

SUDBURY SELECT BOARD

TUESDAY JUNE 27, 2023

7:00 PM - ZOOM

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

Present: Chair Janie Dretler, Vice-Chair Lisa Kouchakdjian, Select Board Member Daniel Carty, Select Board Member Jennifer Roberts, Select Board Member Charles Russo, Town Manager Andrew Sheehan

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

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

Call to Order/Roll Call

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

Opening Remarks by Chair Dretler

Chair Dretler had nothing to add at this time.

Reports from Town Manager

- Thanked the Sudbury Foundation for providing recent donations; including some 15 scholarships to Sudbury LSRHS students, approximately \$900,000 to various Town organizations (including Sudbury Food Pantry, SMILE Mass) that aid children, youth, and families with hunger relieve.
- Announced the Town received a \$192,000 Mass Trails grant to cover the BFRT 25% design work expense from the diamond area to the Framingham line; thanked Adam Duchesneau and Fuss & O'Neill for their efforts in this major accomplishment.
- BFRT construction meeting took place today; project going well. Work will continue around Hudson Road and Peakham Road during the summer.

Reports from Select Board

Vice-Chair Kouchakdjian

Vice-Chair Kouchakdjian had nothing to add at this time.

Board Member Roberts

- Attended the Finance Committee meeting last night; liaison appointments, and plans for the upcoming year were addressed

Board Member Carty

- Congratulated the LSRHS girls' lacrosse team for winning the State Title

Board Member Russo

- Attended the first Park and Recreation Summer in the Park Concert Series performance at Haskell Field. The band appealed to all ages and will be performing at the Fall Fest
- Announced mosquito spraying tomorrow night in the areas of Belcher Drive, Hampshire Street, Grindstone Lane, Atkinson Lane, Intervale Road, and Barton Drive
- Recommended residents minimize exposure during mosquito spraying; more detail on Town webpage

Public Comment

Resident and Conservation Commission Chair Dave Henkels, 17 Twin Pond Lane, thanked DPW, staff and volunteers for great clean-up efforts at an isolated resource area at Foss Farm.

Mr. Henkels mentioned the Conservation Commission owns the Davis Farm property, and over the past five years have worked toward the creation of a meadow to encourage wildlife habitation. He acknowledged over the last two weeks, volunteers have removed a considerable amount of invasives and have planted perennials at the site.

Consent Calendar

Vice-Chair Kouchakdjian requested that Consent Calendar item #4 be discussed later in the meeting.

Vote to appoint Paul Marotta, 71 Pelham Island Road, to the Council on Aging for a term expiring 5/31/26. Also vote to reappoint Nancy Rubenstein, 57 Winsor Road, to the Permanent Building Committee for a term expiring 5/31/26.

Vice-Chair Kouchakdjian motioned to appoint Paul Marotta, 71 Pelham Island Road, to the Council on Aging for a term expiring 5/31/26. Also vote to reappoint Nancy Rubenstein, 57 Winsor Road, to the Permanent Building Committee for a term expiring 5/31/26. Board Member Russo seconded the motion.

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

VOTED: To appoint Paul Marotta, 71 Pelham Island Road, to the Council on Aging for a term expiring 5/31/26. Also vote to reappoint Nancy Rubenstein, 57 Winsor Road, to the Permanent Building Committee for a term expiring 5/31/26

Vote to accept a \$10,000 donation from resident Richard Henken of 28 Jack Pine Drive to be deposited in the Fire Dept. donation account, as requested by Fire Chief John Whalen.

Vice-Chair Kouchakdjian motioned to accept a \$10,000 donation from resident Richard Henken of 28 Jack Pine Drive to be deposited in the Fire Dept. donation account, as requested by Fire Chief John Whalen. Board Member Russo seconded the motion.

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

VOTED: To accept a \$10,000 donation from resident Richard Henken of 28 Jack Pine Drive to be deposited in the Fire Dept. donation account, as requested by Fire Chief John Whalen

Vote to accept a \$7,000 donation from Sudbury Girls Softball League Inc. for the purposes of Feeley Field Softball Fields Phase I contribution improvements, as requested by Dennis Mannone, Park and Recreation Director

Vice-Chair Kouchakdjian motioned to accept a \$7,000 donation from Sudbury Girls Softball League Inc. for the purposes of Feeley Field Softball Fields Phase I contribution improvements, as requested by Dennis Mannone, Park and Recreation Director. Board Member Russo seconded the motion.

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

VOTED: To accept a \$7,000 donation from Sudbury Girls Softball League Inc. for the purposes of Feeley Field Softball Fields Phase I contribution improvements, as requested by Dennis Mannone, Park and Recreation Director

Miscellaneous

Interview candidate for Energy and Sustainability Committee. Following interview, vote whether to appoint Nate Garozzo, 4 Blandford Drive, for a term to expire 5/31/26

Present: Nate Garozzo, 4 Blandford Drive

Mr. Garozzo confirmed he will be a senior at LSRHS in the fall and had a great interest in agriculture. He mentioned aspects of climate change affecting farm crops.

Board Member Carty explained the Energy and Sustainability Committee membership requires all Committee members be registered voters. He recommended the vote be tabled in order to amend the requirement or have Mr. Garozzo pre-register as a voter. Board Members concurred with appointing Mr. Garozzo to the Sustainability Committee at an upcoming Select Board meeting, after Mr. Garozzo pre-registers to vote.

Interview candidate for Permanent Building Committee. Following interview, vote whether to appoint James Kelly, 19 Oakwood Avenue, for a term to expire 5/31/26

Present: James Kelly, 19 Oakwood Avenue

Mr. Kelly confirmed that he resided in Sudbury for some 28 years and was the Town building inspector in Sudbury for 17 years, and also the Combined Facilities Director. He's currently the Building Commissioner in Lexington.

Multiple Board Members agreed that Mr. Kelly would be a great asset to the Permanent Building Committee (PBC).

Combined Facilities Director Sandra Duran fully supports Mr. Kelly's appointment to the PBC.

Vice-Chair Kouchakdjian motioned to appoint James Kelly, 19 Oakwood Avenue, to the Permanent Building Committee for a term to expire 5/31/26. Board Member Roberts seconded the motion.

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

VOTED: To appoint James Kelly, 19 Oakwood Avenue, to the Permanent Building Committee for a term to expire 5/31/26

Update on Fairbank Community Center and Fire Station

Present: Sandra Duran, Combined Facilities Director

Fire Station Update

Ms. Duran explained that within three to four months interior and exterior construction would be complete for Fire Station #2. She detailed that the final project phase would include installation/placement of “furniture, fixtures and equipment” with occupancy planned for October or November 2023.

Ms. Duran acknowledged that construction was ahead of schedule and the project was financially on target.

Fairbank Community Center Update

Ms. Duran presented the “Fairbank Community Center Project Update – June 27, 2023” powerpoint slides. She included site work progress photos and a summary of the “General Project Update:”

- Project currently on schedule – First phase target completion date – 10/31/23. Move in date is November 1-6.
- IT, AV and Technology Final Enhanced Design Completed. RFP docs in progress.
- Meetings with Town and School IT Directors, SPS, Senior Center and Park and Recreation are continuing to prepare for occupant moves.

Board Member Carty inquired about the chlorine leak at the pool. Ms. Duran stated there were no related concerns.

Board members expressed their gratitude for the great progress made with the project.

Firearms bylaw discussion

Board Members reviewed the edits/additions/deletions made to the proposed Firearms Bylaw document.

Board Member Carty commented excessive restriction might be challenged, and zoning gaps and overlaps should be further analyzed. He stressed that a public hearing sponsored by the Select Board should be considered.

Board Member Russo inquired about associated training aspects, security/video installations, age restrictions, and restrictive zoning areas.

Vice-Chair Kouchakdjian maintained a definitive “no” regarding gun sales in Sudbury. She confirmed that she studied related case law, and the 2nd Amendment did not require gun shops in Sudbury.

Board Member Roberts stated it is important for all including the public to review Town Counsel’s assessment presented at the March 21, 2023 Select Board meeting.

Chair Dretler experts on the firearms issue should provide additional information on related zoning. She noted that the final determination should not be made by the Select Board.

Town Manager Sheehan recommended that Town Counsel attend the July 11th Select Board meeting and present related commentary. Board Members were in agreement.

Discussion on Town Forum Topics

Vice-Chair Kouchakdjian recommended a business and economic development forum to help determine what Sudbury residents might want in Town, with consideration of two rail trails as well.

Chair Dretler mentioned the possibility of sponsoring a MBTA Communities Forum. Board Member Carty commented that a MBTA Communities Forum would be timely and educational.

Board Member Roberts noted that the MBTA Communities topic required some type of community input meeting, and a forum might be most appropriate.

Board Member Russo indicated his first preference would be to schedule a MBTA Communities Forum to be explained by experts and consider resident comments.

Chair Dretler acknowledged that a business and economic development forum would be timely, especially in consideration of the new trails, however, it would be somewhat problematic due to staffing deficiencies in the Planning Department.

Chair Dretler recommended Vice-Chair Kouchakdjian and Town Manager Sheehan provide the Board with additional detail regarding a proposed business and economic development forum at the next Select Board meeting.

Chair Dretler emphasized that she wanted to hear from the Planning Board regarding their thoughts regarding the MBTA Communities topic.

Vote whether to approve the Town Manager's annual reappointments (all of which are subject to acceptance). Also vote to approve new appointments to Commission on Disability

Commission on Disability Appointments

Vice-Chair Kouchakdjian motioned to appoint the following members to the Commission on Disability: Karyn Jones for a term through 5/31/26; Bessie Struck for a term through 5/31/25; Cheryl Wallace for a term through 5/31/24. Board Member Russo seconded the motion.

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

VOTED: To appoint the following members to the Commission on Disability: Karyn Jones for a term through 5/31/26; Bessie Struck for a term through 5/31/25; Cheryl Wallace for a term through 5/31/24

Conservation Commission Appointments

Vice-Chair Kouchakdjian motioned to appoint the following members to the Conservation Commission: David Henkels for a term through 5/31/26; Jeremy Cook for a term through 5/31/26; Luke Faust for a term through 5/31/24. Board Member Russo seconded the motion.

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

VOTED: To appoint the following members to the Conservation Commission: David Henkels for a term through 5/31/26; Jeremy Cook for a term through 5/31/26; Luke Faust for a term through 5/31/24

Historical Commission Appointment

Vice-Chair Kouchakdjian motioned to reappoint Jan Costa to the Historical Commission for a term through 5/31/26. Board Member Roberts seconded the motion.

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

VOTED: To reappoint Jan Costa to the Historical Commission for a term through 5/31/26

Review and possibly approve the minutes of 6/9/21 Sewataro Assessment and Recommendations Subcommittee

6/9/21 Sewataro Assessment and Recommendations Subcommittee Minutes

Vice-Chair Kouchakdjian motioned to approve the 6/9/21 Sewataro Assessment and Recommendations Subcommittee Minutes. Board Member Russo seconded the motion.

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

VOTED: To approve the 6/9/21 Sewataro Assessment and Recommendations Subcommittee Minutes

Review and possibly approve the regular session meeting minutes of 12/20/22, 2/13/23, 2/15/23, 2/28/23, 4/4/23, 5/30/23

12/20/22 Regular Session Minutes

Vice-Chair Kouchakdjian motioned to approve the regular session meeting minutes of 12/20/22, as edited. Board Member Roberts seconded the motion.

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

VOTED: To approve the regular session meeting minutes of 12/20/22, as edited

2/13/23 Regular Session Minutes

Vice-Chair Kouchakdjian motioned to approve the regular session meeting minutes of 2/13/23, as edited. Board Member Roberts seconded the motion.

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

VOTED: To approve the regular session meeting minutes of 2/13/23, as edited

2/15/23 Regular Session Minutes

Vice-Chair Kouchakdjian motioned to approve the regular session meeting minutes of 2/15/23. Board Member Russo seconded the motion.

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

VOTED: To approve the regular session meeting minutes of 2/15/23

2/28/23 Regular Session Minutes

Vice-Chair Kouchakdjian motioned to approve the regular session meeting minutes of 2/28/23 as edited. Board Member Roberts seconded the motion.

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

VOTED: To approve the regular session meeting minutes of 2/28/23, as edited

4/4/23 Regular Session Minutes

Board Member Russo indicated that he wished to provide additional details. Chair Dretler recommended that Member Russo present his additions at the next Board meeting.

5/30/23 Regular Session Minutes

Vice-Chair Kouchakdjian motioned to approve the regular session meeting minutes of 5/30/23, as edited. Board Member Carty seconded the motion.

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

VOTED: To approve the regular session meeting minutes of 5/30/23, as edited

Vote to extend the Town's Uber for Business Dashboard Access Agreement with Uber Technologies, Inc. for one (1) year per the terms of the existing agreement, to expire 6/30/24.

Vice-Chair Kouchakdjian inquired about Uber wheel-chair accessibility for patrons. Board Member Carty confirmed that such accessibility was not available at this time.

Vice-Chair Kouchakdjian motioned to extend the Town's Uber for Business Dashboard Access Agreement with Uber Technologies, Inc. for one (1) year per the terms of the existing agreement, to expire 6/30/24. Board Member Roberts seconded the motion.

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

VOTED: To extend the Town's Uber for Business Dashboard Access Agreement with Uber Technologies, Inc. for one (1) year per the terms of the existing agreement, to expire 6/30/24

Vote to close open session, and enter executive session to review, approve and possibly release executive session meeting minutes pursuant to G.L. c. 30A, § 21(a)(7) (Purpose 7), citing to the Open Meeting Law, G.L. c. 30A, §§ 22(f), (g), and not return to open session.

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

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

VOTED: To close open session, and enter executive session to review, approve and possibly release executive session meeting minutes pursuant to G.L. c. 30A, § 21(a)(7) (Purpose 7), citing to the Open Meeting Law, G.L. c. 30A, §§ 22(f), (g), and not return to open session.

There being no further business, Open Session was adjourned at 9:52 PM.

SB Meeting 6/27/23 - Documents & Exhibits

1. Vote to appoint Paul Marotta, 71 Pelham Island Road, to the Council on Aging for a term expiring 5/31/26. Also vote to reappoint Nancy Rubenstein, 57 Winsor Road, to the Permanent Building Committee for a term expiring 5/31/26.

Attachments:

1.a COA and PBC reappts

4. Vote to extend the Town's Uber for Business Dashboard Access Agreement with Uber Technologies, Inc. for one (1) year per the terms of the existing agreement, to expire 6/30/24.

Attachments:

4.a Dashboard Agreement Extension to 240630

4.b Dashboard Agreement 201015

5. Interview candidate for Energy and Sustainability Committee. Following interview, vote whether to appoint Nate Garazzo, 4 Blandford Drive, for a term to expire 5/31/26.

Attachments:

5.a Rami Alwan email

5.b Nate Garozzo_redact

6. Interview candidate for Permanent Building Committee. Following interview, vote whether to appoint James Kelly, 19 Oakwood Avenue, for a term to expire 5/31/26.

Attachments:

6.a Kelly membership support ltr 2023

6.b Jim Kelly redact

7. Update on Fairbank Community Center and Fire Station by Sandra Duran, Combined Facilities Director.

Attachments:

7.a Fairbank Move Schedule Summary dated 6.14.2023

7.b Fairbank Community Center Update to Select Board 6.23.2023

7.c SFD #2 - Project Status Memo 6-23-2023

8. Firearms bylaw discussion

Attachments:

8.a Firearms Bylaw AJS 2023-06-22

10. Vote whether to approve the Town Manager's annual re-appointments (all of which are subject to acceptance). Also vote to approve new appointments to Commission on Disability.

Attachments:

10.a Appointments 2023-06-22

10.b Wallace_Cheryl_redact2022

10.c Elizabeth Struck_COD_redacted

10.d Karyn_Jones_COD_redact

10.e Board Committee Reappointments 2023_TM_v2

10.f 2023 Annual Reappointments_Recommendations_TM

11. Review and possibly approve the minutes of 6/9/21 Sewataro Assessment and Recommendations Subcommittee.

Attachments:

11.a SB Sewataro Subcommittee Meeting Minutes 09June2021

12. Review and possibly approve the regular session meeting minutes of 12/20/22, 2/13/23, 2/15/23, 2/28/23, 4/4/23, 5/30/23.

Attachments:

12.a SB_draft_12.20.22_min_for_review
12.b SB_draft_02.13.23_min_for_review
12.c SB_draft_02.15.23_min_for_review
12.d SB_draft1_2.28.23_min_for_review
12.e SB_draft_4.4.23_min.for.review
12.f SB_draft1_5.30.23_for_review.min

13. Vote to close open session, and enter executive session to review, approve and possibly release executive session meeting minutes pursuant to G.L. c. 30A, § 21(a)(7) (Purpose 7), citing to the Open Meeting Law, G.L. c. 30A, §§ 22(f), (g).

Attachments:

13.a BOS Executive Session 3-26-19_for_review
13.b BOS Executive Session 8-06-19_for_review
13.c BOS Executive Session 10-1-19_for_review
13.d BOS Executive Session 3-17-2020_for_review