capone)

Attachments:

- 5.a 2019-02-28_Broadacre_Farm_Concept_A
- 5.b 2019-02-28_Broadacre_Farm_Concept_B
- 5.c Broad Acres Farm
- 5.d Broadacres Walkthrough Facilities Report 7-8-19
- 5.e BroadacresContext_towncenter_noSudStation
- 5.f Broadacres BoH Docs

6. Vote to adopt and sign the updated 2020 Hazard Mitigation Plan Resolution for submission to MEMA/FEMA.

Attachments:

- 6.a Sudbury Hazard Mitigation Plan Update 2020
- 6.b draft Resolution_updatedpost approval pending adoption

7. Discussion and vote whether to authorize the Town Manager to sign Inter-Municipal Agreement (IMA) for Regional Housing Service Office. Liz Rust, RHSO, to attend and make presentation.

Attachments:

- 7.a FY20 Q4 RHSO Status Report
- 7.b RSHO Presentation FY21 IMA - Sudbury
- 7.c Regional Housing Services Office IMA - FY21

8. Discussion on use of face coverings in public buildings and outside by Town employees. Report from Town Manager.

Attachments:

- 8.a Rettman_email
- 8.b Mccartyresponse
- 8.c Nixresponse
- 8.d Screenshot 2020-09-15 at 1.15.23 PM - Edited

8.e Face Covering Protocols

9. Discuss Board of Selectmen notice seeking parties to write arguments supporting or opposing ballot questions on CSX Rail Corridor and Fairbank Community Center. Discussion on updated warrant schedule as provided by Town Manager.

Attachments:

- 9.a Ballot Question Policy
- 9.b Question 1 and 2 for Ballot Information
- 9.c Levine_email_ballot_question
- 9.d Ballot Question 4 Pro Statement final
- 9.e Stone_email_Fairbank_con
- 9.f Fairbank Con Argument DRAFT
- 9.g Simon_email_ballot_question
- 9.h PRO STATEMENT FOR BALLOT QUESTON 3
- 9.i Arguments for Ballot Questions_Dipompei_CSX_con

10. Discussion and vote to approve formation of Sudbury Diversity, Equity and Inclusion Commission

Attachments:

- 10.a Draft_Sudbury DEI Commission_093020 v2

11. Review regular session minutes of 8/4/20 and 8/11/20, and possibly vote to approve minutes.

Attachments:

- 11.a BOS_draft1_8.04.20_min_for_review
- 11.b BOS_draft1_8.11.20B_min_for_review

13. Upcoming Agenda Items

Attachments:

- 13.a POTENTIAL UPCOMING AGENDA ITEMS_9_30_20

14. Vote to accept a donation from the Sudbury Garden Club of a Heritage Park sign. Total cost of sign is \$6,120.

Attachments:

- 14.a Garden Club Donation Ltr of Sign 9 20
- 14.b Garden Club Heritage Park Sign_photo
- 14.c Garden Club Sign Invoice 8 20

15. As the Local Licensing Authority, vote to approve the extension of previously approved applications for Temporary Outdoor Seating Permits. Currently, permits are effective through November 1, 2020, or until COVID-19 Order No. 35 is rescinded, whichever is sooner. The extension would allow the temporary permits to stay in effect for any period up to and until sixty (60) days after the end of the state of emergency, reverting to their original licensed premises on that date.

Attachments:

- 15.a ABCC Advisory re extension of outdoor dining _deadline_9-11-2020

16. Approve award of contract by the Town Manager for irrigation installation at Grinnell Park, located at 15 Hudson Rd. and 311 Concord Rd., upon recommendation of the Department of Public Works Director; and further to execute any documents relative to said contract.

17. Pursuant to the 2020 Annual Town Meeting passage of Article 22, vote to accept the following easements relative to the Dutton Road Bridge Project: Permanent and Temporary Bridge Construction Easements, and Permanent Walkway Easement granted by property owners Laura M. Flynn and John R. Flynn, 510 Dutton Road, Sudbury, MA; Permanent and Temporary Bridge Construction Easements granted by property owner the Stearns Mill Pond Condominium Trust, 557 Dutton Road, Sudbury, MA.

Attachments:

- 17.a EASEMENT language - Condominium Tr.
- 17.b EASEMENT language - Flynn

18. Vote to accept, on behalf of the Town, a \$10,000 donation from B'nai B'rith Housing to the Council on Aging, as part of Condition IX.2 of B'nai B'rith's Comprehensive Permit for the Coolidge at Sudbury Phase II residential development. The donation is to be utilized at the discretion of the Council on Aging in a manner consistent with its mission.

Attachments:

- 18.a memo to select board re Bnai Brith donation to COA

19. Vote to accept, on behalf of the Town, a \$3,000 donation from BayPath Elder Services CARES Act grant to the Sudbury Senior Center. Funds to be utilized toward the Go Sudbury! Taxi Rides Transportation program.

Attachments:

- 19.a memo to selectmen re baypath grant CARES ACT

21. Vote to approve award of contract by the Town Manager for the site evaluation of the CSX Rail Corridor property to Capital Environmental, LLC; and further, to execute any documents relative thereto.

Attachments:

- 21.a KP-#731119-v1-SUDB-_Capital_Environmental_LSP_Contract_CSX
- 21.b CP20-05-005 Town of Sudbury Revision Five Rail Trail CSX[1]