

BOARD OF SUDBURY SELECTMEN

EXECUTIVE SESSION

TUESDAY, AUGUST 18, 2020

VIRTUAL MEETING

Present: Chairman Daniel E. Carty, Vice-Chairman Patricia Brown, Selectman Janie Dretler, Selectman William Schineller, Selectman Jennifer Roberts, Town Manager Henry L. Hayes, Jr., Assistant Town Manager Maryanne Bilodeau, Director of Planning and Community Development Adam Duchesneau, Environmental Planner Beth Suedmeyer, Town Counsel Lee Smith and Recording Secretary Deb Takacs

Executive Session

The statutory requirements as to notice having been complied with, the meeting was convened at approximately 6:04 p.m.

Chairman Carty called the meeting to order, with confirmed attendance of the following named only: Carty-aye, Brown-aye, Dretler-aye, Roberts-aye, Schineller-aye, Duchesneau-aye, Suedmeyer-aye, Hayes-aye, Bilodeau-aye, Takacs-aye

Continue in 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.

Present: Attorney Lee Smith, Town Counsel

Chairman Carty confirmed the attendance of the following named only, for the purposes of the presented agenda item: Smith-aye

Town Manager Hayes stated that he and Chair Carty signed the CSX P&S (Purchase and Sale) Agreement, which could take a week or two to finalize. He stressed that because the P&S had not yet been finalized, it must remain as an Executive Session topic only. Attorney Smith confirmed that CSX had the P&S document since Friday, August 14, 2020.

Town Manager Hayes acknowledged that it was fine to publicly discuss any conversations with Framingham, but not speak of about the CSX parcel appraised value or the P&S. He noted that Framingham officials expressed renewed interest in the Framingham CSX parcel, but likely would not be taking related action in the near future.

Town Manager Hayes stated that Framingham officials agreed to submit a letter to the Town of Sudbury to support the CSX parcel acquisition.

Ms. Suedmeyer stated that the Planning Board would offer to help Framingham officials draw such endorsement letter if requested.

Chair Carty commented about an incorrect date included in the header of the CSX document. Attorney Smith stated that he had mentioned that aspect to CSX and would follow-up with CSX regarding the P&S status by the end of the week. Chair Carty suggested that Attorney Smith follow-up and contact CSX tomorrow, as Town Meeting is quickly approaching.

Selectman Dretler stated that she would be available to attend an Executive Session meeting regarding CSX at any time.

Selectman Schineller recommended the due diligence be commenced as soon as the P&S was finalized. He advocated for “testing to the max” regarding soil, water and other important considerations.

Chair Carty stressed the importance of the Board taking a formal position regarding the CSX parcel acquisition once the P&S is finalized. Attorney Smith agreed and commented that the acquisition details could be made public as soon as the P&S was finalized.

Ms. Suedmeyer stated that she would be happy to share CSX parcel pictures/materials for the CSX discussion. Selectman Roberts indicated that she would be most interested in reviewing those materials. Ms. Suedmeyer confirmed that she would share those materials with Selectman Roberts as soon as she compiled them.

Selectman Schineller commented that the Transportation Board documentation was not included on the Town website. Ms. Suedmeyer confirmed that she would include that documentation on the Town’s Bruce Freeman Rail Trail website.

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).

Minutes – August 26, 2019

Selectman Dretler moved to approve and release the executive session minutes of August 26, 2019, as amended. Vice-Chair Brown seconded the motion.

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

VOTED: To approve and release the executive session minutes of August 26, 2019.

Minutes – March 3, 2020

Chair Carty moved to approve and release the Executive Session minutes of March 3, 2020. Selectman Dretler seconded the motion.

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

VOTED: To approve and release the Executive Session minutes of March 3, 2020.

Vote to close executive session and resume open session

Chair Carty motioned to close executive session and resume in open session. Selectman Dretler seconded the motion.

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

VOTED: To close executive session and resume in open session.

There being no further business, executive session was adjourned at approximately 6:20 p.m.