

## SUDBURY SELECT BOARD

TUESDAY JULY 11, 2023

7:00 PM - ZOOM

(Meeting can be viewed at [www.sudburytv.org](http://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**

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

### **Opening remarks by Chair Dretler**

- Announced that construction continues on Peakham Road

### **Reports from Town Manager Sheehan**

- Acknowledged that he marched in the Sudbury 4<sup>th</sup> of July Parade, and thanked all those who participated, including Chamber of Commerce sponsors Mike and Libby Hamill, who work on the parade throughout the year

### **Reports from Select Board**

#### Vice-Chair Kouchakdjian:

- Wished all a great summer season

#### Board Member Carty:

- Hoped everyone was enjoying the summer
- Announced that the Sudbury Police Youth Academy has begun
- Announced the “Touch a Truck” event this week

#### Board Member Russo:

- Reminded all to use bug spray and sunscreen

#### Board Member Roberts:

- Hoped everyone had a pleasant 4<sup>th</sup> of July

### **Public Comments**

Resident Len Simon, 40 Meadowbrook Circle, thanked Select Board members for recognizing his 3-page memo regarding mass murders taking place at schools in the US. He asked Select Board members to vote not to allow gun shops in Sudbury, and to consider there are no requirements regarding licensing of gun shops in Sudbury.

### **Consent Calendar**

#### **Consent Item 1:**

**Vote to not exercise the Town's right of first refusal to purchase the deed restricted affordable dwelling unit at 490 Dutton Road and inform the Executive Office of Housing and Living Communities (EOHLC).**

#### **Consent Item 2:**

**Vote to approve Town Manager's appointment of Luke Faust, 35 Tavern Circle, to the Conservation Commission for a term to expire 5/31/2026.**

#### **Consent Item 3:**

**Vote to approve updated Energy and Sustainability Committee Mission Statement**

#### **Consent Item 4:**

**Vote to appoint candidate Nate Garozzo, 4 Blandford Drive, to the Energy and Sustainability Committee for a term to expire 5/31/26. (Mr. Garozzo was interviewed at the 6/27 SB meeting).**

#### **Consent Item 5:**

**Vote to approve the FY24 contract between the Town on behalf of the Goodnow Library and Minuteman Library Network (MLN). Said agreement to be executed by the Town Manager.**

Vice-Chair Kouchakdjian motioned to approve Consent Calendar items 1-5. Board Member Russo seconded the motion.

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

VOTED: To approve Consent Calendar Items 1-5

### **Goal-Setting Discussion**

Chair Dretler suggested the Board schedule a goal-setting meeting in late August or early September. Chair Dretler provided several possible goal-setting dates for the Board to consider.

### **Discuss topics to be assigned for Summer 2023 Select Board Newsletter**

Board Members indicated their choices of topics:

Vice-Chair Kouchakdjian: Park and Recreation Commission, SPS and COA vision for the new Fairbank Community Center

Board Member Roberts: Sustainability Article/Energy Work and Climate Change – Part B

Board Member Russo: OPEB Considerations

Board Member Carty – Mentioned three possible topics; PFAS and the Sudbury Water District, Sewataro Update, Possible Zoning/Gun Bylaw Article

Chair Dretler – MWRA as it relates to Sudbury, or Affordable Housing SHI (Subsidized Housing Inventory) calculations

Chair Dretler confirmed that newsletter articles are due by July 31, 2023.

Chair Dretler mentioned that Sudbury Sustainability Coordinator Dani Marini-King, will provide a Sustainability progress report at the July 25<sup>th</sup> Select Board meeting.

**Review and possibly vote to approve the open session minutes of 5/2/22, 5/3/22, 5/4/22, 9/7/22, 5/1/23, 5/2/23, and 6/13/23**

Vice-Chair Kouchakdjian motioned to approve Open Session Minutes of 5/2/22, 5/3/22, and 5/4/22. Board Member Carty seconded the motion.

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

VOTED: To approve Open Session Minutes of 5/2/22, 5/3/22, and 5/4/22

Vice-Chair Kouchakdjian motioned to approve Open Session Minutes of 5/2/23, as edited. Board Member Russo seconded the motion.

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

VOTED: To approve Open Session Minutes of 5/2/23, as edited

**PUBLIC HEARING**

**Pursuant to General Bylaws, Article 1 Section 3 Town Meetings, convene a public hearing at the Select Board meeting on Tuesday, July 11, 2023, 7:30 PM, for the purpose of determining whether a Fall Town Meeting should occur, and to publicize the same.**

Vice-Chair Kouchakdjian motioned to open the public hearing. Board Member Russo seconded the motion.

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

VOTED: To open the public hearing for the purpose of determining whether a Fall Town Meeting should occur, and to publicize the same

Town Manager Sheehan presented “Draft – Fall 2023 Special Town Meeting – Running List of Potential Articles,” which included the following possible Town Meeting Articles:

- Recodification of Town Bylaws
- Rescind Water Resource Protection Committee
- Establish Opioid Stabilization Fund
- Funding for Atkinson Pool Design/Repairs
- Additional Funding for Fairbank Community Center
- Firearms Zoning Bylaw

- Traffic signals at Route 117/Powder Mill Road and Mossman Road
- Close Melone Stabilization Fund and transfer balance to Capital Stabilization Fund
- Revise Capital Planning Bylaw

Town Manager Sheehan recommended avoiding an extra Town Meeting in 2024, due to the Presidential Election.

Chair Dretler suggested including a potential article to support Rail Trail Amenities funding

Board Member Carty inquired about time-sensitive articles and funding of potential articles.

Board Member Roberts asked about Free Cash available now and in the next year to fund articles.

Resident Manish Sharma, 77 Colonial Road, asked about funding associated with a Fall Town Meeting, and possible Department of Conservation and Recreation (DCR) grants. Town Manager Sheehan detailed that the Town was active about pursuing grant monies, and there was a limit regarding funding that the Town would be able to pursue.

### **Vote to Continue the Public Hearing**

Vice-Chair Kouchakdjian motioned to continue the public hearing at the hybrid Select Board meeting on Tuesday, July 25, 2023, 7:30 PM; for the purpose of determining whether a Fall Town Meeting should occur, and to publicize the same. Board Member Carty seconded the motion.

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

VOTED: To continue the public hearing at the hybrid Select Board meeting on Tuesday, July 25, 2023, 7:30 PM; for the purpose of determining whether a Fall Town Meeting should occur, and to publicize the same

### **MISCELLANEOUS**

#### **Discussion and possible vote on Town Forum topics, dates, and formats**

Vice-Chair Kouchakdjian stated that she wanted to recommend a Town Forum topic which all Select Board Members could endorse. She suggested a Town Forum with focus on Town Meeting and civic activity.

Board Members agreed that a Town Meeting/Civic Activity Forum theme would be informative and timely.

Chair Dretler requested that Vice-Chair Kouchakdjian and Town Manager Sheehan provide the Board with a related outline to be presented at a Board meeting in August.

#### **Discussion on potential Firearms Bylaw**

Present: Attorney Lee Smith, KP Law, Town Counsel

Chair Dretler suggested the Select Board schedule a meeting in the Fall for residents to be given the opportunity to express their thoughts on the matter before any Town Meeting article could be considered.

Board Members discussed the firearms issue. Members agreed that the potential firearms bylaw required careful consideration and getting input from experts, legal counsel and residents would be necessary.

Town Counsel Smith stated the Select Board should consider what is required to file a case against the Town, which would be of substantial cost to the Town. He opined about the possibility of a well-funded second amendment group bringing a second amendment case forward. Attorney Smith stated he was not aware of any pending firearms cases in MA, which ban firearms.

Town Manager Sheehan suggested the Board consider having him review the restrictions as presented in the draft bylaw. Attorney Smith suggested modifying the insurance language as presented in the draft bylaw.

Chair Dretler recommended that any additional questions/information be submitted to Town Manager Sheehan for legal consideration.

A straw poll was taken:

Board Member Roberts stated that she would not endorse a ban at this time, and stressed that input from experts would be critical.

Board Member Russo indicated he could not support a firearms ban.

Vice-Chair Kouchakdjian endorsed a complete ban regarding sale of firearms in Sudbury.

Board Member Carty stated he would not support a firearms ban.

Chair Dretler stated that she did not want gun shops in Sudbury, and recommended that additional information be provided for Board review.

Chair Dretler mentioned that the Board would continue discussion on the topic, when additional information was made available.

**Review and possibly vote to approve the open session minutes of, 9/7/22, 5/1/23, 5/2/23, and 6/13/23.**

**9/7/22 Minutes**

Vice-Chair Kouchakdjian motioned to approve the 9/7/22 minutes, as amended. Board Member Carty seconded the motion.

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

VOTED: To approve the 9/7/22 minutes, as amended

**5/1/23 Minutes**

Vice-Chair Kouchakdjian motioned to approve the 5/1/23 minutes, as amended. Board Member Carty seconded the motion.

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

VOTED: To approve the 5/1/23 minutes, as amended

**6/13/23 Minutes**

Vice-Chair Kouchakdjian motioned to approve the 6/13/23 minutes, as amended. Board Member Carty seconded the motion.

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

VOTED: To approve the 6/13/23 minutes, as amended

**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.**

Vice-Chair Kouchakdjian motioned 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. Board Member Carty 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 adjourned at 9:57 PM.