

SUDBURY SELECT BOARD

TUESDAY, MARCH 22, 2022

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

Present: Chair Jennifer Roberts, Vice-Chair Charles Russo, Select Board Member Daniel Carty, Select Board Member William Schineller, Select Board Member Janie Dretler, Assistant Town Manager Maryanne Bilodeau

The statutory requirements as to notice having been compiled with, the meeting was convened at 7:06 p.m., via Zoom telecommunication mode.

Chair Roberts announced the recording of the meeting and other procedural aspects included in the meeting.

Call to Order/Roll Call

Select Board Roll Call: Carty-present, Schineller-present, Dretler-present, Roberts-aye, Russo-aye

Opening remarks by Chair

- ARPA (American Rescue Plan Act) Listening Session to be held on March 24 at 7:00 PM; 4-minutes presentation opportunity for residents and others
- Finance Committee is seeking members; applications due by 5 PM April 8, 2022

Reports from Town Manager

- Register to record 2022 Town Meeting presentations via SudburyTV
- Sudbury Clean-Up Day is Saturday, April 23, 2022

Reports from Select Board

Board Member Carty

- Town Election on March 28
- Sudbury Clean-Up Day information on Town website
- HOPEsudbury donation drive information on website

Board Member Schineller

- Sudbury Historical Commission and USACE (United States Army Corp of Engineers) discussing aspects/permitting regarding Eversource and BFRT project
- Retirement party for Bill Barletta, Facilities Director, on March 31, 2022

Vice-Chair Russo

In consideration of a full agenda, Vice-Chair Russo had no comments to share.

Board Member Dretler

In consideration of a full agenda, Board Member Dretler had no comments to share.

Consent Calendar

Vote to extend the Veterans' Services Inter-Municipal Agreement (IMA) between the City of Marlborough and the Town of Sudbury for an additional three-year period for Fiscal Year 23 (July 1, 2022- June 30, 2023), Fiscal Year 24 (July 1, 2023-June 30, 2024) and Fiscal Year 25 (July 1, 2024-June 30, 2025)

Chair Roberts read in the words of the motion. Board Member Dretler moved in the words of the Chair. Board Member Carty seconded the motion.

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

VOTED: To extend the Veterans' Services Inter-Municipal Agreement (IMA) between the City of Marlborough and the Town of Sudbury for an additional three-year period for Fiscal Year 23 (July 1, 2022- June 30, 2023), Fiscal Year 24 (July 1, 2023-June 30, 2024) and Fiscal Year 25 (July 1, 2024-June 30, 2025)

Vote to appoint Robert Lieberman, 32 Old Framingham Road, Unit 41, as the Council on Aging representative to the Transportation Committee for a term expiring 5/31/23, as recommended by the Council on Aging vote of March 14, 2022.

Chair Roberts read in the words of the motion. Board Member Dretler moved in the words of the Chair. Board Member Carty seconded the motion.

Board Member Carty confirmed that the expiration term is 5/31/22.

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

VOTED: To appoint Robert Lieberman, 32 Old Framingham Road, Unit 41, as the Council on Aging representative to the Transportation Committee for a term expiring 5/31/23, as recommended by the Council on Aging vote of March 14, 2022, as amended with term expiring 5/31/22.

As the Licensing Authority for the Town of Sudbury, in accordance with MGL c138, s. 15, vote to approve a Change of Manager for RBSBW, Inc. d/b/a Sudbury Farms, 439 Boston Post Road, from Michael Pedranti to James Kevin McCafferty, as requested in an application dated March 4, 2022

Present: Kevin McCafferty, Manager – Sudbury Farms; James Sperber, Legal Counsel – Sudbury Farms

Board Members asked Mr. McCafferty about his related managerial experience. Mr. McCafferty confirmed he had worked for the grocery chain for many years, and assumed his new managerial role a couple of months ago.

Town Manager Hayes confirmed all Town Department Heads, including Town Counsel, had no issues with the application.

Chair Roberts read in the words of the motion. Board Member Dretler moved in the words of the Chair. Board Member Carty seconded the motion.

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

VOTED: To approve a Change of Manager for RBSBW, Inc. d/b/a Sudbury Farms, 439 Boston Post Road, from Michael Pedranti to James Kevin McCafferty, as requested in an application dated March 4, 2022

Vote to close the public hearing

Chair Roberts read in the words of the motion. Board Member Dretler moved in the words of the Chair. Vice-Chair Russo seconded the motion.

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

VOTED: To close the public hearing

Discussion on draft comment letter on Housing Choice/MA Bay Transportation Authority (MBTA) regulations

Present: Planning and Community Development Director, Adam Duchesneau

Mr. Duchesneau referenced the Housing Choice/MBTA letter with input from the Planning Board. He reiterated that the deadline for submission of the letter was March 31, 2022.

Select Board Members recommended several language changes. Mr. Duchesneau agreed with the edits presented by the Select Board.

Board Member Carty motioned to approve the Housing Choice/MBTA comment letter as written, with any additional Planning Board edits, to be vetted through Mr. Duchesneau. Board Member Schineller seconded the motion.

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

Consent Calendar (cont.)

Vote to approve \$11,366 of Meadow Walk mitigation funds be made available to the Sudbury Transportation Committee to support the Go Sudbury! Uber and Taxi programs, as recommended by the Council on Aging

Chair Roberts read in the words of the motion. Board Member Dretler moved in the words of the Chair. Board Member Carty seconded the motion.

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

VOTED: To approve \$11,366 of Meadow Walk mitigation funds be made available to the Sudbury Transportation Committee to support the Go Sudbury! Uber and Taxi programs, as recommended by the Council on Aging.

Vote to authorize the Department of Public Works to purchase a new hot box to fill potholes in the amount of \$52,500 in order to address an immediate and continuing need as requested by the Department of Public Works Director.

Chair Roberts read in the words of the motion. Board Member Dretler moved in the words of the Chair. Board Member Carty seconded the motion.

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

VOTED: To authorize the Department of Public Works to purchase a new hot box to fill potholes in the amount of \$52,500 in order to address an immediate and continuing need as requested by the Department of Public Works Director

Vote to open a joint meeting with the Finance Committee

Chair Roberts read in the words of the motion. Vice-Chair Russo moved in the words of the Chair. Board Member Schineller seconded the motion.

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

VOTED: To open a joint meeting with the Finance Committee

Finance Committee to present budget and Town Meeting article recommendations to Select Board

Present: Eric Poch, Ron Brumback, Jean Nam, Susan Berry, Andrew Bertinelli, Michael Joachim, Blair Caple, Finance Director Dennis Keohane

Mr. Poch motioned to open in joint meeting with the Select Board. Ms. Nam seconded the motion.

Mr. Poch conducted roll call: Berry-present, Bertinelli-present, Joachim-present, Caple-present, Brumback-present, Poch-present

Mr. Poch presented the “Finance Committee FY23 Budget Report,” dated March 22, 2022. He emphasized that the Town Meeting Warrant Article discussions had become increasingly more inclusive, and has allowed the Finance Committee (FinCom) to address all articles in a timely manner.

Mr. Poch summarized that FinCom had approved 28 Annual Town Meeting Articles for 2022, did not approve 4 articles, and had not yet voted on 9 articles. He noted that general areas of FinCom concern included: Town Budget aspects of unfunded departmental requests for additional personnel; SPS Budget aspects including various SMILE and Mental Health positions being funding for two years, and then possibly beyond; LSRHS Budget regarding use of the Transportation Revolving fund to mitigate large increase in busing, expecting that increased reimbursement would be available in the future.

FinCom members recommended several decreases in Warrant article amounts to include:

- Article 5 – FY23 Transfer Station Enterprise Fund Budget \$300,124
- Article 6 – FY23 Pool Enterprise Fund Budget \$462,620
- Article 7 – FY23 Recreation Field Maintenance Enterprise Fund Budget \$209,796

FinCom did not recommend for approval:

- Article 32 - ADA Transition Plan Recommendation 2-4-3 vote
- Article 34 - On-call Architectural & Engineering “House Doctor” Services 1-8 vote
- Article 49 – CPA – Historic Districts Commission Design Guidelines 4-5 vote
- Article 58 – Creation of Sustainability Director position 1-7 vote

Mr. Poch confirmed that nine Town Meeting Warrant Articles dealing with Sewataro/Liberty Ledge, Fairbank Community Center Audio-Visual Equipment Funding, Fairbank Community Center Furniture, Fixtures, Equipment Funding, and Bruce Freeman Rail Trail articles had not been voted to date.

Annual Town Meeting petitioner presentations – Hire Land Use Consultant for Liberty Ledge/Sewataro Property (Len Simon)

Present: Len Simon, Representing the Citizen Petition – Town Meeting Warrant Article 57

Mr. Simon reviewed the “Land Use Study for Liberty Ledge” PowerPoint presentation. He detailed that the Article requested funding in the amount of \$200,000, to cover:

- A thorough land use study of Liberty Ledge, a type of mini-Master Plan
- A primary land-use planner in addition to specialized sub-planners
- Environmental experts and research regarding permitting aspects
- A landscape architect’s input
- Finance Considerations
- Town Forum, charrette, and surveys, etc.

Mr. Joachim queried about the \$200,000 funding request, and not a request for \$100,000. Mr. Simon responded that previous studies were not done well, and research concluded that funding of \$200,000 would result in a more-comprehensive study. Mr. Brumback commented that the \$200,000 request would likely produce a more comprehensive study of the Liberty Ledge/Sewataro property.

Board Member Dretler indicated her wish for a more comprehensive survey of the site noting that a funding amount of \$200,00 was more realistic when compared to what \$100,000 would produce.

Vice-Chair Russo confirmed that water quality tests were completed and results were favorable. He added that those results could be viewed on the Town website. Chair Roberts acknowledged that a Notice of Intent (NOI) per guidance of the Conservation Commission would soon be submitted.

Scott Brody, Operator of Camp Sewataro, stated the Citizen’s Petition reflected personal desires by many petitioners. He stated the NOI will likely be submitted by the end of the week, and there are no associated problems.

Annual Town Meeting Select Board article presentation – Hire Land Use Consultant for Liberty Ledge/Sewataro Property (Select Board Member Charlie Russo)

Mr. Russo presented the “2022 ATM Sewataro Article Land Use Consultant” document revised for March 22 Select Board/Finance Committee Meeting.

Vice-Chair Russo stated that a study requesting funding of \$200,000 was likely excessive, and the \$100,000 request for such funding as voted by the Select Board should be more than enough to obtain a complete study.

Annual Town Meeting Select Board article presentation – Maintenance funding for Liberty Ledge/Sewataro Property (Select Board Member Charlie Russo and Town Manager Henry Hayes).

Town Manager Hayes confirmed that expense listing within the “Maintain as Open Space and Recreational Space” list reflected numbers pulled from the 2019 studies with some amending.

Board Member Carty commented that this listing reflected minimal maintenance.

Board Member Schineller affirmed that current property insurance expense was \$60,000 paid by the camp operator.

Ms. Nam commented that Town maintenance services, are more costly than maintenance services provided by private contractors. Chair Roberts indicated she would be interesting in receiving independent estimates during the month of April. Mr. Brumback agreed obtaining such bids/estimates would be a good idea.

Ms. Nam stated that Planning indicated that an open space plan should be in place before focusing on Sewataro. Vice-Chair Russo was in agreement. Ms. Dretler agreed with the importance of evaluation of open space planning.

Ms. Berry recommended that a recreation plan be considered before expanding additional funding for another request.

Mr. Simon said for every year the camp is running the residents cannot use the swimming facilities, and felt that residents would want to use Sewataro as a grand park for resident use. Board Member Carty stressed the importance of considering options with an open mind.

Close joint meeting with Finance Committee and resume Select Board meeting

Mr. Poch motioned to close the FinCom joint meeting with the Select Board. Ms. Nam seconded the motion.

It was on motion 6-0; Berry-aye, Bertinelli-aye, Joachim-aye, Caple-aye, Brumback-aye, Poch-aye

VOTED: To close the FinCom joint meeting with the Select Board

Chair Robert read in the words of the motion. Board Member Carty moved in the words of the Chair. Vice-Chair Russo seconded the motion.

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

VOTED: To close joint meeting with Finance Committee and resume Select Board meeting

Annual Town Meeting petitioner presentation - Climate Emergency Declaration and creation of Sustainability Director position (Alex Vai)

Present: Citizen Petitioners for Article 58: Alex Vai, 5 Wadsworth Road, Tom Yelton, 167 Pratts Mill Road, Leslie Lowe, 167 Pratts Mill Road

Mr. Vai presented the PowerPoint titled "Meeting Sudbury's Need for Climate Mobilization Now," dated March 22, 2022.

Mr. Vai stressed that sustainability and climate change goals were included in the 2021 Sudbury Master Plan. He outlined several important requests for advancing such sustainability and climate change goals:

- To acknowledge that climate change is here
- Include a comprehensive climate action plan for the Town
- To hire a full-time Sustainability Director as a focused resource on climate sustainability issues.

Mr. Vai presented specifications as documented for the Sustainability Director for the town of Natick, noting comparable salary would be in the \$130,000 salary range. He noted that Senator Eldridge confirmed granting of \$100,000 for one year.

Board Member Dretler stated the Town had not yet addressed the important need for a Sustainability Director, and was encouraged to see related funding options.

Vice-Chair Russo noted that Fire Chief Whalen recognized the need for hazardous material planning, implementation of a municipal vulnerability preparedness plan. Vice-Chair Russo indicated that Sustainability Director specifications from Natick could not be compared to the needs in Sudbury as Natick had a far greater population. He mentioned mitigation efforts and adaptation. Mr. Vai responded the mitigation and adaption topics were considered in the plan he presented.

Chair Roberts stated that the communities of Acton, Concord, Wayland, Natick, and others started taking action regarding carbon emissions, and Sudbury must do the same. She agreed with the advancement of solar installations in Town, and indicated a designated sustainability professional would be able to advance these projects.

Board Member Carty maintained he did not disagree with addressing sustainability and climate control topics, but expressed issue with the approach for doing so. He stressed that the final decisions regarding such hiring rested with the Town Manager. Chair Roberts acknowledged that Town Meeting could vote for funding, but the Town Manager decides on the designation of that funding.

Board Member Schineller stated that advancing a municipal preparedness plan was very important as well as sustainability considerations.

Recess

Chair Roberts read in the words of the motion. Board Member Schineller moved in the words of the Chair. Vice-Chair Russo seconded the motion.

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

VOTED: To take a five-minute recess, and return at 10:13 PM.

The meeting resumed 10:13 PM.

Discussion on 2022 Annual Town Meeting: logistics; order and consent calendar; positions on articles; Select Board reports, review draft Annual Town Meeting warrant. Final warrant version to be approved no later than 4/5/22 meeting

Board Members reviewed the Warrant Articles and associated reports, recognizing changes made.

Vice-Chair Russo motioned to withdraw Articles 39, 40, 43, and 44; from the March 22, 2022 Select Board Packet. Board Member Dretler seconded the motion.

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

VOTED: To withdraw Articles 39, 40, 43, and 44; from the March 22, 2022 Select Board Packet

Chair Roberts read in the words of the motion. Vice-Chair Russo moved in the words of the Chair. Board Member Schineller seconded the motion.

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

VOTED: To accept changes made in the Town Meeting Warrant in the Select Board Packet of March 22, 2022; less Article 15 and 16

Board Member Carty motioned to accept the order of Town Meeting Articles, as presented in the sample Town Warrant within the March 22, 2022 Select Board Packet. Vice-Chair Russo seconded the motion.

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

VOTED: To accept the order of Town Meeting Articles, as presented in the sample Town Warrant within the March 22, 2022 Select Board Packet

Vice-Chair Russo motioned to support so-called Article 3 – FY23 Budget, so-called Article 4 – FY23 Capital Budget, Article 5 – FY23 Transfer Station Enterprise Fund Budget, Article 6 – FY23 Pool Enterprise Fund Budget, and Article 7 – FY23 Recreation Field Maintenance Enterprise Fund Budget. Board Member Schineller seconded the motion.

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

VOTED: To support so-called Article 3 – FY23 Budget, so-called Article 4 – FY23 Capital Budget, Article 5 – FY23 Transfer Station Enterprise Fund Budget, Article 6 – FY23 Pool Enterprise Fund Budget, and Article 7 – FY23 Recreation Field Maintenance Enterprise Fund Budget

Board Member Carty motioned to support Article 1 – Hear Reports. Board Member Dretler seconded the motion.

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

VOTED: To support Article 1 – Hear Reports

Vice-Chair Russo motioned to support Article 14 – GO Sudbury! Taxi and Uber Transportation Programs for TY23. Board Member Schineller seconded the motion.

Board Member Dretler sought additional information on Article 14.

Vice-Chair Russo retracted his motion on Article 14.

Vice-Chair Russo motioned to support Article 13 – Capital Stabilization Fund as included in the Warrant within the Select Board Packet of March 22, 2022. Board Member Dretler seconded the motion.

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

VOTED: To support Article 13 – Capital Stabilization Fund as included in the Warrant within the Select Board Packet of March 22, 2022

Board Members agreed to address Articles 14 and Article 9 at either the March 24 or April 4 Select Board meeting.

Board Member Dretler motioned to support Article 30 - Amend Zoning Bylaw, Article IV: Insert Section 2328. Fences, and Article 31 – Amend General Bylaws, Article V (F) Stormwater Management. Vice-Chair Russo seconded the motion.

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

VOTED: To support Article 30 - Amend Zoning Bylaw, Article IV: Insert Section 2328. Fences, and Article 31 – Amend General Bylaws, Article V (F) Stormwater Management

Chair Roberts read in the words of the motion. Board Member Dretler moved in the words of the Chair. Vice-Chair Russo seconded the motion.

It was on motion 3-2; Carty-no, Schineller-no, Dretler-aye, Russo-aye, Roberts-aye

VOTED: To support Article 19 – Bruce Freeman Rail Trail Phase 2D – Acquisition of Land

Chair Roberts read in the words of the motion. Board Member Dretler moved in the words of the Chair. Vice-Chair Russo seconded the motion.

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

VOTED: To support Article 20 – Bruce Freeman Rail Trail Phase 2D – Grant of Easements

Chair Roberts read in the words of the motion. Board Member Dretler moved in the words of the Chair. Vice-Chair Russo seconded the motion.

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

VOTED: To support Article 21 – Street Acceptance – Huckleberry Lane

Board Members agreed to postpone a vote on Articles 22 and 23. Board Member Carty stated that FinCom had not yet voted on Articles 22 and 23.

Board Member Dretler motioned to support Article 24 – Additional Funding: Construction of Fire Station No. 2 Housing/Living/Office Area. Board Member Schineller seconded the motion.

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

VOTED: To support Article 24 – Additional Funding: Construction of Fire Station No. 2 Housing/Living/Office Area

Chair Roberts read in the words of the motion. Board Member Dretler moved in the words of the Chair. Vice-Chair Russo seconded the motion.

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

VOTED: To support Article 25 – Amend General Bylaws – Enable Electronic Voting at Town Meeting

Board Member Dretler motioned to support Article 26 – Sudbury Public Schools HVAC Repairs and Replacements, and Article 27 – Noyes Elementary School – Classroom Sinks Replacement. Board Member Schineller seconded the motion.

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

VOTED: To support Article 26 – Sudbury Public Schools HVAC Repairs and Replacements, and Article 27 – Noyes Elementary School – Classroom Sinks Replacement

Board Member Dretler motioned to support Article 33 – Filtration Systems for Atkinson Pool. Vice-Chair Russo seconded the motion.

It was on motion 4-1; Carty-aye, Dretler-aye, Schineller-no, Russo-aye, Roberts-aye

VOTED: To support Article 33 – Filtration Systems for Atkinson Pool

Board Member Dretler motioned to support Article 45 – Old Framingham Road/Nobscot Road Walkway Extension Project – Easements; and Article 46 – Old Framingham Road/Nobscot Road Walkway Extension Project. Vice-Chair Russo seconded the motion.

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

VOTED: To support Article 45 – Old Framingham Road/Nobscot Road Walkway Extension Project – Easements; and Article 46 – Old Framingham Road/Nobscot Road Walkway Extension Project

Board Member Dretler motioned to support Article 50 – Community Preservation Act Fund – Libby Dickson Conservation Restriction Monitoring; Article 51 - Community Preservation Act Fund – Open Space & Recreation Plan and Athletic Fields Needs Assessment & Master Plan; Article 52 - Community Preservation Act Fund – Regional Housing Services Office (RHSO) Membership Fee; Article 53 - Community Preservation Act Fund – Sudbury Housing Authority Acquisition, Creation, Preservation, and Support of Affordable Rental Housing; Article 54 - Community Preservation Act Fund – Town Clock Restoration; Article 55 - Community Preservation Act Fund – Return of Unspent Funds; Article 56 - Community Preservation Act Fund – General Budget and Appropriations. Vice-Chair Russo seconded the motion.

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

VOTED: To support Article 50 – Community Preservation Act Fund – Libby Dickson Conservation Restriction Monitoring; Article 51 - Community Preservation Act Fund – Open Space & Recreation Plan and Athletic Fields Needs Assessment & Master Plan; Article 52 - Community Preservation Act Fund – Regional Housing Services Office (RHSO) Membership Fee; Article 53 - Community Preservation Act Fund – Sudbury Housing Authority Acquisition, Creation, Preservation, and Support of Affordable Rental Housing; Article 54 - Community Preservation Act Fund – Town Clock Restoration; Article 55 - Community Preservation Act Fund – Return of Unspent Funds; Article 56 - Community Preservation Act Fund – General Budget and Appropriations.

Board Member Dretler motioned to support Article 58 – Creation of Sustainability Director position. Vice-Chair Russo seconded the motion.

It was on motion 3-2; Schineller-no, Dretler-aye, Carty-no, Russo-aye, Roberts-aye

VOTED: To support Article 58 – Creation of Sustainability Director position

Board Member Dretler left the meeting at 11:38 PM.

Town Manager Hayes to present Key Performance Indicators (KPI) projects: Fairbank Community Center Rebuild; Eversource Litigation; Bruce Freeman Rail Trail (BFRT); Town Hall Restoration; Town-wide Americans with Disabilities Act (ADA) Assessment; Comprehensive Wastewater Management Plan; and American Rescue Plan Act (ARPA) funding.

Town Manager Hayes reviewed the KPI Projects:

Fairbank Community Center – The Town and Sudbury Water District established a MOU (Memorandum of Understanding).

BFRT – 100% being reviewed by MassDOT. Still on track for TIP programming.

Board Member Carty commented there remained outstanding comments about easements. Town Manager Hayes confirmed those areas are being evaluated and studied.

Town Hall – No changes

ADA Self-Assessment – Pending approval of \$200,000 Warrant Article funding

Chair Roberts stated she was looking forward to the formation of a comprehensive ADA Self-Assessment working group including the COD (Commission on Disability).

Comprehensive Wastewater Management Plan – MEPA (MA Environmental Protection Act) filing is expected. Report to be completed in May or June.

ARPA – Chair Roberts asked if the services of Powers and Sullivan had been used to date. Town Manager responded not.

Board Member Schineller motioned to include Fire Station No 2 Phase 1 on the KPI tracking list for the next quarterly KIP update. Vice-Chair Russo seconded the motion.

It was on motion 4-0; Schineller-aye, Carty-aye, Russo-aye, Roberts-aye

VOTED: To include Fire Station No 2 Phase 1 on the KPI tracking list for the next quarterly KPI update

Vote to review and possibly approve the open session minutes of 2/9/22 and 2/15/22

Before leaving the meeting, Board Member Dretler confirmed that she had no edits to the minutes.

February 9, 2022 Minutes

Chair Roberts read in the words of the motion. Board Member Carty moved in the words of the Chair. Board Member Schineller seconded the motion.

It was on motion 4-0; Russo-aye, Schineller-aye, Carty-aye, Roberts-aye

VOTED: To approve the Select Board Minutes of 2/9/22, as edited

February 15, 2022 Minutes

Vice-Chair Russo motioned to approve the Select Board Minutes of 2/15/22, as presented. Board Member Carty seconded the motion.

It was on motion 4-0; Russo-aye, Schineller-aye, Carty-aye, Roberts-aye

VOTED: To approve the Select Board Minutes of 2/15/22

Citizen's Comments (cont.)

No Citizen's Comments

Upcoming Agenda Items

March 24:

- Executive Session – Eversource
- Address Remaining Town Meeting Warrant Articles

April 5:

- Sudbury Historical Commission appointment policy
- Sewataro continued to April 5 and 26
- Town Manager Evaluation
- Select Board approach to remote/hybrid/in-person meetings

April 26:

- Town Manager presents self-assessment to the Select Board

Adjourn

Chair Roberts read in the words of the motion. Board Member Carty moved in the words of the Chair. Board Member Schineller seconded the motion.

It was on motion 4-0; Schineller-aye, Carty-aye, Russo-aye, Roberts-aye

VOTED: To adjourn the Select Board meeting

There being no further business, the meeting adjourned at 12:07 AM, Wednesday, March 23, 2022.

SB 03/22/22 - Documents & Exhibits

1. Vote to immediately enter Executive Session pursuant to Exemption 3 (G.L. c. 30A, §21(a)(3)) - To discuss and possibly vote on strategy with respect to litigation (National Prescription Opioids Litigation Consortium).

Attachments:

- 1.a Opiod email_march10
- 1.b MA Subdivision Settlement Agreement

2. Continue Executive Session pursuant to Exemption 3 (G.L. c. 30A, s. 21(a)(3)) - To discuss strategy with respect to anticipated litigation regarding property located at 33 Stonebrook Road if the Chair declares that discussion in an open meeting may have a detrimental effect on the litigating position of the Town. Health Director Bill Murphy and an attorney from KP Law to attend.

Attachments:

- 2.a CONFIDENTIAL Memo to SB 33 Stonebrook2
- 2.b CONFIDENTIAL PICTURES -33 Stonebrook Road

6. As the Licensing Authority for the Town of Sudbury, in accordance with MGL c138, s. 15, vote to approve a Change of Manager for RBSBW, Inc. d/b/a Sudbury Farms, 439 Boston Post Road, from Michael Pedranti to James Kevin McCafferty, as requested in an application dated March 4, 2022. (~15 min.)

Attachments:

- 6.a Sudbury Farms Change of Manager 2022 Application_SB
- 6.b Department Feedback_Sudbury Farms_Change of Manager 2022

7. Discussion on draft comment letter on Housing Choice/MA Bay Transportation Authority (MBTA) regulations. (In attendance will be Planning and Community Development Director, Adam Duchesneau.) (~15 min.)

Attachments:

- 7.a Comments on Draft Compliance Guidelines for Multi-Family Districts 220310

9. Finance Committee to present budget and Town Meeting article recommendations to Select Board. (~30 min.)

Attachments:

- 9.a ATM ARTICLES UPDATE FOR 2022 - FinCom votes 22.03.21

10. Annual Town Meeting petitioner presentation - Hire Land Use Consultant for Liberty Ledge/Sewataro Property (Len Simon) (~20 min.)

Attachments:

- 10.a Presentation to Select Board.3.21.22

11. Annual Town Meeting Select Board article presentation – Hire Land Use Consultant for Liberty Ledge/Sewataro Property (Select Board Member Charlie Russo) (~20 min.)

Attachments:

- 11.a SB-FinCom slides for Land Use Consultant 03.22.2022

12. Annual Town Meeting Select Board article presentation – Maintenance funding for Liberty Ledge/Sewataro Property (Select Board Member Charlie Russo and Town Manager Henry Hayes) (~15 min.)

Attachments:

- 12.a Sewataro - Maintain as Open Space and Recreational Space \$155K

14. Annual Town Meeting petitioner presentation - Climate Emergency Declaration and creation of Sustainability Director position (Alex Vai). (~20 min.)

Attachments:

- 14.a 2022-03-22 - Select Board - Climate Emergency
- 14.b Sustainability Director - Job Desc - DRAFT

15. Discussion on 2022 Annual Town Meeting: logistics; order and consent calendar; positions on articles; Select Board reports, review draft Annual Town Meeting warrant. Final warrant version to be approved no later than 4/5/22 meeting. (~45 min.)

Attachments:

- 15.a ATM ARTICLES UPDATE FOR 2022 - 3-18-22 v2
- 15.b Warrant Document for SB 3-22-22 mtg w Edits-3-22-22

16. Town Manager Hayes to present Key Performance Indicators (KPI) projects: Fairbank Community Center Rebuild; Eversource Litigation; Bruce Freeman Rail Trail (BFRT); Town Hall Restoration; Town-wide Americans with Disabilities Act (ADA) Assessment; Comprehensive Wastewater Management Plan; and American Rescue Plan Act (ARPA) funding. (~35 min.)

Attachments:

- 16.a KPI - for meeting - 3-22-22

17. Vote to review and possibly approve the open session minutes of 2/9/22 and 2/15/22.

Attachments:

- 17.a SB_draft1_2.09.22_min_for_review
- 17.b SB_draft1_2.15.22_min_for_review

19. Upcoming agenda items

Attachments:

- 19.a Upcoming items 03.22.22

20. Vote to extend the Veterans' Services Inter-Municipal Agreement (IMA) between the City of Marlborough and the Town of Sudbury for an additional three-year period for Fiscal Year 23 (July 1, 2022-June 30, 2023), Fiscal Year 24 (July 1, 2023-June 30, 2024) and Fiscal Year 25 (July 1, 2024-June 30, 2025).

Attachments:

- 20.a Extension of IMA Veterans Services FY23-FY25 - clean 2-11-22
- 20.b Extension of IMA Veterans Services FY23-FY25 - jdg edit 2-11-22

21. Vote to approve \$11,366 of Meadow Walk mitigation funds be made available to the Sudbury Transportation Committee to support the Go Sudbury! Uber and Taxi programs, as recommended by the Council on Aging.

Attachments:

- 21.a Memo to Select Board re MeadowWalk Mitigation funds allocation

22. Vote to appoint Robert Lieberman, 32 Old Framingham Road, Unit 41, as the Council on Aging representative to the Transportation Committee for a term expiring 5/31/23, as recommended by the Council on Aging vote of March 14, 2022.

Attachments:

- 22.a Memo re COA recommendation for Transportation Committee appointment