

PROCEEDINGS

**SPECIAL TOWN MEETING -January 2, 2020
PRESIDENTIAL PRIMARY ELECTION**

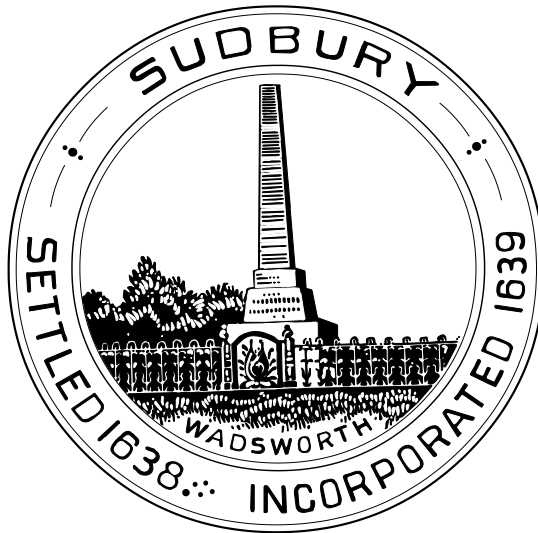
March 3, 2020

ANNUAL TOWN ELECTION – June 23, 2020

STATE PRIMARY – September 1, 2020

ANNUAL TOWN MEETING – September 12, 2020

STATE ELECTION – November 3, 2020



TOWN OF SUDBURY MASSACHUSETTS 2020

A TRUE ATTEST COPY:

Beth R. Klein

TOWN CLERK

<p style="text-align: center;">TOWN OF SUDBURY 2020 ANNUAL TOWN PROCEEDINGS</p>

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Presidential Primary Election – March 3, 2020

PRESIDENTIAL PREFERENCE

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
DEVAL PATRICK	4	0	1	1	2	1
AMY KLOBUCHAR	20	2	15	20	16	16
ELIZABETH WARREN	185	68	274	281	300	269
MICHAEL BENNET	0	0	1	0	0	0
MICHAEL R. BLOOMBERG	153	53	140	222	163	136
TULSI GABBARD	2	0	4	5	7	0
CORY BOOKER	0	0	0	1	1	0
JULIAN CASTRO	0	0	0	0	0	0
TOM STEYER	2	0	1	1	3	3
BERNIE SANDERS	119	48	218	163	179	174
JOSEPH R. BIDEN	331	117	442	533	543	433
JOHN K. DELANEY	1	0	0	0	0	0
ANDREW YANG	0	0	2	1	2	0
PETE BUTTIGIEG	27	6	32	36	42	22
MARIANNE WILLIAMSON	0	0	0	0	0	0
NO PREFERENCE	0	1	2	3	3	3
WRITE-IN	0	0	0	0	0	0
BLANK	0	0	1	3	1	1
Totals - DEMOCRATIC	844	295	1133	1270	1262	1058

REPUBLICAN

WILLIAM F. WELD	22	10	18	28	31	29
JOE WALSH	0	1	3	1	2	0
DONALD J. TRUMP	65	26	94	136	76	99
ROQUE "ROCKY" DE LA FUENTE	0	0	1	0	1	0
NO PREFERENCE	1	1	3	3	3	4
WRITE-IN	0	0	0	0	0	0
BLANK	0	1	2	4	6	2
Totals - REPUBLICAN	88	39	121	172	119	134

GREEN-RAINBOW

DARIO HUNTER	0	0	0	0	0	1
SEDINAM KINAMO CHRISTIN MOYOWASIFZA-CURRY	0	0	0	0	0	0
KENT MESPLAY	0	0	0	0	0	0
HOWARD HAWKINS	0	0	0	0	0	0
NO PREFERENCE	0	0	1	1	0	0
WRITE-IN	0	0	0	0	0	0
BLANK	0	0	0	0	0	0
Totals - GREEN-RAINBOW	0	0	1	1	0	1

LIBERTARIAN

ARVIN VOHRA	0	0	0	0	0	0
VERMIN LOVE SUPREME	0	0	0	0	0	1
JACOB GEORGE HORNBERGER	0	0	0	0	0	0
SAMUEL JOSEPH ROBB	0	0	1	0	0	0
DAN TAXATION IS THEFT BEHRMAN	0	0	0	2	0	0
KIMBERRLY MARGARET RUFF	0	0	0	0	0	1
KENNETH REED ARMSTRONG	0	0	0	0	0	0

ADAM KOKESH	0	0	0	0	0	0
JO JORGENSEN	0	0	0	0	1	0
MAX ABRAMSON	0	0	0	0	0	0
NO PREFERENCE	0	0	2	0	2	0
WRITE-IN	0	0	0	0	0	0
BLANK	0	0	1	2	0	0
Totals - LIBERTARIAN	0	0	4	4	3	2

STATE COMMITTEE MAN - MIDDLESEX & WORCESTER DISTRICT

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
JAMES B. ELDRIDGE ²⁶⁷ ARLINGTON ST., ACTON (CURRENT STATE SENATOR)			831	906		
WRITE-IN			2	0		
BLANK			300	364		
Totals - DEMOCRATIC			1133	1270		
REPUBLICAN						
BRIAN P. BURKE ¹²⁵ BIRCH HILL RD., STOW (CANDIDATE FOR RE-ELECTION, SELECTMAN FORMER ASSISTANT ATTORNEY GENERAL)			59	62		
DEAN CAVARETTA ⁷⁰ CONCORD RD., ACTON (FORMER ACTON HOUSING AUTHORITY MEMBER)			18	27		
PAUL R. FERRO ⁵³ EDINBORO ST., MARLBOROUGH (FORMER CITY COUNCILOR)			21	54		
WRITE-IN			0	0		
BLANK			23	29		
Totals - REPUBLICAN			121	172		
GREEN-RAINBOW						
DANIEL L. FACTOR			0	0		
WRITE-IN			0	0		

BLANK	1	1
Totals - GREEN-RAINBOW	1	1
LIBERTARIAN		
DON GRAHAM	4	4
WRITE-IN	0	0
BLANK	0	0
Totals - LIBERTARIAN	4	4

STATE COMMITTEE MAN - THIRD MIDDLESEX DISTRICT

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
TODD O. BURGER ^{386 LINCOLN ST., LEXINGTON}	136	62			200	200
KENNETH I. GORDON ^{1 SHORT ST., BEDFORD}	322	103			473	424
WRITE-IN	0	3			1	3
BLANK	386	127			588	431
Totals - DEMOCRATIC	844	295			1262	1058
REPUBLICAN						
JAMES E. DIXON ^{32 LYMAN ST., WALTHAM}	68	32			82	84
WRITE-IN	0	0			2	0
BLANK	20	7			35	50
Totals - REPUBLICAN	88	39			119	134
GREEN-RAINBOW						
WRITE-IN	0	0			0	0
BLANK	0	0			0	1
Totals - GREEN-RAINBOW	0	0			0	1
LIBERTARIAN						

WRITE-IN	0	0	0	1
BLANK	0	0	3	1
Totals - LIBERTARIAN	0	0	3	2

STATE COMMITTEE WOMAN - MIDDLESEX & WORCESTER DISTRICT

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
KARA M. LE TREIZE ⁶⁶ B FLAGG RD., SOUTHBOROUGH			751	860		
WRITE-IN			2	0		
BLANK			380	410		
Totals - DEMOCRATIC			1133	1270		
REPUBLICAN						
CHRISTINE M. CASEBOLT ⁷⁸⁶ DEPOT ST., BOXBOROUGH			21	33		
SUSAN DUNNELL ⁷⁶ PARMENTER RD., HUDSON (FORMER SCHOOL COMMITTEE MEMBER)			73	106		
WRITE-IN			0	0		
BLANK			27	33		
Totals - REPUBLICAN			121	172		
GREEN-RAINBOW						
WRITE-IN			0	0		
BLANK			1	1		
Totals - GREEN-RAINBOW			1	1		
LIBERTARIAN						
WRITE-IN			0	0		
BLANK			4	4		
Totals - LIBERTARIAN			4	4		

STATE COMMITTEE WOMAN - THIRD MIDDLESEX DISTRICT

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
MARA DOLAN1538 MAIN ST., CONCORD (WRITE-IN)	2	1		0	2	6
WRITE-IN	14	3		0	19	17
BLANK	828	291		0	1241	1035
Totals - DEMOCRATIC	844	295		0	1262	1058
REPUBLICAN						
LAURIE A. MYERS7 PINE HILL AVE., CHELMSFORD	28	9		0	25	39
CATHERINE G. WHITE149 PLEASANT ST., LEXINGTON	39	22		0	71	61
WRITE-IN	0	0		0	1	1
BLANK	21	8		0	22	33
Totals - REPUBLICAN	88	39		0	119	134
GREEN-RAINBOW						
WRITE-IN	0	0		0	0	0
BLANK	0	0		0	0	1
Totals - GREEN-RAINBOW	0	0		0	0	1
LIBERTARIAN						
WRITE-IN	0	0		0	0	0
BLANK	0	0		4	3	2
Totals - LIBERTARIAN	0	0		4	3	2

TOWN COMMITTEE

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
*GROUP(VOTE FOR ALL CANDIDATES)	339	134	525	598	540	451

JOHN D. RIORDAN ¹² PENDLETON RD.	370	144	561	647	585	489
MARGARET R. ESPINOLA ²²⁴ GOODMAN'S HILL RD.	370	145	580	656	617	494
TATIANA S. VITVITSKY ⁵⁵ HUDSON RD.	357	138	560	616	578	486
CARL D. OFFNER ⁴⁶ SUNSET PATH	366	145	561	616	572	476
GARY M. C. BEAN ³ WILSHIRE ST.	351	134	550	615	563	486
JENNIFER ROBERTS ¹⁴ GRIFFIN LN.	375	151	577	652	605	501
JOHN M. MCQUEEN, JR. ²⁶⁵ HUDSON RD.	357	136	541	610	556	477
THOMAS C. HOLLOCHER ⁶²³ CONCORD RD.	355	139	558	612	574	466
SUSAN CAROL RUSHFIRTH ⁴⁸ HARVARD DR.	392	142	558	629	578	488
MARK GREGORY MCNAMEE ³⁰ NOBSCOT RD.	351	135	547	623	555	464
HENRY W. NOER ⁵⁵ GOODMAN'S HILL RD.	353	135	549	613	571	462
EVA JANE N. FRIDMAN ²⁵ CHRISTOPHER LN.	367	137	552	624	566	464
NATHANIEL RICHARD FRIDMAN ²⁵ CHRISTOPHER LN.	353	134	542	610	556	456
CARMINE LAWRENCE GENTILE ³³ SURREY LN.	394	142	637	685	627	543
JEANNE M. MALONEY ¹¹⁹ WILLIS RD.	400	154	578	643	591	491
DIANA ELIZABETH WARREN ³² OLD FRAMINGHAM RD.	369	138	571	637	580	483
LINDA HENCH-GENTILE ³³ SURREY LN.	371	139	588	640	585	493
BEVERLY B. GUILD ⁵⁴ WOODSIDE RD.	362	137	560	644	572	466
CHRISTINA E. RIORDAN ¹² PENDLETON RD.	372	142	561	645	582	498
ANN D. BARYSH ¹⁴ BENT BROOK RD (WRITE-IN)	4	4	10	0	2	8
ANDREW BETTINELLI ⁵² LINCOLN RD (WRITE-IN)	3	4	6	0	3	8
MICHAEL FERRARI ¹¹ BRENTWOOD AVE (WRITE-IN)	4	4	10	0	2	8
LISA V. KOUCHAKDJIAN ³⁰ MEADOWBROOK CIR. (WRITE-IN)	2	4	10	11	2	11
NUHA MUNTASSER ¹⁹³ DUTTON RD (WRITE-IN)	4	4	8	0	2	8
BARBARA RYAN ¹⁵⁵ FORD RD (WRITE-IN)	8	9	6	2	1	8
MARILYN UNGER-RIEPE ⁵⁴ NEW BRIDGE RD (WRITE-IN)	2	0	0	0	2	2

COLIN WARWICK ¹⁶ MAYNARD FARM CIR. (WRITE-IN)	4	4	6	0	0	8
BLANK	508	166	605	662	722	608
Totals - DEMOCRATIC	7863	3000	11917	13290	12289	10303
REPUBLICAN						
*GROUP(VOTE FOR ALL CANDIDATES)	45	13	56	66	49	41
LINDA VOLPE DUBOIS ¹⁸ LAFAYETTE DR.	48	15	63	75	53	47
KERMIT ADRIAN DUBOIS ¹⁸ LAFAYETTE DR.	46	14	59	71	51	47
JOHN KAROL BARANOWSKY ¹⁰³ BELCHER DR.	52	14	59	71	57	47
ANTHONY JOSEPH FORTUNATO ¹⁰¹ MOORE RD.	50	16	62	79	52	57
MADELEINE R. GELSINON ⁵²⁰ CONCORD RD.	49	15	58	76	56	49
STACEY A. MORANO ⁵⁹² NORTH RD.	50	15	57	76	51	45
URSULA LYONS ¹⁵⁷ WAYSIDE INN RD.	53	17	66	84	60	59
DOROTHY ANN BISSON ²⁹⁰ DUTTON RD.	50	15	64	79	55	68
DEANNA LADONNA BISSON ⁵² BASSWOOD AVE.	50	16	68	76	55	66
EVELYN J. TATE ³³ MCLEAN DR.	48	15	57	73	56	47
CATHERINE M. LYNCH ¹⁹⁵ MARLBORO RD.	51	17	58	71	55	45
ROBERTA GARDINER CERUL ⁵⁵ FOREST ST.	49	14	59	71	51	45
PAUL E. MAWN ¹¹ MUNNINGS DR.	50	16	56	76	52	50
KEVIN J. MATTHEWS ¹³⁷ HAYNES RD.	57	18	58	77	57	61
PREMA K. MATTHEWS ¹³⁷ HAYNES RD.	53	15	56	73	52	58
KRISTINE M. SMERLAS ¹¹ SADDLE RIDGE RD.	53	16	70	89	62	61
FREDERIC C. SMERLAS ¹¹ SADDLE RIDGE RD.	53	19	74	89	67	64
NEIL KAUFMAN ¹⁶⁵ NOBSCOT RD.	46	14	57	71	50	46
SUSAN S. THOMAS ²⁰³ MARLBORO RD.	47	15	58	74	54	47
WAYNE M. THOMAS ²⁰³ MARLBORO RD.	46	16	57	71	51	45
FRANK G. WILSON ¹¹ CHECKERBERRY	50	15	58	73	52	51

SUSAN B. BISTANY ²¹ OLD MEADOW RD.	47	15	57	69	52	43
MITCHELL Z. BISTANY ²¹ OLD MEADOW RD.	46	14	56	70	51	44
EVA HOLE MACNEILL ⁵⁴ BRIMSTONE LN.	49	14	58	71	51	43
CHARLES G. GUTHY ²⁴ PINWOOD AVE.	50	14	58	74	53	54
FRANCINE LEVY ²⁰ HOWELL RD.	47	14	57	71	51	43
DAVID WALLINGFORD ¹¹ AUSTIN DR.	47	14	60	72	52	46
ELIZABETH J. WALLINGFORD ¹¹ AUSTIN DR.	48	15	58	74	51	45
CHRISTINE D. CLARK ³⁷ BIGELOW DR.	48	17	58	72	51	44
JAMES J. MAROTTA ²³¹ GOODMAN'S HILL RD.	52	15	62	88	56	55
CONNIE A. MAROTTA ²³¹ GOODMAN'S HILL RD.	50	15	62	79	56	55
PATRICIA A. GUTHY ²⁴ PINWOOD AVE.	51	15	60	75	53	55
DAVID K. ANDERSON ³⁹ WOLBACH RD.	47	14	58	70	51	44
TIMOTHY J. BURGE ⁶⁵ HEMLOCK RD.	46	15	68	78	51	48
WRITE-IN	1	2	1	3	2	1
BLANK	43	26	63	106	70	93
Totals - REPUBLICAN	1768	559	2166	2733	1949	1859
GREEN-RAINBOW						
WRITE-IN	0	0	0	0	0	0
BLANK	0	0	10	10	0	10
Totals - GREEN-RAINBOW	0	0	10	10	0	10
LIBERTARIAN						
WRITE-IN	0	0	0	0	0	0
BLANK	0	0	40	40	30	20
Totals - LIBERTARIAN	0	0	40	40	30	20

* Voter selected all Town Committee candidates.

Town Election – June 23, 2020

BOARD OF SELECTMEN (1) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5
PATRICIA A. BROWN ³⁴ WHISPERING PINE ROAD (CANDIDATE FOR RE-ELECTION)	213	252	202	184	195
CHARLES G. RUSSO ³⁰ JUNIPER ROAD	201	227	265	329	236
WRITE-INS	0	0	0	0	0
BLANKS	8	6	4	7	10
Totals for Office	422	485	471	520	441

BOARD OF ASSESSORS (1) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5
LIAM J. VESELY ¹⁰ POKONOKET AVENUE (CANDIDATE FOR RE-ELECTION)	310	348	367	370	306
WRITE-INS	0	0	0	0	0
BLANKS	112	137	104	150	135
Totals for Office	422	485	471	520	441

GOODNOW LIBRARY TRUSTEE (2) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5
BARBARA F. PRYOR ²²¹ NOBSCOT ROAD (CANDIDATE FOR RE-ELECTION)	321	350	379	371	323
INGRID J. MAYYASI ⁶⁵ POKONOKET AVENUE (CANDIDATE FOR RE-ELECTION)	309	332	354	364	306
WRITE-INS	0	0	0	0	0
BLANKS	214	288	209	305	253
Totals for Office	844	970	942	1040	882

BOARD OF HEALTH (1) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5
SUSAN R. SAMA ²⁴⁷ HUDSON ROAD (CANDIDATE FOR RE-ELECTION)	312	344	365	369	324
WRITE-INS	0	0	0	0	0
BLANKS	110	141	106	151	117
Totals for Office	422	485	471	520	441

PARK & RECREATION COMMISSIONER (1) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5
BENJAMIN CARMEL ²⁴ THORNBERRY LANE (CANDIDATE FOR RE-ELECTION)	291	339	353	356	310
WRITE-INS	0	0	0	0	0
BLANKS	131	146	118	164	131
Totals for Office	422	485	471	520	441

PLANNING BOARD (1) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5
JOHN M. HINCKS ⁸³ BELCHER DRIVE (CANDIDATE FOR RE-ELECTION)	304	339	356	364	309
WRITE-INS	0	0	0	0	0
BLANKS	118	146	115	156	132
Totals for Office	422	485	471	520	441

PLANNING BOARD (1) FOR ONE YEAR

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5
JOHN ROBERT SUGRUE ²³ KAY STREET	295	324	353	359	296
WRITE-INS	0	0	0	0	0
BLANKS	127	161	118	161	145
Totals for Office	422	485	471	520	441

SUDBURY SCHOOL COMMITTEE (2) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5
MARGARET YI HELON ²⁵ BULKLEY ROAD (CANDIDATE FOR RE-ELECTION)	306	347	357	343	297
WRITE-INS	0	0	0	0	0
SARAH G. TROIANO ³⁴² LINCOLN RD	134	114	109	114	133
BLANKS	404	509	476	583	452
Totals for Office	844	970	942	1040	882

LINCOLN-SUDBURY REGIONAL SCHOOL DISTRICT COMMITTEE (2) FOR THREE YEARS

Candidate Name	Precinct 1	Precinct 2	Precinct 3	Precinct 4	Precinct 5
HAROLD H. ENGSTROM ²⁷ OLD FARM ROAD, LINCOLN	281	305	329	334	271
CANDACE MARIE MILLER ⁴⁶ POPLAR STREET, SUDBURY	305	352	366	353	298
WRITE-INS	0	0	0	0	0
BLANKS	258	313	247	353	313
Totals for Office	844	970	942	1040	882

A TRUE COPY, ATTEST:

Beth R. Klein

BETH R. KLEIN
TOWN CLERK

Lincoln-Sudbury Regional High School
390 Lincoln Road
Sudbury, MA 01776



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ANNUAL REGIONAL DISTRICT ELECTION

The Lincoln-Sudbury School Committee Regional District Election was held in conjunction with the elections in Lincoln on Monday, June 15, 2020 and Sudbury on Tuesday, June 23, 2020 and certifications of the results were received from Valerie Fox, Town Clerk of Lincoln and Beth R. Klein, Town Clerk of Sudbury, as follows:

For a 3-year term – 2 members:

	Lincoln	Sudbury	Total
Harold H. Engstrom	572	1520	2092
Candace Marie Miller	498	1674	2172
Blanks	563	1484	2047
Write-In	1	0	1

Respectfully submitted,

A handwritten signature in blue ink that reads 'Donna K. Cakert'.

Donna K. Cakert
Lincoln-Sudbury Regional High School District Clerk

July 23, 2020

State Primary Election – September 1, 2020

SENATOR IN CONGRESS

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRAT						
EDWARD J. MARKEY ⁷ TOWNSEND ST., MALDEN (UNITED STATES SENATOR)	550	173	741	759	802	663
JOSEPH P. KENNEDY, III ¹⁰⁶ WABAN HILL RD., NEWTON (REPRESENTATIVE IN CONGRESS)	244	74	293	399	364	297
WRITE-INS	0	1	1	2	0	0
BLANKS	0	1	1	1	1	0
Totals - DEMOCRAT	794	249	1036	1161	1167	960
REPUBLICAN						
SHIVA AYYADURAI ⁶⁹ SNAKE HILL RD., BELMONT	38	6	43	73	50	49
KEVIN J. O'CONNOR ⁵⁵ GLEN ST., DOVER	51	21	78	100	84	84
WRITE-INS	2	1	1	3	5	1
BLANKS	1	2	2	3	3	1
Totals - REPUBLICAN	92	30	124	179	142	135
GREEN-RAINBOW						
WRITE-INS	0	0	1	0	0	1
BLANKS	0	0	0	0	0	0
Totals - GREEN-RAINBOW	0	0	1	0	0	1
LIBERTARIAN						
WRITE-INS	1	0	3	1	0	4
BLANKS	1	0	1	0	4	0
Totals - LIBERTARIAN	2	0	4	1	4	4

REPRESENTATIVE IN CONGRESS - THIRD DISTRICT

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRAT						
LORI LOUREIRO TRAHAN9 WEETAMOO WAY, WESTFORD (REPRESENTATIVE IN CONGRESS)	628					
WRITE-INS	7					
BLANKS	159					
Totals - DEMOCRAT	794					
REPUBLICAN						
WRITE-INS	7					
BLANKS	85					
Totals - REPUBLICAN	92					
GREEN-RAINBOW						
WRITE-INS	0					
BLANKS	0					
Totals - GREEN-RAINBOW	0					
LIBERTARIAN						
WRITE-INS	1					
BLANKS	1					
Totals - LIBERTARIAN	2					

REPRESENTATIVE IN CONGRESS - FIFTH DISTRICT

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRAT						
KATHERINE M. CLARK64 PROSPECT ST., MELROSE (CANDIDATE FOR RE-NOMINATION)		220	899	980	985	796

WRITE-INS	3	2	6	3	8
BLANKS	26	135	175	179	156
Totals - DEMOCRAT	249	1036	1161	1167	960

REPUBLICAN

CAROLINE COLARUSSO ⁴ PATRICK CIR., STONEHAM	24	98	145	117	106
WRITE-INS	0	0	4	2	1
BLANKS	6	26	30	23	28
Totals - REPUBLICAN	30	124	179	142	135

GREEN-RAINBOW

WRITE-INS	0	1	0	0	0
BLANKS	0	0	0	0	1
Totals - GREEN-RAINBOW	0	1	0	0	1

LIBERTARIAN

WRITE-INS	0	1	1	0	2
BLANKS	0	3	0	4	2
Totals - LIBERTARIAN	0	4	1	4	4

COUNCILLOR - THIRD DISTRICT

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
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DEMOCRAT

MARILYN M. PETITTO DEVANEY ⁹⁸ WESTMINSTER AVE., WATERTOWN (PRESENT GOVERNOR'S COUNCILLOR)	591	202	802	879	877	728
WRITE-INS	2	1	3	5	5	6
BLANKS	201	46	231	277	285	226
Totals - DEMOCRAT	794	249	1036	1161	1167	960

REPUBLICAN

MARK HOLT ^{NEWTON, MA. (WRITE IN)}	1	0	0	1	0	3
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WRITE-INS	8	2	11	18	17	12
BLANKS	83	28	113	160	125	120
Totals - REPUBLICAN	92	30	124	179	142	135
GREEN-RAINBOW						
WRITE-INS	0	0	0	0	0	0
BLANKS	0	0	1	0	0	1
Totals - GREEN-RAINBOW	0	0	1	0	0	1
LIBERTARIAN						
WRITE-INS	1	0	1	1	0	2
BLANKS	1	0	3	0	4	2
Totals - LIBERTARIAN	2	0	4	1	4	4

SENATOR IN GENERAL COURT - MIDDLESEX AND WORCESTER

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRAT						
JAMES B. ELDRIDGE _{267 ARLINGTON ST., ACTON (CURRENT STATE SENATOR)}			885	954		
WRITE-INS			2	1		
BLANKS			149	206		
Totals - DEMOCRAT			1036	1161		
REPUBLICAN						
WRITE-INS			9	21		
BLANKS			115	158		
Totals - REPUBLICAN			124	179		
GREEN-RAINBOW						
WRITE-INS			1	0		
BLANKS			0	0		

Totals - GREEN-RAINBOW	1	0
LIBERTARIAN		
WRITE-INS	2	1
BLANKS	2	0
Totals - LIBERTARIAN	4	1

SENATOR IN GENERAL COURT - THIRD MIDDLESEX DISTRICT

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRAT						
MICHAEL J. BARRETT7 AUGUSTUS RD., LEXINGTON (CURRENT STATE SENATOR)	624	214			931	761
WRITE-INS	3	1			0	6
BLANKS	167	34			236	193
Totals - DEMOCRAT	794	249			1167	960
REPUBLICAN						
WRITE-INS	7	3			17	13
BLANKS	85	27			125	122
Totals - REPUBLICAN	92	30			142	135
GREEN-RAINBOW						
WRITE-INS	0	0			0	0
BLANKS	0	0			0	1
Totals - GREEN-RAINBOW	0	0			0	1
LIBERTARIAN						
WRITE-INS	1	0			0	2
BLANKS	1	0			4	2
Totals - LIBERTARIAN	2	0			4	4

REPRESENTATIVE IN GENERAL COURT - THIRTEENTH MIDDLESEX DISTRICT

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRAT						
CARMINE LAWRENCE GENTILE33 SURREY LN., SUDBURY (CANDIDATE FOR RE-NOMINATION)	636	216	882	954	942	792
WRITE-INS	4	2	3	2	2	3
BLANKS	154	31	151	205	223	165
Totals - DEMOCRAT	794	249	1036	1161	1167	960
REPUBLICAN						
INGRID I. CENTURION16 CARDING MILL RD., SUDBURY (VETERAN)	81	25	105	148	116	120
WRITE-INS	1	2	2	4	1	1
BLANKS	10	5	17	27	23	14
Totals - REPUBLICAN	92	32	124	179	140	135
GREEN-RAINBOW						
WRITE-INS	0	0	1	0	0	0
BLANKS	0	0	0	0	0	1
Totals - GREEN-RAINBOW	0	0	1	0	0	1
LIBERTARIAN						
WRITE-INS	1	0	2	1	0	2
BLANKS	1	0	2	0	4	2
Totals - LIBERTARIAN	2	0	4	1	4	4

REGISTER OF PROBATE MIDDLESEX COUNTY

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRAT						
TARA E. DECRISTOFARO36 TERRACE RD., MEDFORD (CANDIDATE FOR RE-NOMINATION)	596	202	820	880	881	723

WRITE-INS	5	1	2	3	2	3
BLANKS	193	46	214	278	284	234
Totals - DEMOCRAT	794	249	1036	1161	1167	960
REPUBLICAN						
WRITE-INS	4	1	7	16	14	9
BLANKS	88	29	117	163	128	126
Totals - REPUBLICAN	92	30	124	179	142	135
GREEN-RAINBOW						
WRITE-INS	0	0	0	0	0	0
BLANKS	0	0	1	0	0	1
Totals - GREEN-RAINBOW	0	0	1	0	0	1
LIBERTARIAN						
WRITE-INS	1	0	2	1	0	3
BLANKS	1	0	2	0	4	1
Totals - LIBERTARIAN	2	0	4	1	4	4

A TRUE COPY, ATTEST:

Beth R. Klein

BETH R. KLEIN
TOWN CLERK

State Elections – Presidential November 3, 2020

ELECTORS OF PRESIDENT AND VICE PRESIDENT

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
BIDEN AND HARRIS	1405	507	1726	2034	1958	1715
GREEN-RAINBOW						
HAWKINS AND WALKER	7	3	11	13	5	6
LIBERTARIAN						
JORGENSEN AND COHEN	23	17	33	35	47	32
REPUBLICAN						
TRUMP AND PENCE	373	134	498	659	515	512
BLANK	18	8	23	27	33	24
WRITE-INS	14	3	18	14	13	24
Totals for Office	1840	672	2309	2782	2571	2313

SENATOR IN CONGRESS

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
EDWARD J. MARKEY ⁷ TOWNSEND ST., MALDEN (CANDIDATE FOR RE-ELECTION)	1302	464	1649	1900	1863	1620
REPUBLICAN						
KEVIN J. O'CONNOR ⁵⁵ GLEN ST., DOVER	491	197	593	807	650	642
BLANK	41	8	48	65	47	44
WRITE-INS	5	3	2	2	5	0

DR. SHIVA AYYADURAI	1	0	17	8	6	7
Totals for Office	1840	672	2309	2782	2571	2313

REPRESENTATIVE IN CONGRESS - THIRD DISTRICT (PCT. 1)

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
LORI LOUREIRO TRAHAN ⁹ WEETAMOO WAY, WESTFORD (CANDIDATE FOR RE-ELECTION)	1384					
BLANK	423					
WRITE-INS	33					
Totals for Office	1840					

REPRESENTATIVE IN CONGRESS - FIFTH DISTRICT (PCT. 1A, 2, 3, 4, 5)

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
KATHERINE M. CLARK ⁶⁴ PROSPECT ST., MELROSE (CANDIDATE FOR RE-ELECTION)		454	1632	1873	1840	1595
REPUBLICAN						
CAROLINE COLARUSSO ⁴ PATRICK CIR., STONEHAM		198	594	805	642	631
BLANK		19	80	101	87	83
WRITE-INS		1	3	3	2	4
Totals for Office		672	2309	2782	2571	2313

COUNCILLOR - THIRD DISTRICT

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
MARILYN M. PETITTO DEVANEY ⁹⁸ WESTMINSTER AVE., WATERTOWN (CANDIDATE FOR RE-ELECTION)	1320	489	1698	1948	1885	1680

BLANK	493	172	577	796	652	604
WRITE-INS	27	11	34	38	34	29
Totals for Office	1840	672	2309	2782	2571	2313

SENATOR IN GENERAL COURT - THIRD MIDDLESEX DISTRICT (PCT. 1, 1A, 4, 5)

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
MICHAEL J. BARRETT7 AUGUSTUS RD., LEXINGTON (CANDIDATE FOR RE-ELECTION)	1342	493			1916	1697
BLANK	476	170			636	587
WRITE-INS	22	9			19	29
Totals for Office	1840	672			2571	2313

SENATOR IN GENERAL COURT - MIDDLESEX AND WORCESTER DISTRICT (PCT. 2, 3)

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
JAMES B. ELDRIDGE267 ARLINGTON ST., ACTON (CANDIDATE FOR RE-ELECTION)			1753	1995		
BLANK			515	731		
WRITE-INS			41	56		
Totals for Office			2309	2782		

REPRESENTATIVE IN GENERAL COURT - THIRTEENTH MIDDLESEX DISTRICT

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
CARMINE LAWRENCE GENTILE33 SURREY LN., SUDBURY (CANDIDATE FOR RE-ELECTION)	1200	427	1572	1788	1751	1511
REPUBLICAN						

INGRID I. CENTURION ^{16 CARDING MILL RD., SUDBURY}	518	215	648	855	689	703
BLANK	121	29	85	137	131	96
WRITE-INS	1	1	4	2	0	3
Totals for Office	1840	672	2309	2782	2571	2313

REGISTER OF PROBATE - MIDDLESEX

Candidate Name	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
DEMOCRATIC						
TARA E. DECRISTOFARO ^{36 TERRACE RD., MEDFORD (CANDIDATE FOR RE-ELECTION)}	1149	432	1480	1676	1607	1459
BLANK	674	235	817	1075	942	829
WRITE-INS	17	5	12	31	22	25
Totals for Office	1840	672	2309	2782	2571	2313

BALLOT QUESTION 1

Right to Repair Law - Vehicle Data Access Requirement Initiative (Concerns access to mechanical data in a vehicle's on-board diagnostics or te system)

Ballot Question 1, Results	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
Yes	1325	461	1705	2018	1937	1704
No	455	181	512	646	538	533
Blanks	60	30	92	118	96	76
Totals	1840	672	2309	2782	2571	2313

BALLOT QUESTION 2

Ranked-Choice Voting Initiative (Enacts a ranked-choice voting system for elections in Massachusetts)

Ballot Question 2, Results	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
Yes	948	338	1195	1302	1357	1130
No	841	314	1028	1378	1118	1117
Blanks	51	20	86	102	96	66
Totals	1840	672	2309	2782	2571	2313

BALLOT QUESTION 3

Purchase CSX Land.

Ballot Question 3, Results	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
Yes	1238	419	1571	1874	1823	1508
No	521	214	646	760	603	704
Blanks	81	39	92	148	145	101
Totals	1840	672	2309	2782	2571	2313

BALLOT QUESTION 4

Build new Fairbank Community Center

Ballot Question 4, Results	Precinct 1	Precinct 1A	Precinct 2	Precinct 3	Precinct 4	Precinct 5
Yes	961	343	1252	1537	1444	1336
No	802	295	975	1097	977	880
Blanks	77	34	82	148	150	97
Totals	1840	672	2309	2782	2571	2313

A TRUE COPY, ATTEST:

**The January 2, 2020 Special Town Meeting was called to order at 7:05 PM.
The Moderator was Elizabeth T. Quirk.**

Vote	Article #	Article Name
FAILED	Article 1	CREATE NEW STONE TAVERN FARM HISTORIC DISTRICT- 554 BOSTON POST RD
PASSED	Article 2	AUTHORIZE SELECTMEN TO PETITION FOR SPECIAL LEGISLATION TO CHANGE NAME OF BOARD OF SELECTMEN TO SELECT BOARD
INDEFINITELY POSTPONED	Article 3	NEW SUDBURY COMMUNITY CENTER-\$27.7 MILLION FOR DESIGN, CONSTRUCTION AND FURNISHING

The Special Town Meeting was dissolved at at 8:45 PM. Attendance: 706

SPECIAL TOWN MEETING

January 2, 2020

Pursuant to a Warrant issued by the Board of Selectmen and a quorum being present, Elizabeth Quirk, the Moderator, at the Lincoln-Sudbury Regional High School Auditorium, called the meeting to order at 7:05 p.m., on January 2, 2020.

The Moderator stated she had examined and found in order the Call of the Meeting and the Officer's Return of Service and confirmed the delivery of the Warrant to residents. She announced that according to Town Accountant Christine Nihan, there is no free cash yet because the Town is awaiting DOR confirmation.

The Moderator asked for a *motion*, which was seconded, and it was, *VOTED BY WELL MORE THAN A MAJORITY*, to dispense with the Reading of the Call of the Meeting, the Officer's Return of Service, Notice and the reading of the individual Articles of the Warrant.

The Moderator made a *motion*, which was seconded, to ask for the Hall's approval to appoint David Pendleton as Assistant Moderator, and declared the motion was *VOTED UNANIMOUSLY*

The Moderator introduced various Town Officials, Town staff members and the Finance Committee members who were present in the Hall. She introduced Police officers John Longo and Dylan Haldiman . On behalf of Fire Chief Miles, the Moderator reviewed the fire exits. She thanked the Boy Scouts from Troop 63, acting as runners with microphones tonight, and their Troop leader John Rotondo. Ms. Quirk also thanked the staff and volunteers of SudburyTV, who are taping this Meeting.

The Moderator briefly reviewed procedures for the Special Town Meeting, including how to be recognized to speak. She encouraged anyone with questions to ask them throughout the proceedings. The Moderator reminded everyone to treat each other with respect and courtesy no matter how you may disagree with someone's view.

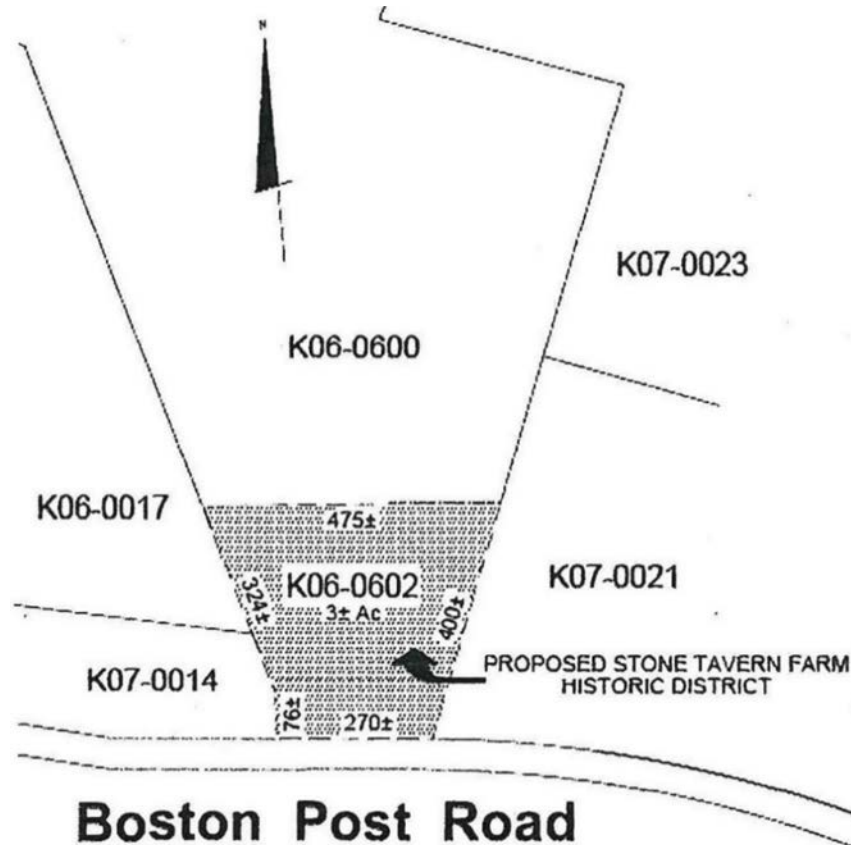
ARTICLE 1 – CREATE NEW STONE TAVERN FARM HISTORIC DISTRICT

The Moderator recognized Petitioner Jeffrey Samuel Jackson, who *moved* in the words of the article below:

Move to see if the Town will vote, pursuant to Section 12 of Chapter 40 of the Acts and Resolves of 1963, to create a new local historic district to be known as the Stone Tavern Farm Historic District to include a 3+/- Ac. portion of land shown as Assessor's Parcel K06-0602 with the address of 554 Boston Post Road on a map entitled "Proposed Stone Tavern Farm Historic District", dimensions derived from Compiled Plan of the Stone Tavern Farm

*prepared by the Town of Sudbury Engineering Department, endorsed
July 8, 1986, Plan #1089 of 1986, Southern District Middlesex Registry of Deeds, Book 17297
Page 517;*

or act on anything relative thereto.



Submitted by the Petitioner

(Two-thirds vote required)

The **motion** received a second.

Resident Jeffrey Samuel Jackson, 28 Woodland Rd, presented the motion. He explained the history of the property. The property consists of a farm building and barn, which is over 200 years old and was originally a Tavern located at 554 Boston Post Rd. (the Farm) He said that it has been in the same family (Stone Family) for the entire time. He acknowledged that the owner is not in favor of this Motion and that she has to sell the Farm because she cannot afford to keep up the property. Mr. Jackson explained that the developer sought a zoning variance to change from a Residential District to an Industrial District. He claimed that the reason the developer was successful, is because the Town missed a deadline and that enabled the developer to get a constructive variance.

Mr. Jackson stated that this is an historically significant property, which will be torn down if the article is not passed. He believes that creating an historic district would help preserve the rural character of the Town, make demolition of historic structures more difficult and place properties under review by the Historic Districts Commission. He

pointed out that approval of this motion would only create a historic district for this one property. Mr. Jackson suggested other options which are available like turning the barn into a new senior center, which means that the Town would have to buy it, which they have shown no inclination to do. He urged passage of the Article.

The Moderator informed the Hall that the overflow room has been opened, but if anyone wishes to speak tonight, they would have to come in to the auditorium to do so.

FINANCE COMMITTEE: Took no position on the article.

BOARD OF SELECTMEN: Unanimously voted against the article.

PLANNING BOARD: Unanimously opposed the article

Planning Chairman, Stephen Garvin reported that this Article would not change any of the other Historic Districts. But stated that they are opposed to it because the property owner is strongly against creation of a Historic District for this property. He further stated that as an elected town board, they are not in favor of stripping away an owner's rights against their wishes. He also said that the overriding sentiment of public comments they received opposed the Article.

Town Counsel added that the constructive variance the developer received would not create a new precedent or otherwise impact other properties in the Town.

Historical Commission Chairman, Chris Hagger, 233 Nobscot Rd. , stated that the Tavern had greater historical significance than was previously known. The Historical Commission voted to enact the 6-month Demolition Delay bylaw that would expire in March. He said that 300 properties in Sudbury are historically significant and would fall under the Demolition Delay bylaw, and already 100 have been demolished. He felt that the only protection these properties would have would be under the Historical District designation. He said if the Town wanted to protect properties like the Stone Tavern, then this was the only way to do that, even if the property owner is opposed to it.

The Historic Districts Commission Chairman Frank Riepe, 54 New Bridge Rd. ,stated that the HDC voted against the motion 4-0-1, because they do not believe in creating a historic district against the owners wish's.

The Moderator stated that either the property owner or developer would be able to speak in opposition to the Article. They would have the same five minutes to speak.

The property owner Ann Stone, 554 Boston Post Rd., said that the decision to sell has been the hardest decision she has ever had to make. She has worked on the farm with her parents for 50 years and can no longer keep it going. Furthermore, this article has been put forth without her knowledge and she is strongly opposes it.

Resident Patrick McCarthy, 82 Belcher Dr., Ms. Stone's nephew, stated that he and his aunt have struggled for a long time to keep the Farm going. Over the last 2 years, a major shopping area was built, right next to the Farm, making it less desirable as a residential area. CPA funds and grants would not help them because they simply do not have the resources to maintain the Farm or pay the taxes. No one else has made any offers to purchase the property that would include keeping the Tavern and barn. He believes that this was the best option for them and stated that the rest of the land (46 acres) is under an agricultural restriction which would remain in place and the rest of the farm land could not be developed. He also stated that no one from Sudbury spoke up about the importance of saving the farm until a seller was found. Then a small group of citizens who were not happy with the sale brought this Article. They have not considered how severely impacted the land owners lives would be, if this Article passed. He asked that this Article be voted down.

Resident Jim Gish, 35 Rolling Lane, stated that this is the wrong thing to do to a family that has been part of this Town for so long, that's why it feels bad. He urged the Town to vote no on Article 1.

Resident Pamela Skewes-Cox, 316 Goodman's Hill Rd., asked if the developer considered moving the house, to another part of Sudbury?

The Moderator stated, that in order to have the developer, who is not a resident speak, the Hall would have to vote to allow a non-resident to address Town Meeting. The Moderator made a motion, and it was, VOTED BY WELL MORE THAN A MAJORITY, to allow Quentin Knowland to speak before Town Meeting.

The developer, Quentin Knowland, gave his presentation. He responded that the house would remain as an office so it is not necessary to move it. Mr. Quentin explained the process that they went through to get to this point. The rear 46 acres will not be sold only the front 3 acres which is on Route 20. He claimed that they worked with different Boards and the community thorough out the process. They reduced the size of the project and made many other changes in response to requests made by boards and residents.

Resident, Debbie Dineen, 14 Firecut lane, stated that this was not a residential area and that it would be too expensive to make the necessary repairs to the barn and house. Voting to create a Historic District will not save the property. In the future, she urged the Historic Commission to work with property owners and not against them.

A resident asked to call the question. The Moderator declared that it was too early and asked to hear from someone who wanted to speak in favor of the article.

Resident Mark Lanza, 11 Meadow Drive, spoke in favor of Article 1. He said that it is not true that the current buyer is the only reasonable one. He claims that he is part of a nonprofit that wants to buy the property, "soon" and that there are other options out there.

Resident Hank Sorett, 58 Longfellow Rd., stated that the reason they were at Town Meeting tonight is because the Town dropped the ball. He asked how much the developer was paying for the Farm.

The Moderator stated that Mr. Knowland did not have to answer that question. Ms. Stone said that her attorney could speak. The Moderator asked for a vote to allow Anne Stone's attorney to answer the question. The Motion passed by a majority.

Attorney Lewis Levine stated that this is not the place to negotiate a sale price and refused to disclose the purchase price. The only question that should be discussed here is if this property should be in a Historic District.

A resident moved to Call the Question.

The Moderator said that she would listen to three more questions before she entertained the Motion to Call the Question.

Resident, Joe Martino, 109 Maynard Farm Rd, asked if the sale of the 3 acres diminished the value of the 46 acres under the agricultural restriction.

Town Counsel responded that the sale has no legal effect on the agricultural restriction.

Ms. Dineen, stated that the Town and the State purchased the development rights of the property, which will never change. The agricultural restriction maintains that the property can only be used for agricultural purposes.

Resident William Miniscalco, 126 Hemlock Rd, stated that the reason that we are here tonight is because Sudbury is one of the small number of Towns that have a special act that allows any petitioner to initiate the process, rather than a Town Board. He urged the Town to vote no on this.

Resident, Tim Coyne, 9 Howell Rd., stated that at previous town meetings the Town voted against similar efforts and that passing this Article could lead to litigation which the Town will probably lose.

The Moderator announced that a two-thirds vote was needed from each room and declared that the motion under Article 1 FAILED.

**ARTICLE 2 – AUTHORIZE SELECTMEN TO PETITION FOR SPECIAL LEGISLATION –
CHANGE NAME OF BOARD OF SELECTMEN TO SELECT BOARD**

The Moderator recognized Selectman Janie Dretler, who moved in the words of the article below:

Move to authorize the Board of Selectmen to petition the General Court to adopt legislation amending Chapter 131 of the Acts of 1994, “An Act Establishing a Board of Selectmen-Town Manager Form of Legislation in the Town of Sudbury”, to reflect gender neutral terminology, with references to the Board of Selectmen to be replaced with references to the “Select Board”, and other appropriate gender neutral revisions; and further, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court; and, provided further that the Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition, or take any other action related thereto.

Submitted by Interim Town Manager.

(Majority vote required)

The motion was seconded.

The Moderator recognized Selectman members Dretler, Roberts and Brown to give the argument in favor of the article.

Selectman Dretler gave a history of the Board of Selectmen. In 1644, the first Selectmen were elected. Since 1980 there have been eight women elected to the Board of Selectmen in Sudbury. Today’s Board is majority female. Over 91 Towns have made this change to Select Board. It is time for Sudbury to do the same. Please vote Yes.

Selectman Brown stated that she has served on the Board for five years and has never considered her service or her colleagues service to be defined by gender. The role of the Board is to conduct the public’s business’s upon the best information available, without any reference to gender. On behalf of the Board she asked for the Hall’s support to pass this Article.

Selectman Roberts, thanked Janie Dretler for leading this charge. She said that it is time for Sudbury to join the many other Towns who have made this change.

FINANCE COMMITTEE: Took no position

BOARD OF SELECTMEN: Unanimously supported the article.

Resident Nancy Bromback, 36 Canterbury Dr., on behalf of the League of Woman Voters, stated that she strongly supports this article. She explained that words matter and that this year is the anniversary of the right to vote for women and that makes approving this Article especially significant. She also said that past practices give way to new practices. The League salutes the current Board of Selectmen for proposing this change.

Resident Gerald Quirk, 20 Scotts Wood Dr., said that not many people know that in 1644, one of the first selectman, was Charles Ward; and Moderator Quirk, who is the first female moderator in the Town of Sudbury, is also the great, great, great granddaughter of that Selectman. The Hall applauded the Moderator.

The Moderator stated that there would be no applause and held that she would not entertain a motion to call the question, but move right to a vote.

The Moderator stated that a majority vote was required and declared that the motion for Article 2 was VOTED BY WELL MORE THAN A MAJORITY.

ARTICLE 3 – NEW SUDBURY COMMUNITY CENTER - \$27.7 MILLION FOR DESIGN, CONSTRUCTION AND FURNISHING

Submitted by Petition.

(Two-thirds vote required)

The Moderator stated that this was a petitioner's article however the petitioner was not present. She asked if there was anyone to make a motion on Article 3.

Seeing no one rise to make a motion, the Moderator asked that the Board of Selectmen make a motion.

Selectman Dan Carty moved to indefinitely postpone the article.

The motion was seconded.

The Moderator declared that the motion to Pass Over needed a majority vote and stated that the motion, passed by WELL MORE THEN A MAJORITY

There being no further business, the Moderator requested and received a motion to dissolve the Special Town Meeting. The Moderator declared that the motion was seconded, VOTED AND PASSED UNANIMOUSLY.

The January 2, 2020 Special Town Meeting was dissolved at 8:45 p.m.

Attendance was 706

The 2020 Annual Town Meeting was held September 12th. Elizabeth T. Quirk served as Moderator

Vote	Article #	Article Name
Passed by well more than a majority	Article 1	Hear Reports
Withdrawn	Article 2	
Passed by well more than a majority	Article 3	FY21 Budget
Passed by well more than a majority	Article 4	FY21 Capital Budget
Passed by well more than a majority	Article 5	FY21 Transfer Station Enterprise Fund Budget
Passed by well more than a majority	Article 6	FY21 Pool Enterprise Fund Budget
Passed by well more than a majority	Article 7	FY21 Recreation Field Maintenance Enterprise Fund Budget
Withdrawn	Article 8	Snow & Ice Transfer FY20
Withdrawn	Article 9	Unpaid Bills
Passed by well more than two-thirds	Article 10	Chapter 90 Highway Funding
Passed by well more than two-thirds	Article 11	Stabilization Fund
Passed by well more than two-thirds	Article 12	Goodnow Library Services Revolving Fund
Passed by well more than two-thirds	Article 13	FY21 Revolving Funds Spending Limits
Passed by more than 2/3	Article 14	Capital Stabilization Fund
Passed by well more than two-thirds	Article 15	Fund Litigation Costs- Eversource
Passed by well more than two-thirds	Article 16	Post-Employment Health Insurance Trust Fund
Passed by more than 2/3	Article 17	CSX Corridor
Passed by more than two-thirds	Article 18	Fairbank Community Center Design and Construction Funds
Withdrawn	Article 19	
Withdrawn	Article 20	
Passed by well more than a majority	Article 21	Purchase Fire Dept. Ambulance
Passed by well more than two-thirds	Article 22	Dutton Road Bridge Project
Withdrawn	Article 23	
Withdrawn	Article 24	

Passed by well more then two-thirds	Article 25	Roadway Drainage Improvements
Passed by well more then two-thirds	Article 26	Old Sudbury Road Culvert Design
Withdrawn	Article 27	
Passed by well more then a majority	Article 28	Dump truck with plow
Passed by well more then a majority	Article 29	One-ton Dump Truck with Plow
Passed by well more then a majority	Article 30	6-Wheel Combo Body Dump Truck with Plow
Did Not Pass	Article 31	Sudbury Public Schools Surveillance Cameras
Passed by well more then a majority	Article 32	Sudbury Public Schools Playground Improvements
Passed by well more then two-thirds	Article 33	Sudbury Public Schools Non-resident Tuition Fund
Passed by well more then two-thirds	Article 34	Petition for an Additional Alcohol Pouring License for Meadow Walk
Passed by well more then two-thirds	Article 35	Acceptance of Provision of the Massachusetts Veterans' Brave Act
Passed by well more then two-thirds	Article 36	Addition of Associate Members to the Historic Districts Commission
Passed by well more then two-thirds	Article 37	Amend Zoning Bylaw, Art IX: Remove section 4800 and Insert Section 4800 Solar energy Systems
Passed by well more then two-thirds	Article 38	Amend Zoning Bylaw, Art IX: Insert Section 5600 Inclusion of Affordable Housing
Passed by well more then two-thirds	Article 39	Exchange of Real Property-Brimstone Lane Parcels
Passed by well more then two-thirds	Article 40	Transfer Care & Custody of Town Owned Water Row Parcel (H11-401) to Conservation Commission
Passed by well more then two-thirds	Article 41	Transfer Care & Custody of Town Owned Water Row Parcel (H11-305) to Conservation Commission
Passed by well more then two-thirds	Article 42	Community Preservation Fund- Historic Resource Inventory Survey
Passed by well more then two-thirds	Article 43	Community Preservation Fund- Removal of Invasive Species from King Philip Woods
Passed by well more then two-thirds	Article 44	Community Preservation Fund-Design of Wayside Inn Road Bridge over Hop Brook
Passed by well more then two-thirds	Article 45	Community Preservation Fund-Remediation of Water Chestnuts from Hop Brook Pond Systems
Passed by well more then two-thirds	Article 46	Community Preservation Fund-Sudbury Housing Authority Acquisition, Creation, Preservation, Support of Affordable Rental Housing

Passed by well more then two-thirds	Article 47	Community Preservation Fund-Regional Housing Services Office (RHSO) Membership Fee
Passed by well more then two-thirds	Article 48	Community Preservation Fund-Library Historic Room Conversion
Passed by well more then two-thirds	Article 49	Community Preservation Fund-Reversion of Funds
Passed by well more then two-thirds	Article 50	Community Preservation Fund-General Budget and Appropriations
Passed Over	Article 51	Acquire 1/4 Mile of CSX Corridor-From Station Rd. to Rt. 20 (Petition)
Passed by well more then a majority	Article 52	Expedite Completion of Design of the Bruce Freeman Rail Trail (Petition)
Passed by well more then a majority	Article 53	Bicycle Safety Road Signs (Petition)
Did Not Pass	Article 54	Cost/Benefit Study on burying Overhead Utility Lines (Petition)
Passed by well more then a majority	Article 55	Polystyrene Reduction Bylaw (Petition)
Passed by well more then a majority	Article 56	Authorize Board of Selectmen to Petition the General Court to adopt Legislation-An act to Establish a Fee or Checkout Bag Charge (Petition)
Passed by well more then a majority	Article 57	Disposable Plastic Pollution Reduction Bylaw (Petition)
The 2020 Annual Town Meeting was dissolved on September 12th at 4:27 Voter Attendance 490		

SUDBURY ANNUAL TOWN MEETING

September 12, 2020

Pursuant to a Warrant issued by the Board of Selectmen and a quorum being present, Elizabeth Quirk, Moderator, at the Lincoln-Sudbury Regional High School Field, called the meeting to order at 9:00 a.m. The Moderator thanked everyone for coming and acknowledged that this Town Meeting is being held outside as a result of the pandemic.

The Moderator has examined and found in order the Call of the Meeting and the Officer's Return of Service and has confirmed the timely delivery of the Warrant to residents. She announced that the certified Free Cash, according to Town Accountant Christine Nihan, is \$3,833,030 for the 2020 September Town Meeting.

Upon a *motion*, which was seconded, it was *VOTED BY WELL MORE THAN A MAJORITY* to dispense with the Reading of the Call of the Meeting, and the Officer's Return of Service Notice and the reading of the individual Articles of the Warrant.

The Moderator asked for a motion, which was made and seconded, for the Hall's approval to appoint Sudbury residents David Pendleton, George Connor and Nell Forgacs as Assistant Town Moderators for the September 2020 Annual Town Meeting, which required a majority vote was *VOTED BY WELL MORE THAN A MAJORITY*.

The Moderator introduced the Board of Selectmen, Finance Committee members, and various Town Officials and Town staff members, who were present. She thanked the Scouts from Troop 61, 63 and 65 with a special thank you to Lynne Puorro and the staff of Sudbury TV. The Moderator gave a heartfelt thanks for all the hard work the Town staff have undertaken to hold this town meeting outdoors. The Moderator announced the names of all the Town employees who were present at the meeting.

Selectman Daniel Carty was recognized to read the resolution in memory of those citizens who have served the Town and passed away during the past year.

Whereas: The Town of Sudbury has enjoyed the blessing of those in the community who gave of their time and talent to enrich the quality of life in our Town; and

Whereas: This past year has seen several of its citizens and employees who have rendered public service and civic duty pass from among us;

Now, therefore, be it resolved:

That the Town of Sudbury extends its heartfelt sympathy to the families of these persons and recognizes their service and dedication to the community:

YOSHITAKA ANDO (1962- 2019)

LSRHS Athletic Trainer: 1987- 2019

DR. ARNOLD APPLETON BARNES, JR. (1930- 2019)

Sudbury Resident: 2007-2019

Election Officer: 2007-2018

ARLETTE E. CLARK (1930-2019)

Sudbury Resident: 1952-2019

SPS Cafeteria Manager: Curtis & Nixon Elementary Schools: 1968-1997

DAVID COCHRAN (1964- 2020)

Building Department: Deputy Electrical Inspector: 1993-2020

WILLIAM J. COSSART, JR. (1937- 2019)

Sudbury Resident: 1968-2013

Board of Health: 1972-1977

Mosquito Control Study Committee: 1979-1980

Planning Board: 1997-2001

Route 20 Sewer Steering Committee: 2011-2014

Selectman: 1979-1983

Sewer Assessment Study Citizens Advisory Committee: 2003-2011

Sewer Assessment Technical Advisory Committee: 1999 -2012

Strategic Planning Committee: 1996-2002

Water District Commission: 2000-2014

JEANNE R. ERICSON (1933-2019)

Sudbury Resident: 1964-2019

Election Officer: 2002- 2019

CLAIRE FEELEY (1932-2019)

Sudbury Resident: 1960- 2014

SPS First Grade & Kindergarten Teacher: Loring and Noyes

Retired: 1997

DORIS M. GANNON (1929-2019)

Sudbury Resident: 2000- 2019

Election Officer: 2007-2019

LOUIS GIANNETTI JR. (1957-2019)

Sudbury Resident: 1957- 2014

DPW Heavy Equipment Operator: 1985-2012

JOSEPH A. KELLY, JR. (1931 -2019)

Sudbury Resident: 1960-2019

Election Officer: 2012-2018

PETER S. LANGMAID (1947-2020)
Sudbury Resident: 1974-1993
Sudbury Police Detective Sergeant: 1971-1993

DOMENICA LUCA (1922- 2019)
LSRHS Cafeteria Supervisor: 1968-1990

DR. CAROLYN A. MARKUSON (1933 -2020)
Sudbury Resident: 1989- 2020
Council on Aging: 2019-2020

CAROLYN MCCREE (1927- 2019)
Sudbury Resident: 1964- 2019
Assistant Tax Collector: 1989–1995
Election Officer: 2002–2015

JOHN NIKULA (1935-2019)
Sudbury Resident: 1968- 2019
Election Officer: 2002-2003; 2012 -2019
Finance Committee: 1997- 2005
Property Tax Equity Review Committee: 2003-2004

JOANNA C. S. TOBER (1927-2019)
Sudbury Resident: 1964- 2011
Election Officer: 1987-2007

SALLY WADMAN (1933-2020)
Sudbury Resident: 1968- 2014
Ancient Documents Committee: 1987-2003
Assistant Registrar of Voters: 1986 -1994
Preservation and Management of Town Documents: 2003-2012
Election Officer, Deputy Clerk: 1996-2014

And be it further resolved:
That the Town of Sudbury,
in Town Meeting assembled, record for posterity in the minutes of this meeting its recognition
and appreciation for their contributions to our community.

ARTICLE 1 - HEAR REPORTS

The Moderator stated that, for many years, there has been a tradition at the Annual Town Meeting to honor a citizen who has performed valuable service for the Town by asking him or her to make the motion under Article 1 of the Warrant. This year, the honor is bestowed upon Selectwoman Patricia Brown.

Ms. Brown moved in the following words:

Move to accept the reports of the Town boards, commissions, officers and committees as printed in the 2019 Town Report or as otherwise presented, subject to the correction of errors, if any, where found.

Submitted by the Board of Selectmen

(Majority vote required)

The motion received a second.

BOARD OF SELECTMEN: Unanimously supports the article.

The Moderator declared that this is majority vote and the motion under Article 1 was VOTED BY WELL MORE THEN A MAJORITY.

The Moderator reviewed procedures for the Annual Town Meeting, which are printed in the Town Warrant. Ms. Quirk explained that every matter that is voted on at Town Meeting must come in the form of a motion. The warrant Articles themselves are not self-starting, but a motion may be made to "move in the words of the Article." Unless a presenter moves in the words of the Article, exactly as it is printed in the warrant, he or she must explain to the Hall the changes in the motion, and how it differs from the words that appear in the warrant. All motions of substance, including main motions and motions to amend, must be delivered to the Moderator, Town Clerk, and to Mark Thompson, the Technology Administrator, in writing, before they are made. A motion to amend can only be made when the mover is first recognized, and not in the midst or at the end of their remarks. Only registered voters of Sudbury, non-resident Sudbury employees, or elected state officials may speak without permission of the Hall. Every time they address the hall they must begin by slowly and clearly stating their name and address so that the Town Clerk can make an accurate record of these proceedings. All remarks and questions should be addressed to the Moderator and not to anyone else in the room. The Moderator added that masks must be worn unless speaking. According to the Town bylaws, presenters of Articles may speak for a maximum of ten minutes, and all other speakers for a maximum of five minutes, unless additional time is granted by the Meeting. All presentations were prerecorded on Sudbury TV to keep the meeting as short as possible, due to the health risks associated with this pandemic. As a result the Moderator asked the presenters to keep their summary presentation to one minute.

The Moderator said she would remind the Hall of the requisite quantum before each vote, and then ask all present to signify their votes in favor or against a motion by

raising their cards. She would then count the vote and announce the result. If a vote is too close to call, the Moderator will call for a counted vote.

The Moderator reminded the Hall that every speaker today should be treated with courtesy and respect, no matter how strongly someone may disagree with his or her point of view. Ms. Quirk stated that she will not allow any clapping, hissing, booing or other audible noise, for or against any speakers, either before, during or after presentations. It is within her powers as Moderator to terminate the right to speak of anyone who makes disrespectful comments, whether directed at a voter, speaker, or Town official.

State of the Town Address

Moderator Quirk stated that Chair Daniel Carty has graciously agreed to forgo the reading of the State of the Town Address which has been recorded on Sudbury TV, and is available to the public.

Consent Calendar

The Moderator stated that with the goal of maximizing efficiency because of the Health emergency, the Selectmen have voted to put a large number of articles on the Consent Calendar. Traditionally if one resident wished to remove an article from the Consent Calendar, then they could raise their card and it would be held for general debate. After discussion with Town Counsel, the Moderator stated that with permission of the Hall, that an article can only be removed from the consent calendar if a majority of voters agree.

The Moderator made the motion, which was seconded and passed by **WELL MORE THAN A MAJORITY.**

The Moderator continued to explain that articles on the Consent Calendar are grouped together and acted on as one unit. This year the articles that have been placed on the Consent Calendar by the Selectmen are the following: 10 through 16, 22, 25, 26, 33, 34, 35, 36, and 39-50. The Moderator noted that articles 36 and 39 have some minor changes which are in the handout that was available at the meeting. Ms. Quirk said that the highest quantum of vote would be required for all the articles to pass which is two-thirds.

The Moderator proceeded to call out each article on the Consent Calendar. A voter requested that Article 44 be held for discussion.

The Moderator declared that a majority vote was needed and held that the **motion** to Hold Article 44 from the consent calendar **FAILED.**

After reading out each article the Moderator asked for a vote and declared that all of the motions on the Consent Calendar passed by **MORE THAN A TWO-THIRDS VOTE.**

ARTICLE 2 – FY20 BUDGET ADJUSTMENTS -WITHDRAWN

ARTICLE 3 – FY21 BUDGET

The Moderator explained the rules related to the votes for the budget articles, noting that the vote on the Limiting Motion will establish the upper limit for the FY21 budget. She explained that, once the Body disposes of the limiting motion, the Finance Committee will make a main motion on the budget. At that time, she would read line-by-line the items in the main motion. Absent a motion to reconsider the limiting motion, a voter can only make a motion to amend to reduce a line item, or to increase one item and decrease another, so that the total amount appropriated does not exceed the amount established by the limiting motion. In other words, it will be out of order to make a motion to increase a line item if that increase is not offset by a decrease in another line item.

LIMITING MOTION

The Moderator recognized Eric Poch, Chair of the Finance Committee.

Chairman Poch moved in the words of the motion below:

Move that the amount appropriated under the Fiscal Year 2021 budget not exceed the sum of \$105,613,075.

The motion was seconded.

The Moderator recognized Eric Poch, Co-Chair of the Finance Committee to present the report of the State of the Town Finances. She also reminded the Hall that all the Presentations would be very short as they have been prerecorded on SudburyTV.

Mr. Poch summarized the role of the Finance Committee which is to examine the monied articles and make independent recommendations. They determined that the tax increase to homeowners would be 2.6% which he felt was a very conservative amount. He stated that the Town's financial situation is strong.

The Moderator stated that there are three cost centers. The Town, represented by the Town Manager, Sudbury Public Schools, represented by Superintendent Brad Crozier and Lincoln- Sudbury Regional High School L-SRHS, represented by Bella Wong. She informed the Hall that each of the Town Cost Centers would normally each have ten minutes to give their presentation. However, she asked the Hall for a motion to limit their presentations to 15 minutes all together.

The Hall voted in favor of the motion by WELL MORE THAN A MAJORITY.

All three cost centers summarized their reports at Town Meeting.

BOARD OF SELECTMEN: Supports the Limiting Motion

The Moderator stated that the *motion* requires a majority and declared that the Limiting Motion ***PASSED BY WELL MORE THAN A MAJORITY.***

ARTICLE 3- FY21 BUDGET

Chairman Poch *moved* in the words of the motion below:

Move that the Town appropriate the sums of money set forth in the column “FY21 Recommended” for Fiscal Year 2021 as printed in the warrant.

		FY21
EXPENDITURES		Recommended
300:	Education - Sudbury Public Schools (SPS)	39,608,834
300:	Education - LS Regional High School (LS) ¹	26,712,280
300:	Education - Vocational	550,000
Total: Schools		66,871,114
100:	General Government	3,177,614
200:	Public Safety ⁴	9,199,461
400:	Public Works	5,607,520
500:	Human Services	937,995
600:	Culture & Recreation	1,515,936
800:	Town-Wide Operating and Transfers	686,352
Total: Town Departments		21,124,878
700:	Town Debt Service	3,476,446
900:	Employee Benefits (Town and SPS) ²	13,672,255
1000:	OPEB Trust Contribution (Town and SPS) ³	468,382
TOTAL OPERATING BUDGET:		105,613,075
(not including Capital or Enterprise Funds)		

¹ Includes \$336,485 for OPEB and \$529,571 for Debt Service.

² Includes \$5,937,403 for Town and \$7,734,852 for SPS.

³ Includes \$152,689 for Town and \$315,693 for SPS.

⁴ Appropriation is partially funded by \$660,000 of ambulance receipts.

Said sums to be raised by transfer of \$668,382 from Free Cash and the remainder to be raised by taxation, except that the following items to be raised and designated, by transfer from available fund balances and interfund transfers:

to transfer from Ambulance Reserve for Appropriation Account to item 200: Public Safety, \$660,000; to authorize the Town Manager to transfer, within the FY21 budget, \$150,000 from item 800: Town-Wide Operating and Transfers to the Pool Enterprise Fund; to authorize the Town Manager to transfer, within the FY21 budget, \$50,000 from item 800: Town-Wide Operating and Transfers to the Field Maintenance Enterprise Fund; to authorize the Town Manager to transfer, within the FY21 budget, \$10,201 from item 800: Town-Wide Operating and Transfers to the Town-Owned Synthetic Turf Fields Stabilization Fund established under Art. 17 of the 20015 ATM for the purpose of replacement or major repair of the synthetic turf fields solely owned and operated by the Town of Sudbury; to authorize the Town Manager to transfer, within the FY21 budget, \$1,295,843, from item 900: Employee Benefits (Town and SPS) and \$468,382 from item 1000: OPEB Trust Contribution (Town and SPS) to the OPEB Trust established to meet expenses for post-employment health and life insurance benefits for eligible retirees and to expend such funds for that purpose;

and to authorize multi-year contracts in excess of three years either by renewal, extension, or purchase options in accordance with the provisions of Massachusetts General Laws chapter 30B section 12 upon determination by the Chief Procurement Officer to be the most advantageous option.

Submitted by the Finance Committee

(Majority Vote required)

The **motion** received a second.

FINANCE COMMITTEE: Supports Article 3

BOARD OF SELECTMEN: Supports Article 3

Resident Joe Martino, 109 Maynard Farm Road, questioned the formulation of the budgets. As a clarifying question, he asked if there were any offsets from any of the budgets from the reduced expenditures for the last fiscal year since many places were shut down, such as the school buildings and Town offices which likely created savings. He asked if any of those savings was applied to the budget figures being voted on today.

Town Manager Hayes responded that there was some additional costs due to increased cleaning, but there were also reductions implemented on some items.

Superintendent Crozier confirmed there was some reduction in costs and those reductions were used in pre-purchases such as Chrome books to better serve students remotely and materials addressing related safety concerns within the school buildings.

Superintendent Wong said some savings were realized due to decrease in transportation and service costs last year. Some of that money was used to pay tuition costs and additional costs due to COVID.

Superintendent Wong stated that usually the apportionment calculation is based on a three-year ruling enrollment average and prior years' contribution from the State. She added for the FY'21 budget, Sudbury 3.5% on the previous years' assessment, the Lincoln assessment was based on the prior year's enrollment as well as prior year's contribution rate from the State, and the Lincoln portion matched the Sudbury guidance of 3.5% on the assessment. She added the ending budget for Sudbury is 3.1% because State and Federal funding has been level for the last decade, which is why the budget increases.

The Moderator proceeded to read each line item of the budget.

Resident Chris Thompson, 178 Horse Pond Road, asked for clarification of the largest line items 300. He suggested that last year's numbers be included on the Expenditures page for easy comparison, which he included on his own copy. He noted that the presented 2021 Budget was increased by 4%. He asked about the large increases in the Human Services and Culture & Recreation items.

Town Manager Hayes responded that there had been some adjustments due to staffing. In examining the Park & Recreation item, changes in director funding and an added employee were included in the expenses.

Finance Director Dennis Keohane, explained the funding of the two positions and Human Services expense. He said that an additional Health Inspector position was also added.

Resident Maia Proujansky-Bell, 38 Lakewood Drive, stated she wanted a detailed explanation of the various significant reductions in funding of vocational education, a 10.57% reduction. Ms. Proujansky-Bell noted that this decrease causes concern about the legal requirements to provide the option of vocational education for students in the Town.

Town Manager Hayes responded that the vocational education participation is based on the enrollment, and enrollment drives the ridership for transportation as well as, the tuition that is paid.

The Moderator stated that a majority vote was required and declared the *motion* for Article 3 *PASSED BY WELL MORE THAN A MAJORITY.*

ARTICLE 4 – FY21 CAPITAL BUDGET

Selectman Chair Dan Carty, *moved* in the words below:

Move to transfer the sum of \$722,076 from Free Cash for the purchase or acquisition of capital items including but not limited to capital equipment, construction, engineering, design, and renovation to buildings, including equipping of vehicles and all incidental and related expenses for projects; and to authorize the Town Manager to allocate funds as needed between the underlying departments as shown in the following chart:

	FY21 Recommended
Operating Capital Budget	
Sudbury Public Schools	154,000
LS Regional High School	74,656
Information Systems	120,820
Police	43,600
Fire	54,000
Public Works	50,000
Combined Facilities	225,000
Total Operating Capital Budget	722,076

Submitted by the Town Manager

(Majority vote required)

The **motion** received a second.

Town Manager Hayes provided related details associated with the FY21 Capital Budget, and confirmed that some \$225,000.00 worth of additional projects were deferred (he displayed those items) in consideration of the uncertainties associated with COVID.

FINANCE COMMITTEE: Supports this article

BOARD OF SELECTMEN: Supports the article.

Selectman William Schineller commended Town Staff for their conservative decisions to conserve free cash, including \$4.5 million for the fire station.

The Moderator stated that a majority vote was required and declared that the **motion** for Article 4 **PASSED BY WELL MORE THAN A MAJORITY.**

ARTICLE 5 – FY21 TRANSFER STATION ENTERPRISE FUND BUDGET

Board of Selectman chair, Dan Carty, **moved** in the words below:

Move to appropriate the sum of \$297,764 for the Transfer Station Enterprise Fund for FY21, and further to authorize use of an additional \$17,163 for indirect costs; such sums to be raised from \$314,927 in FY21 receipts of the Enterprise, as set forth in the Article.

Submitted by the Town Manager

(Majority vote required)

The **motion** received a second.

Town Manager Hayes explained the Enterprise Fund concept, noting that it applied to Articles 6 and 7, as well.

FINANCE COMMITTEE: Supports this article.

BOARD OF SELECTMEN: Supports this article.

The Moderator stated a majority vote is required, and that the **motion** under Article 5 **PASSED BY WELL MORE THAN A MAJORITY.**

ARTICLE 6 – FY21 POOL ENTERPRISE FUND BUDGET

Selectman Dan Carty, **moved** in the words below:

Move to appropriate the sum of \$427,421 for the Pool Enterprise Fund for FY21, and further to authorize use of an additional \$36,828 for indirect costs; said sums to be raised from \$396,247 in receipts of the Enterprise, and \$150,000 to be transferred from the General Fund.

	FY19 Actual	FY20 Appropriated	FY21 Recommended
POOL ENTERPRISE FUND			
Direct Costs	445,109	449,323	427,421
Indirect Costs ¹	36,227	18,956	36,828
Total Expenditures	481,336	468,279	464,249
Enterprise Receipts	443,107	468,279	396,247
Transfers In ²	-	-	150,000
Total Revenues	443,107	468,279	546,247

¹ Paid for by Enterprise Revenue Transfer to Unclassified Benefits (General Fund)

² Transfer from Free Cash (General Fund) to offset enterprise fund deficit.

Submitted by the Finance Committee

(Majority vote required)

The **motion** received a second.

Town Manager Hayes explained that the director and administrator salaries are no longer included as a Pool Enterprise expense item. The reason for this is if the pool's revenue decreases as it did this past year, then the Director would not have to be

furloughed, which is what happened in other communities. He also noted that the Parks & Recreation Commission voted to increase pool rates.

FINANCE COMMITTEE: Voted to recommend approval of the article.

BOARD OF SELECTMEN: Recommended approval of the article.

Eric Poch, Finance Chair noted that the pool closed in Spring 2020 due to Covid which led to a further decline in revenue. He also explained that the Pool Enterprise Fund now covers employee benefits.

The Moderator declared that a majority vote is required, and that the motion for Article 6 **PASSED BY WELL MORE THEN A MAJORITY.**

ARTICLE 7- FY21 RECREATION FIELD MAINTENANCE ENTERPRISE FUND BUDGET

Selectman Dan Carty moved in the words below:

Move to appropriate the sum of \$230,435 for the Recreation Field Maintenance Enterprise Fund for FY21; to authorize use of an additional \$24,269 for indirect costs; and to authorize the Town Manager to transfer from the FY21 Enterprise Fund budget \$10,500 from Direct Costs to the Town-Owned Synthetic Turf Fields Stabilization Fund established under Art. 17 of the 2015 Annual Town Meeting for the purpose of replacement or major repair of the synthetic turf fields solely owned and operated by the Town of Sudbury, such sums to be raised from \$224,395 in FY21 receipts of the Enterprise and \$50,000 to be transferred from the General Fund.

	FY19 Actual	FY20 Appropriated	FY21 Recommended
FIELD MAINTENANCE ENTERPRISE FUND			
Direct Costs ¹	198,537	228,040	230,435
Indirect Costs ²	22,575	23,198	24,269
Total Expenditures	221,112	251,238	254,704
Enterprise Receipts	210,093	226,238	224,395
Retained Earnings Used	-	25,000	-
Transfers In ³	-	-	50,000
Total Revenues	210,093	251,238	274,395

¹ Direct costs include \$10,500 of capital expenditures.

² Paid for by Enterprise Revenue Transfer to Unclassified Benefits (General Fund)

³ Transfer from Free Cash (General Fund) to offset enterprise fund deficit.

Submitted by the Finance Committee

(Majority vote required)

The **motion** received a second.

Town Manager Hayes reviewed all the line items associated with Article 7 as shown above.

FINANCE COMMITTEE: Recommends approval of the article.

BOARD OF SELECTMEN: Supports approval of article 7.

The Moderator stated a majority vote is required, and declared that the **motion** for Article 7 **PASSED WITH WELL MORE THAN A MAJORITY.**

ARTICLE 8 – FY20 SNOW & ICE TRANSFER - WITHDRAWN

ARTICLE 9 – UNPAID BILLS - WITHDRAWN

ARTICLE 10 – CHAPTER 90 HIGHWAY FUNDING (Consent Calendar)

Selectman Chair Dan Carty **moved** in the words below:

Move to see if the Town will authorize the Town Manager to accept and to enter into a contract for the expenditure of any funds allotted or to be allotted by the Commonwealth for the construction, reconstruction and maintenance projects of Town ways pursuant to Chapter 90 funding; and to authorize the Treasurer to borrow such amounts in anticipation of reimbursement by the Commonwealth.

Submitted by the Director of Public Works (Majority vote required)

The **motion** was seconded.

FINANCE COMMITTEE: Recommends approval of Article 10.

BOARD OF SELECTMEN: Supports this article.

The Moderator declared that the **motion** for Article 10 **PASSED BY WELL MORE THEN TWO-THIRDS**

ARTICLE 11 – STABILIZATION FUND

(Consent calendar)

Selectman Dan Carty **moved** in the words below:

Move that the Town vote to transfer from Free Cash \$40,496, to be added to the Stabilization Fund established under Article 12, of the October 7, 1982 Special Town Meeting, pursuant to General Laws Chapter 40, Section 5B.

Submitted by the Board of Selectmen

(majority vote required)

FINANCE COMMITTEE: Recommended approval of the article.

BOARD OF SELECTMEN: Supports the article.

The Moderator declared that the motion for Article 11 PASSED BY WELL MORE THEN TWO-THIRDS

ARTICLE 12. GOODNOW LIBRARY SERVICES REVOLVING FUND

(Consent Calendar)

Selectman Dan Carty moved in the words below:

Move to amend Section 1 of Article XXXIII of the General Bylaws by establishing a new Revolving Fund to be known as the “Goodnow Library Services Revolving Fund” for use by the Library Director for the purposes of funding the replacement of books, CDs, DVDs, audio books and other materials lost or damaged by patrons in addition to incidental costs associated with services for patrons such as document copying, printing, passport acceptance applications, microfilm, and notary services, and including library programs offered to the public utilizing revenue from lost book fees, passport application fees, copying fees, and fees associated with other library services at the Goodnow Library, pursuant to M.G.L. c.44, s.53E1/2; and for such purposes to insert the bold italic text as set forth below:

Program or Purpose
Receipts

Authorized Representative
or Board to Spend

Department

*Funding the replacement of
passport
books, CDs, DVDs, audio books
copying
and other materials lost or
associated
damaged by patrons, in addition
services
to incidental costs associated with
Library
service for patrons such as document
copying, printing, passport acceptance
applications, microfilm, and notary*

Library Director

*Lost book fees,
application fees,
fees, and fees
with other library
at the Goodnow*

*services, and including library programs
offered to the public*

Submitted by the Library Director

(Majority vote required)

The motion was seconded.

BOARD OF SELECTMEN: Supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the motion for Article 12 PASSED BY WELL MORE THEN TWO-THIRDS

ARTICLE 13 – FY21 REVOLVING FUNDS SPENDING LIMITS (Consent Calendar)

Selectman Dan Carty moved in the words below:

Move that the Town will vote to establish the FY2021 spending limits for the use of revolving funds under M.G.L. c.44, s.53E 1/2, by the following departments of the Town in accordance with each fund set forth in Article XXXIII of the Town of Sudbury General Bylaws.

		Maximum
<u>Fund</u>	<u>Department</u>	<u>Amount</u>
Public Health Vaccinations & Tobacco Control	Board of Health	30,000
Plumbing & Gas Inspectional Services	Building Inspector	65,000
Portable Sign Administration & Inspectional Services	Building Inspector	10,000
Conservation (Trail Maintenance)	Conservation Commission	15,000
Conservation (Wetlands)	Conservation Commission	50,000
Forestry Activities	Conservation Commission	10,000
Council on Aging Activities	Council on Aging	65,000
Council on Aging Van Transportation (MWRTA)	Council on Aging	150,000
Cemetery Revolving Fund	Public Works	20,000
Fire Department Permits	Fire	50,000
Goodnow Library Meeting Rooms	Goodnow Library	10,500
Goodnow Library Services	Goodnow Library	6,000
Recreation Programs	Park and Recreation Commission	650,000
Teen Center	Park and Recreation Commission	10,000
Youth Programs	Park and Recreation Commission	200,000
Bus	Sudbury Public Schools	450,000
Instrumental Music	Sudbury Public Schools	100,000
Cable Television	Town Manager	30,000
Rental Property	Town Manager	40,000
Dog	Town Clerk	75,000
Zoning Board of Appeals	Zoning Board of Appeals	35,000
Solar Energy	Combined Facilities	450,000

Submitted by the Town Finance Director

(Majority vote required)

The motion was seconded.

FINANCE COMMITTEE: Recommends approval of this article.

BOARD OF SELECTMEN: Supported the article.

Resident Tom Travers, 32 Old Framingham Road, asked why there was a 20% increase in Park & Recreation.

Recreation Director Dennis Mannone responded that the department increased the spending limit in order to pay vendors and some of the program fees, to increase programs offered this year, pre-pandemic.

The Moderator declared that the motion for Article 13 PASSED BY WELL MORE THEN TWO-THIRDS

ARTICLE 14. CAPITAL STABILIZATION FUND

Selectman Chair Dan Carty moved in the words of the article:

Move in the words of the article to transfer from Free Cash \$250,000, to be added to the Capital Stabilization Fund established under Article 13 of the 2019 Annual Town Meeting.

Submitted by the Town Manager.

(Majority vote required)

The motion was seconded.

Town Manager Hayes explained the history of the Capital Stabilization Account. He maintained that the goal was to include 5% of total projected General Fund Operating Revenue for next year. Town Manager Hayes confirmed that this 5% reserve method was in compliance with the DLS (Division of Local Services) capital plan funding strategies. He also stated that in accordance with the June 2020 Standards and Poor's rating, "stabilization funds will increase the Town's budgetary flexibility."

BOARD OF SELECTMEN: Supports this article unanimously.

FINANCE COMMITTEE: Opposes the article.

Mr. Poch stated that the Finance Committee was opposed to this plan, in a vote of 1-5, and recommends retaining the \$250,000 in Free Cash at this time.

Resident Daniel Martin, 86 Brookdale Road, asked the Finance Committee to explain their vote.

Mr. Poch responded that in consideration of a conservative budgeting approach this year, and unintended consequences and unforeseen circumstances; the position of the Finance Committee reflected a more conservative approach to Free Cash use.

Resident Chris Thompson, 178 Horse Pond Road, asked if this approach was similar to Article 4 in consideration of funding future capital budgets.

Town Manager Hayes stated that Capital Budget and Capital Budget Stabilization Fund are distinctly different. The Capital Budget would fund current expenses in FY21 and the Capital Budget Stabilization Fund would provide for future expenses.

Mr. Thompson commented that he did not support Article 14.

Resident Marie Royea, 42 Blacksmith Drive, inquired about the current balance in the Capital Budget Stabilization Fund. Town Manager Hayes responded the original amount put into the account last year was \$250,000.00. That is the current balance.

Resident Jamie Gossels, 11 Spiller Circle, stated that the CIAC did not take a position on this article. She believed that overall the capital fund is extremely underfunded and there is a constant need for capital expenses. This is a beneficial step toward funding the Town's capital needs.

Resident Tom Travers, 32 Old Framingham Road, stressed that this is a good way to begin funding smart capital needs for the Town, especially emergency situations. He recommended such yearly contribution with increased amounts.

The Moderator reminded everyone to wear their masks during this meeting for everyone's peace of mind and safety.

The Moderator declared that the motion for Article 14 PASSED BY WELL MORE THEN TWO-THIRDS.

ARTICLE 15 – FUND LITIGATION COSTS- EVERSOURCE- (Consent Calendar)

Selectman Dan Carty moved in the words below:

Move that the Town transfer \$150,000 from Free Cash, to be expended under the direction of the Town Manager, for the purpose of legal fees, hiring of experts, and all related costs related to litigation of the Eversource/Hudson reliability project.

Submitted by the Town Manager.

(Majority vote required)

The motion was seconded.

FINANCE COMMITTEE: Recommended support of the article

BOARD OF SELECTMEN: Supports this article.

The Moderator declared that the motion for Article 15 PASSED BY WELL MORE THEN TWO-THIRDS

ARTICLE 16. POST-EMPLOYMENT HEALTH INSURANCE TRUST FUNDING

(Consent Calendar)

Selectman Dan Carty moved in the words below:

Move that the town vote to transfer \$211,867.08 from the Health Claims Trust fund, established by the Town as of January 1, 1994, to be placed in the Post-Employment Health Insurance Liability Fund, the so-called Other Post-Employment Benefits (OPEB) Trust established by the Town of Sudbury pursuant to Chapter 72 of the Acts of 2006.

Submitted by the Town Manager.

(Majority vote required)

BOARD OF SELECTMEN: Supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the motion for Article 16 PASSED BY WELL MORE THEN TWO-THIRDS

ARTICLE 17. CSX CORRIDOR

Board of Selectmen Chair, Dan Carty, moved in the words below:

Move to authorize the Board of Selectmen to acquire, by purchase, gift, eminent domain or otherwise, the fee or lesser interest in all or a part of the land shown as Mile Post QBS 3.40 to QBS 4.80 on a Railroad Map dated July 22, 2020, prepared by CSX Transportation, Inc., and a Plan dated July 20, 2020, copies of which are on file with the Town Clerk, consisting of 11.26 acres of land, more or less, for open space, conservation, passive and active recreation purposes including rail trail / bicycle path, general municipal purposes, for water protection and water supply purposes, and for all other lawful purposes, including leasing for purposes consistent with the use of the property, and to authorize the Board of Selectmen to lease the fee or lesser interest in all or a part of such property; and further to appropriate the sum of \$1,220,500 for the acquisition of such property or interest therein and all incidental and related costs, including but not limited to, costs of title investigations, environmental investigations and other due diligence, closing, and attorneys' fees; and, for such purposes, to authorize the Treasurer with the approval of the Board of Selectmen to borrow the sum of \$1,220,500, pursuant to G.L. c.44, §7 and G.L. c.44B, §11 or any other enabling authority, and issue bonds and notes of the Town therefor, such sum to be reduced by the amount of any grant proceeds received; Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; and, in the event that Community Preservation funds are used for purposes of acquisition, to authorize the Board of Selectmen to grant a conservation restriction on all or a portion of said property meeting the requirements of G.L. c.184, §§31-33 as may be required in accordance with G.L. c.44B, §12; and further to authorize the Board of Selectmen to execute all instruments, including deeds, easements, leases, and/or other agreements, upon such terms and conditions as the Selectmen deem appropriate, and to take all other action as may be necessary to effectuate the vote to be taken hereunder; provided, however, that the vote taken hereunder shall be expressly contingent upon approval by the voters at an election of a Proposition 2 ½, so-called, debt exclusion allowing the Town to raise the money needed to repay the principal and interest on such bonds or notes outside the limits established by General Laws Chapter 59, Section 21C.

Submitted by the Board of Selectmen.

(Two-thirds vote required, if borrowed)

The motion was seconded.

FINANCE COMMITTEE: Voted 5-2 in support of the article

BOARD OF SELECTMEN: Voted 4-1 in favor of the article.

Selectman Jennifer Roberts presented Article 17 via PowerPoint display. She cited several reasons for the Town purchase of the approximately 1.4 mile CSX corridor. It provides access and would be a buffer to conservation lands; protects critical drinking water and natural resources areas; enables southward extension of the Bruce Freeman Rail Trail (including the Rte. 20 business district); links neighborhoods, business districts, and open spaces; provides Town future control of land to prevent potential development, or utility use.

Selectman Roberts provided a chronology of the Sudbury CSX timeline; adding that the Town has been considering such purchase for 19 years. Since 2001, Sudbury has been renewing a negotiating term with CSX and in 2019 the STB (Surface Transportation Board) ruled to limit the negotiating period, indicating that after 2020 the term might not be renewed or extended.

Ms. Roberts listed the reasons why purchase at this time would be favorable for the Town: the construction of the 4.5 mile section of the Bruce Freeman Rail Trail is scheduled to begin in 2022 and this acquisition will naturally extend the Trail; grant funds toward the acquisition total of \$400,000 will expire on June 30, 2021; the Town's ability to negotiate with CSX expires December 1, 2020; the purchase allows the Town to control the future of this land.

Ms. Roberts described the due diligence process and the funding request and the financial impact to taxpayers.

Selectman Carty confirmed that the Selectmen supported the article 4-1, four in favor and one opposed.

Mr. Poch confirmed that the Finance Committee supports the article 5-2, five in favor and two opposed.

CIAC member Jamie Gossels, stated that CIAC members voted twice; once in September which reflected a vote of 1-3-1; one in favor, three opposed and one abstention. She noted that the second CIAC vote taken on September 10 was 3-1; three in favor and one opposed with no abstentions.

Steve Garvin, Chair of the Planning Board, stated that the Planning Board voted unanimously 5-0 at their meeting on September 9, 2020. He stressed that open space and recreation has been a priority of the Board and consistent with the goals and mission of the Planning Board.

Resident Jan Hardenbergh, 7 Tippling Rock Road, member of the Land Acquisition Review Committee Board, stated the Board voted unanimously in favor of this article.

Sudbury resident Len Simon, 40 Meadowbrook Cir. moved to amend the *motion* under Article 17 as follows:

Amendment #1

Move to authorize the Board of Selectmen to acquire, by purchase, gift, eminent domain or otherwise, the fee or lesser interest in all or a part of the land shown as Mile Post QBS 3.40 to QBS 4.80 on a Railroad Map dated July 22, 2020, prepared by CSX Transportation, Inc., and a Plan dated July 20, 2020, copies of which are on file with the Town Clerk, consisting of 11.26 acres of land, more or less, for open space, conservation, passive and active recreation purposes including rail trail / bicycle path, general municipal purposes, for water protection and water supply purposes, and for all other lawful purposes, including leasing for purposes consistent with the use of the property, and to authorize the Board of Selectmen to lease the fee or lesser interest in all or a part of such property; and further to raise and appropriate and transfer from available funds, including the Community Preservation Fund and \$250,000 from Capital Stabilization Fund, or borrow the sum of \$1,220,500 for the acquisition of such property or interest therein and all incidental and related costs, including but not limited to, costs of title investigations, environmental investigations and other due diligence, closing, and attorneys' fees; and, for such purposes, in the event that the Community Preservation Funds are used for purposes of acquisition, to authorize the Board of Selectmen to grant a conservation restriction on all or a portion of said property meeting the requirements of G.L. c.184, §§31-33 as may be required in accordance with G.L. c.44B, §12; and further to authorize the Board of Selectmen to execute all instruments, including deeds, easements, leases, and/or other agreements, upon such terms and conditions as the Selectmen deem appropriate, and to take all other action as may be necessary to effectuate the vote to be taken hereunder; or take any other action relative thereto.

The amendment was seconded.

Mr. Simon stated he was in total support of Article 17 – CSX Corridor and has advocated that the Town acquire it for many years. He explained that the reason for his proposed amendment was crafted so the Town can purchase this corridor today rather than having to go through multiple votes, including a two-thirds vote here at Town Meeting and a second vote at the November Presidential Election. Mr. Simon maintained that the changed amendment was 100% consistent with the objective of acquiring the CSX corridor and the only difference was how the purchase would be funded. He indicated the goal would be to have a majority vote on the motion today with the sources of funding comprised of: DCR grants at \$400,000; Capital Stabilization Funds at \$250,000; and Cash, CPA, and other available funds at \$570,500. This proposal would not require a debt exclusion or an override vote in November.

Town Moderator Quirk requested that Town Counsel confirm that a two-thirds vote was required today, regardless of the funding source. The vote whether to amend the main motion would require a majority vote. Town Counsel responded in the affirmative.

Mr. Poch stated that the Finance Committee wanted assurance from the Finance Director Dennis Keohane that the purposed motion was valid in regard to the mentioned funding sources.

Resident Susan Berry, member of the Finance Committee, 4 Dawson Drive, requested information regarding the available funds and if it would actually be Free Cash funding in part.

Finance Director Dennis Keohane stated that in review of Mr. Simon's motion, the funding as proposed would not be possible because there would not be a sufficiency in regard to the "raise and appropriate" clause.

Resident Gary Bean, 3 Wilshire Street, said he was in favor of the Article and was in favor of the amendment, provided it is technically feasible. He stated he would like to avoid any additional items on the November ballot and time constraints would be difficult.

Town Counsel, Jon Silverstein responded that if a related debt exclusion were included, it would require a ballot vote, and if borrowing is approved as a funding source and not contingent on a debt exclusion, then such ballot question would not be required. If no borrowing is required (which reflects the proposed amendment) then no ballot question would be required. He stressed that if the vote should fail in entirety today, the matter would still be on the ballot, and if passed at the ballot, a future Town Meeting could reconsider but the chance to purchase the corridor might have lapsed.

Resident Steve Lanzendorf, 43 Hawes Road, stated he was unclear about why questions were being considered regarding an amendment that has already been declared out of order. Moderator Quirk responded that the amendment was not out of order but in accordance with Town Meeting procedure, discussion was needed before a vote on the amendment could take place

Resident Alex Vai, 5 Wadsworth Road, noted that in the report for Article 51, there is a note about inclusion of legal aspects around the use of CPA funding for the CSX corridor acquisition. He asked if such funding remains an issue and is also an issue regarding Article 17.

Lee Smith, Town Counsel, responded that there was a warrant article in 2008 that conditionally authorized the use of CPA funds with the condition that no liability could be transferred from CSX to the Town in connection with the transfer; which was not permitted under federal statutes and regulations. He stated that there is an opinion from the Department of Revenue which questions the legality of using those funds at this time.

Resident Jim Gish, 35 Rolling Lane, asked if the CSX amendment passed and could be corrected, then what would be the effect of the ballot question with the November ballot. He also asked what if the amendment passed and the ballot question did not?

Town Counsel responded that if the current amendment passed, then whether or not the ballot question passes, would not matter because the ballot question authorizes debt outside of the levy limit. He noted that he and the Finance Director are working with the proponent of the amendment now on an alternative amendment.

Mr. Gish stated he supported the amendment as helps with the risk factors associated with acquisition; and felt it was important to proceed with the CSX acquisition. He emphasized that acquisition of this corridor would advance keeping the land out of the scope of the utilities. He stated that in the last three+ years, the Town has been fighting Eversource and the fight continues collectively between tax collection and Protect Sudbury donations that the Town has expended over a million dollars.

After much discussion, Sudbury resident Jean Nam, 81 New Bridge Road, moved to call the question on the amendment to the motion.

The Moderator noted that a Two-thirds vote was required and declared that the Motion to Terminate Debate PASSED BY MORE THEN TWO-THIRDS.

The Moderator stated that a majority vote was required for the Amended Motion and declared that the Amendment FAILED.

Mr. Simon presented a new amendment to Article 17, with assistance from Town Counsel.

Amendment #2

Len Simon moved to amend Article 17 by adding the underlined section and deleting the crossed out language as set forth below:

Move to authorize the Board of Selectmen to acquire, by purchase, gift, eminent domain or otherwise, the fee or lesser interest in all or a part of the land shown as Mile Post QBS 3.40 to QBS 4.80 on a Railroad Map dated July 22, 2020, prepared by CSX Transportation, Inc., and a Plan dated July 20, 2020, copies of which are on file with the Town Clerk, consisting of 11.26 acres of land, more or less, for open space, conservation, passive and active recreation purposes including rail trail / bicycle path, general municipal purposes, for water protection and water supply purposes, and for all other lawful purposes, including leasing for purposes consistent with the use of the property, and to authorize the Board of Selectmen to lease the fee or lesser interest in all or a part of such property; to appropriate \$250,000 from the Capital Stabilization Fund; and further to appropriate the sum of \$1,220,500 for the acquisition of such property or interest therein and all incidental and related costs, including but not limited to, costs of title investigations, environmental investigations and other due diligence, closing, and attorneys' fees; and, for such purposes, to authorize the Treasurer with the approval of the Board of Selectmen to borrow the sum of \$1,220,500, pursuant to G.L. c.44, §7 and G.L. c.44B, §12 or any other enabling authority, and issue bonds and notes of the Town therefor, such sum to be reduced by the amount of any grant proceeds received; Any premium received upon the sale of any bonds or

notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; and, in the event that Community Preservation funds are used for purposes of acquisition, to authorize the Board of Selectmen to grant a conservation restriction on all or a portion of said property meeting the requirements of G.L. c.184, §§31-33 as may be required in accordance with G.L. c.44B, §12; and further to authorize the Board of Selectmen to execute all instruments, including deeds, easements, leases, and/or other agreements, upon such terms and conditions as the Selectmen deem appropriate, and to take all other action as may be necessary to effectuate the vote to be taken hereunder.; ~~provided, however, that the vote taken hereunder shall be expressly contingent upon approval by the voters at an election of a Proposition 2 ½, so-called, debt exclusion allowing the Town to raise the money needed to repay the principal and interest on such bonds or notes outside the limits established by General Laws Chapter 59, Section 21C.~~

The motion was seconded.

Resident Tom Travers stated he was against the amendment and indicated that monies taken out of a stabilization fund should have proper review by town boards before allocation of such funds. He indicated that the amendment reflected a last-minute consideration without review by the Finance Committee, the CIAC, or the Select Board. He strongly recommended voting against the amendment.

Resident Chris Thompson, 178 Horse Pond Rd. expressed concern regarding the funding plan. He agreed that the proposed \$250,000 CPA funding has not gone through the appropriate review process. He stressed that the vote should be finalized with a ballot question in November.

Resident Mike Manente, 23 Webster Circle, stated he was in favor of acquiring the CSX corridor, and asked what would happen if the amendment failed.

Moderator Quirk responded if the amendment is approved at this meeting, then the original article gets approved with the language “as amended.” And such vote must reflect a two-thirds approval.

Resident Steve Lanzendorf maintained that the explanation was confusing. He indicated that if the amendment failed, then it’s a revisit and vote on the main motion. Moderator Quirk agreed.

Town Counsel explained that the amendment needed a majority vote to pass and if the amendment passed, the main motion as amended would still need a two-thirds vote to pass.

The Moderator read the amendment to the Hall and declared that the amendment **FAILED**.

Town Moderator Quirk informed the Hall that they would now return to a discussion of the original motion presented by Chairman Carty.

Resident Chris Menge, 9 Fern Trail, stated that the construction of the Rail Trail would likely be funded by Mass DOT (Department of Transportation).

Resident Richard Williamson, 22 Farmstead Lane, stated he wanted the Bruce Freeman Rail Trail to become a reality.

Resident Chris Thompson, stated that Article 51 appears to be requesting the same grant-funding sources. Mr. Simon replied that if Article 17 is approved, Article 51 would be indefinitely postponed.

The Moderator stated that a two thirds vote was needed and declared that the main *motion PASSED BY WELL MORE THAN TWO-THIRDS.*

ARTICLE 18. FAIRBANK COMMUNITY CENTER DESIGN AND CONSTRUCTION FUNDS

Selectman Chair, Dan Carty, moved in the words of the amended motion below:

Move that the Town vote to borrow the sum of \$28,832,000, to be expended under the direction of the Town Manager, for the design, permitting, and construction or renovation of a Community Center and all other appurtenances thereto, including a pool, on the Town-owned land at 40 Fairbank Road known as the current site of the Fairbank Community Center and Atkinson Pool, and for all incidental and related expenses, including but not limited to professional, design, engineering, and project management services, preparation of plans, specifications, and bidding documents, borrowing costs, purchase of equipment, technology, and furniture, as well as site preparation, demolition, landscaping, and relocations services and costs; and further, to authorize the Treasurer, with the approval of the Board of Selectmen, to issue bonds or notes of the Town in accordance with General Laws Chapter 44, Section 7, or any other enabling authority, and, further, that any premiums received by the Town upon the sale of any bonds or notes issued pursuant to this vote, less any premium applied to the payment of costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with General Laws Chapter 44, Section 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; and further, to authorize the Town Manager with the approval of the Board of Selectmen to enter into such contracts to carry out the purposes of said vote in accordance with any enabling authority; provided, however, that the vote taken hereunder shall be expressly contingent upon approval by the voters at an election of a Proposition 2 ½, so-called, debt exclusion allowing the Town to raise the money needed to repay the principal and interest on such bonds or notes outside the limits established by General Laws Chapter 59, Section 21C.

Submitted by the Board of Selectmen. (Two-thirds vote required, if borrowed)

The motion was seconded.

The Moderator recognized Selectwoman Jennifer Roberts to present the Article.

Ms. Roberts explained the history of the Fairbanks Community Center. The Center houses offices for the Sudbury Public Schools, the Sudbury Senior Center and the Park and Recreation Department. It was built originally as a school in 1958, the pool was constructed in 1987 and the senior center addition was constructed in 1989.

Selectwoman Dretler spoke to the reasons why a new Community Center was needed. She showed slides documenting the deterioration of the building, the pool and locker areas. She also stated that it was no longer large enough to meet the needs of the Town. She urged the Body to vote in favor of the article.

FINANCE COMMITTEE: Voted 4-4 against the article.

Chairman Poch explained that the Committee's pro votes were based on the poor condition of the facility, and the con votes were based on the incomplete design plan presented, missing lease options, and RFP considerations. He believed that the project needed to be better vetted considering this project is the single largest capital expense project in recent times.

BOARD OF SELECTMEN: Voted against the article.

COUNCIL ON AGEING: Voted in favor of the article.

COA chairman Jeff Levine, 42 Chanticleer Rd. stated that the current center lacks the space to adequately support the programs of the COA and Park and Recreation.

CIAC: Voted unanimously 4-0 to support the article

PARK & RECREATION COMMISSION: Voted 4-1 in favor, with one abstention

PERMANENT BUILDING COMMITTEE: Voted unanimously to support the Article.

Permanent Building Committee member Jennifer Pincus, 25 Blueberry Hill Lane, acknowledged that after many related discussions, the Committee unanimously supported the article.

Resident Leon Goodman, 35 Maple Avenue, stated that as a frequent user of the Senior Center, increased volunteer opportunities would be possible with an improved and enlarged senior center.

Resident Raymond Schmidt-Gross, 298 Maynard Road, acknowledged the importance of the project, but felt that this was not the right time to pass such a capital expense. He suggested other possible funding options.

Resident Jim Gish, 35 Rolling Lane, stated that the expense of the project would increase with time. He stated that every resident was a stakeholder in this project.

Resident Allan Wallack, 67 Thompson Drive, stressed that the Town needed a new community center, which would serve residents of all ages. Mr. Wallack asked if the Planning Board supported the Article.

Planning Board Chair Steve Garvin, stated that the Planning Board did not typically take a position on building projects. He noted that the Planning Board has supported many senior programs, and worked on the Master Plan in consideration of such senior programming.

Resident Maile Hulihan, 35 Maple Avenue, commented about the cooperation involved with the stakeholders and residents, and strongly supported the Article. She acknowledged the increasing number of seniors in the Town who could benefit by a new community center.

Permanent Building Committee member Anuraj Shah, 257 Concord Rd. stated that the Committee voted on the proposed cost estimate of the project, but did not officially take a vote to support the Article.

Resident George Cooley, 191 Maynard Road, explained that a supporting vote today would mean the article would appear for a vote on the November ballot. He encouraged that everyone vote in support of the article today.

Resident Michael Pincus, 25 Blueberry Hill Lane, asked why the Select Board did not vote in favor of the project, and asked about the current status of the proposed community center process.

Selectwoman Roberts responded that the conceptual concept process was completed. If the project is approved today, the Town would select a construction design team.

Selectman Chair Carty stated that an official position statement as to why the Board voted against the project was not taken by the Selectmen, and felt his opinion might not be reflective of all Board members.

Resident John Donovan, 26 Old Orchard Road, noted he lived in Sudbury for some 64 years, and appreciated all the efforts and programs at the Senior Center, and advocated for the new community center.

Selectwoman Dretler, thanked Mr. Shah for clarifying the vote made by the Permanent Building Committee. She stated many community needs would be serviced under one roof.

Resident Richard Morse, 47 Maple Avenue, stated he wanted to understand the Selectmen's lack of unanimous support.

Selectman Schineller, stated that he recognized the need for an improved community center, but indicated that alternative options have not been presented; and indicated he did not accept the assumption that there is no other suitable space for Sudbury Public Schools administration offices; and maintained that there is other available space for Park & Recreation offerings. Mr. Schineller stated that other emergency center options could be considered.

Selectwoman Pat Brown stated that the Board Members voiced their positions at the July 28th meeting. She indicated that her present concern reflected the financial insecurity associated with COVID-19, and felt that this is not the time to start a major project.

Selectwoman Jennifer Roberts acknowledged that COVID-19 has caused interruptions, but indicated that the progress made with this project should not be dismissed, and the expense of the project would not be reflected until FY24. She affirmed that everyone deserved a better community center.

Dan Carty, 15 Stonebrook Rd. acknowledged that he was speaking for himself and not the Select Board. He stated that expansion for the Senior Center was needed, but that the Park & Recreation was asking for a lot, and SPS administrative offices would not be gaining additional office space with the construction of the proposed community center.

SPS Superintendent Brad Crozier stated that the School Committee voted 5-0 in favor of the school portion of the project.

The Moderator declared that the motion for Article 18 PASSED BY WELL MORE THEN TWO-THIRDS.

ARTICLE 19. WITHDRAWN

At 1:00 pm the Moderator moved to adjourn Town Meeting for lunch and return at 1:45pm. The motion received a second, and passed Unanimously.

The Moderator called Town Meeting to order at 2pm.

ARTICLE 20. WITHDRAWN

ARTICLE 21. PURCHASE FIRE DEPARTMENT AMBULANCE

Board of Selectmen Chair, Dan Carty, moved in the words of the article below:

Move in the words of the article with the sum of \$340,000 to be transferred from the Ambulance Reserve for Appropriation Account for the purchase of an ambulance and associated equipment for the Fire Department in Fiscal Year 2021.

Submitted by the Board of Selectmen.

(Majority vote required)

The motion was seconded.

Fire Chief John Whalen provided a brief overview of the Article with PowerPoint slides. He noted that he had previously submitted the full presentation to Sudbury TV. He thanked residents and businesses in Town during the pandemic over the past six months. He talked about the need for a third ambulance.

FINANCE COMMITTEE: Supports the article.

BOARD OF SELECTMEN: Unanimously supports this article.

CIAC: Unanimously supports the article.

Resident Henry Sorett, 58 Longfellow Road, stated that he did not support article 21 because many surrounding towns are paid by ambulance services based on revenue generated, and do not run their own ambulance services. He also stated that EMTs are not town employees.

Resident Chris Thompson, 178 Horse Pond Road, asked if additional staffing hours would be provided to man the new proposed equipment. Chief Whalen stated that this would be the third ambulance added to the fleet, and current staffing allows for the running of two ambulances.

Resident John Donovan, 23 Old Orchard Road, stated that he supported the article whole-heartedly. Mr. Donovan asked if all three ambulances would be used. Chief Whalen responded that the ambulances were rotated all the time, and the ambulances are very busy.

The Moderator noted that a majority vote was needed and declared that the motion was voted **BY WELL MORE THAN A MAJORITY.**

ARTICLE 22. DUTTON ROAD BRIDGE PROJECT – EASEMENTS

(CONSENT CALENDAR)

Selectman Dan Carty moved in the words of the article:

Move to authorize the Board of Selectmen to acquire, by purchase, gift, eminent domain or otherwise, permanent and temporary easements in certain parcels of land adjacent to and/or contiguous and/or opposite to 530 Dutton Road and depicted on a Right of Way & Easement Plan entitled “Dutton Road Bridge Replacement Town of Sudbury MassDOT Bridge No. S-31011, BIN C6Q”, a copy of which is on file with the Town Clerk, as said plan may be amended, for public way purposes, including, without limitation, drainage, utility, slope, grading and construction of improvements and structures, and other related purposes, to enable the Town to undertake the Dutton Road bridge replacement project, and, further, to raise and appropriate, transfer from available funds, borrow or otherwise provide a sum of money for the purpose of providing for such acquisition and paying all costs and expenses associated therewith.

Submitted by the Board of Selectmen.

(Majority vote required)

The motion was seconded.

FINANCE COMMITTEE: No Position

BOARD OF SELECTMEN: Supports the article.

The Moderator declared that the motion for Article 22 **PASSED BY WELL MORE THAN TWO-THIRDS.**

ARTICLE 23. WITHDRAWN

ARTICLE 24. WITHDRAWN

ARTICLE 25. ROADWAY DRAINAGE IMPROVEMENTS

(CONSENT CALENDAR)

Selectman Dan Carty moved in the words of the article:

Move to transfer from Free Cash, the sum of \$120,000, for the design, permitting and bidding for improvements to the drain system within the Town including replacement of old corrugated metal pipe that has deteriorated over time.

Submitted by the Board of Selectmen.

(Majority vote required)

The motion was seconded.

FINANCE COMMITTEE: Recommended support of the article

BOARD OF SELECTMEN: Supports this article.

The Moderator declared that the motion for Article 15 **PASSED BY WELL MORE THEN TWO-THIRDS**

ARTICLE 26. OLD SUDBURY ROAD CULVERT DESIGN –(CONSENT CALENDAR)
Selectman Dan Carty *moved* in the words of the article:

Move to transfer from Free Cash, the sum of \$100,000 for the design, permitting and bidding of two culverts on Old Sudbury Road; and to authorize the Board of Selectmen to accept and/or grant such easements as may be necessary or appropriate to accomplish the foregoing.

Submitted by the Board of Selectmen. (Majority vote required)

The motion was seconded.

FINANCE COMMITTEE: Recommended support of the article

BOARD OF SELECTMEN: Supports this article.

The Moderator declared that the motion for Article 10 **PASSED BY WELL MORE THEN TWO-THIRDS**

ARTICLE 27. WITHDRAWN

ARTICLE 28. DUMP TRUCK WITH PLOW

Selectman Chair, Dan Carty, *moved* in the words below:

Move to transfer from Free Cash the sum of \$110,000, for the purchase or acquisition of a new dump truck with plow for the Department of Public Works.

Submitted by the Department of Public Works (Majority vote required)

The motion was seconded.

DPW Director Dan Nason provided a brief overview since he had prerecorded his presentation on Sudbury TV. Mr. Nason stated that the vote reflected approval of Articles 28, 29, and 30. He outlined the responsibilities of the DPW, and reviewed capital equipment replacement, services provided, and multi-season vehicles.

BOARD OF SELECTMEN: Supports the article

FINANCE COMMITTEE: Does not support the article

CIAC: Supported articles 28, 29, and 30

Finance Committee Chair Poch stated that the Finance Committee did not support the article in a vote of 4-2; as well as articles 29 and 30. The Board only approved the more urgent capital needs during the COVID pandemic. He added the Finance Committee was in favor of Mr. Nason's equipment replacement plan, but would defer the purchase of new equipment this year.

Select Board Chair Carty stated that the Select Board supported the article, 5-0.

CIAC Chair Janie Gossels stated that CIAC supported the article, 4-0. Ms. Gossels applauded Mr. Nason's equipment replacement plan, and encourages the Town to adopt the plan this year. She also commended Mr. Nason for standardizing equipment, and the recommendation of multi-purpose vehicles, as appropriate.

Resident Chris Thompson, 178 Horse Pond Road, asked why these articles did not fall under Article 4. He asked about using Ch. 90 funds to pay for large equipment. Mr. Nason responded that prices of these particular pieces of equipment did not meet the Town Manager's Capital Budget, and indicated that the Ch. 90 funding is reserved for maintaining the roadways.

Resident Rebecca Cutting, 381 Maynard Road, asked about the spreaders and salt distribution. She asked if the new spreader would prevent the salt mounds. Mr. Nason explained the ground spreader speed and noted the department is doing their best to control this. Ms. Cutting said that this problem is a new one. Mr. Nason noted that previous to his assuming the role as Director of DPW, the ice treatment included a salt mix, and salt has been shown to work better than a salt/sand mixture.

Resident Brian Cooperman, 26 Hollow Oak Drive, asked about the long-term plans regarding heavy equipment, some dedicated to spreading and some not. He asked if there was a plan to reduce the total fleet amount. Mr. Nason responded that this year he would be enacting a Route Optimization Program or a platform, to provide less/complete dependence on the seven spreaders. He is hoping to eliminate those dedicated spreaders.

Resident Terry Keeney, 71 Blueberry Hill Lane, inquired about salt usage in regards to the drinking water. Mr. Nason responded that the Town has been using salt, and a salt/sand mix for a long time and would use the same amount of salt, if not more.

The Moderator noted that a majority vote was needed and declared voted **BY WELL MORE THAN A MAJORITY.**

ARTICLE 29. ONE-TON DUMP TRUCK WITH PLOW, SPREADER & WING
Board of Selectman Chair, Dan Carty, moved in the words below:

Move in the words of the article with the sum of \$140,000 to be transferred from Free Cash, for the purchase or acquisition of a new one-ton dump truck with plow, spreader and wing for the Department of Public Works.

Submitted by the Department of Public Works.

(Majority vote required)

The motion was seconded.

BOARD OF SELECTMEN: Unanimously supports articles 29 and 30.

FINANCE COMMITTEE: Does not support the article.

Mr. Nason explained that he wanted to replace the older trucks with a Dump truck because it would be more efficient and is a multi-use vehicle.

The Moderator noted that a majority vote was needed and declared voted BY WELL MORE THAN A MAJORITY.

ARTICLE 30. 6-WHEEL COMBO BODY DUMP TRUCK W/ PLOW & SPREADER
Board of Selectmen chair, Dan Carty, moved in the words of the amended article:

Move to transfer from Free Cash, the sum of \$260,000, for the purchase or acquisition of a new 6-wheel combo body dump truck with plow and spreader for the Department of Public Works.

Submitted by Department of Public Works Director.

(Majority vote required)

The motion was seconded.

FINANCE COMMITTEE: Does not support this article

BOARD OF SELECTMEN: Supports this article.

Mr. Nason explained that this new type of Dump Truck would increase efficiencies throughout all Divisions.

The Moderator noted that a majority vote was needed and declared voted BY WELL MORE THAN A MAJORITY.

ARTICLE 31. SUDBURY PUBLIC SCHOOLS SURVEILLANCE CAMERAS

Board of Selectmen Chair, Dan Carty, moved in the words below:

Move to transfer from Free Cash, the sum of \$261,023, for the purchase or acquisition and installation of interior cameras and associated equipment in the Curtis Middle School, Haynes Elementary School, Loring Elementary School, Nixon Elementary School and Noyes Elementary School, and all incidental and related costs.

Submitted by the Board of Selectmen.

(Majority Vote required)

The motion was seconded.

FINANCE COMMITTEE: Recommended support of the article.

BOARD OF SELECTMEN: Supports this article.

CIAC: Recommends approval of the article

Superintendent Crozier explained that the installation of interior cameras is part of the Schools plan to increase security and prevent vandalism in all of Sudbury's public schools. There are already security cameras at the High School.

Resident Mara Huston, 578 Peakham Rd. asked if there is direct access to the police.

Police Chief Nix responded that the cameras are connected to the police station. So if an alarm goes off, the police can see what is happening but they cannot hear anything, so there would be no invasion of privacy.

Resident Henry Sorret, stated that this is a constitutional issue. This is the kind of spy system that is seen in Beijing, China. He thinks that this is a terrible policy.

Resident Noah Huppert, 62 Moore Rd., is concerned that this would open the door to violations of student rights. Mr. Crozier stated that the School committee policy is not to use this as a disciplinary tool. They are not installing facial recognition software.

Resident Willow Huppert, 62 Moore Rd., asked what procedures will be put into effect to prevent racial bias. Chief Nix responded that there have always been policies in place to make sure that everyone is treated equally.

Resident Dan Martin, 86 Brookdale Rd., stated he was against the article because he thinks that the cost of installing cameras far exceeds the cost savings to the Town of preventing vandalism and theft in the schools.

Resident Tricia Streilein, 371 Willis Rd., asked what funds are being used to pay for this and if they came out of Free Cash, will there be enough left over to pay for the other articles which have not yet been voted on?

Town Manager Hayes responded that the funding source is Free Cash and there would be sufficient Free Cash to pay for the other articles if this article was approved.

Resident Chris Thompson, 178 Horse Pond Rd., stated that this is not the best use of money.

The Moderator stated that a majority vote was needed and declared that the motion under Article 31 FAILED.

ARTICLE 32. SUDBURY PUBLIC SCHOOLS PLAYGROUND IMPROVEMENTS

Selectmen Chair, Dan Carty, moved in the words of the amended article below:

Move to appropriate the sum of \$333,000, to be expended under the direction of the School Department for the purpose of construction, reconstruction, or making extraordinary repairs to the Sudbury Public Schools Playgrounds; and all expenses incidental and related thereto including professional and engineering, the preparation of plans, specifications and bidding documents, and supervision of work with the sum of \$71,000 to be transferred from Free Cash; \$47,375 to be transferred from Article 12 of the 10/16/17 STM; \$85,129 to be transferred from Article 25 of the 5/7/18 ATM; \$10,000 to be transferred from Article 29 of the 5/6/19 ATM; and \$119,946 from secured grant funds and private donations.

Submitted by the SPS Committee.

(Majority vote required)

The motion was seconded.

BOARD OF SELECTMEN: Supports the article.

FINANCE COMMITTEE: Recommended approval of this article.

Superintendent Crozier explained that this is the 4th and last installment of the School playground improvements and ADA compliance. This article would allow the schools to use the remaining funds from other playground projects to complete this last project.

The Moderator declared that the motion for Article 32 PASSED BY WELL MORE A MAJORITY.

ARTICLE 33. SUDBURY PUBLIC SCHOOLS NON-RESIDENT TUITION FUND

(CONSENT CALENDAR)

Selectman Chair Dan Carty moved in the words of the article:

Move that the Town accept the provisions of G.L. c. 71, §71F, effective as of July 1, 2020, to allow tuition payments received for non-resident students and state reimbursements for foster care students to be expended by the School Committee without further appropriation for expenses incurred in providing education for such nonresident or foster care students.

Submitted by the SPS Committee

(Majority vote required)

The motion was seconded.

FINANCE COMMITTEE: Recommended support of the article

BOARD OF SELECTMEN: Supports this article.

The Moderator declared that the motion for Article 33 PASSED BY WELL MORE THAN TWO-THIRDS.

**ARTICLE 34. AUTHORIZE BOARD OF SELECTMEN TO PETITION FOR AN
ADDITIONAL ALCOHOL POURING LICENSE FOR MEADOW WALK
DEVELOPMENT** (Consent Calendar)

Selectman Chair Dan Carty moved in the words of the article:

Move to authorize the Board of Selectmen to petition the General Court to adopt legislation allowing for the Town to grant one additional license for the sale of all alcoholic beverages to be drunk on the premises to the holder of a common victualler license for a sit-down restaurant located only in one of the currently existing Buildings (2,3,4 or 5) within the development known as Meadow Walk, 526-534 Boston Post Road as shown on the following plan provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approve amendments to the bill before enactment by the General Court; and, provided further that the Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition.

Submitted by the Board of Selectmen.

(Majority vote required)

The motion was seconded.

BOARD OF SELECTMEN: Supports this article.

FINANCE COMMITTEE: Takes no position.

The Moderator declared that the motion for Article 34 PASSED BY WELL MORE THAN TWO-THIRDS.

ARTICLE 35. ACCEPTANCE OF PROVISIONS OF THE MASSACHUSETTS VETERANS' BRAVE ACT, M.G.L. CHAPTER 59, s. 5 CLAUSE TWENTY-SECOND H. (Consent Calendar)

Selectman Chair Dan Carty moved in the words of the article:

Move that the Town accept the provisions of M.G.L. c. 59, § 5, Clause Twenty-second H (inserted by Chapter 218 of the Acts of 2018 known as an Act Relative to Veterans' Benefits, Rights, Appreciation, Validation, and Enforcement ("BRAVE Act")).

Submitted by the Board of Assessors

(Majority vote required)

The motion was seconded.

BOARD OF SELECTMEN: Supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the motion for Article 35 PASSED BY WELL MORE THAN TWO-THIRDS.

ARTICLE 36. ADDITION OF ASSOCIATE MEMBERS TO THE HISTORIC DISTRICT COMMISSION (Consent Calendar)

Selectman Chair Dan Carty moved in the words of the amended article with the deletion of the words "and also be considered as qualified for office for being a member of the building trades, an historic preservationist, or an historic archeologist";

Move to authorize the Board of Selectmen to petition the General Court to adopt legislation amending Section 4 of Chapter 40 of the Acts and Resolves of 1963, "An Act Establishing a Historic District Commission for the Town of Sudbury, and Establishing its Powers and Duties, Establishing a Historic District therein, and Providing for Historic District Zoning," to allow the appointment by the Board of Selectmen of two associate members of the Historic District Commission; said members will be allowed to participate in all Historic District Commission discussions and, as designated by the chair, be allowed to sit as a voting member on the board in case of absence, inability to act or conflict of interest on the part of any member thereof, or the event of a vacancy on the board until said vacancy is filled; and will be appointed by the Board of Selectmen in the manner and for the terms of office as provided in Chapter 40 of the Acts and Resolves of 1963; and further, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court; and, provided further that the Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition.

Submitted by the Historic Districts Commission.

(Majority vote required)

The motion was seconded.

BOARD OF SELECTMEN: The Board of Selectmen supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the motion for Article 36 PASSED BY WELL MORE THAN TWO-THIRDS.

ARTICLE 37. AMEND ZONING BYLAW, ARTICLE IX: REMOVE SECTION 4800. TEMPORARY MORATORIUM ON MARIJUANA ESTABLISHMENTS AND INSERT NEW SECTION 4800. SOLAR ENERGY SYSTEMS

Planning Board Chair Stephen Garvin, moved in the words of the article:

Move to amend the Zoning Bylaw, Article IX, by removing Section 4800. Temporary Moratorium on Marijuana Establishments in its entirety and inserting in its place a new Section 4800. Solar Energy Systems with the language as follows:

4800. SOLAR ENERGY SYSTEMS

4810. Purpose. This section is intended to define the parameters for the installation of new Solar Energy Systems by providing standards for the placement, design, construction, operation, monitoring, modification, and removal of such systems that address public safety and minimize undesirable impacts on residential property and neighborhoods, as well as scenic, natural, and historic resources.

4820. Applicability. No Solar Energy System shall be erected or installed except in compliance with the provisions of this section and other applicable sections of the Zoning Bylaw, as well as state and federal law. This section also pertains to physical modifications that materially alter the type, configuration, or size of these installations or related equipment throughout the useful life of the system or where alterations may impact abutters.

4830. Roof Mounted Installations. Solar Energy Systems installed on roofs of buildings or structures shall conform to the following provisions.

a. Roof Mounted Solar Energy Systems of any size on single- and two-family dwellings are permitted as of right and are not subject to Site Plan Review under Section 6300.

b. Roof Mounted Solar Energy Systems of any size on multi-family dwellings and all non-residential buildings are permitted as of right, but shall require Site Plan Review under Section 6300 prior to being erected.

c. Roof Mounted Solar Energy Systems which require Site Plan Review may, at the discretion of the Planning Board, obtain Minor Site Plan approval under Section 6370.

d. Roof Mounted Solar Energy Systems shall only be constructed within the footprint of the building upon which they are installed.

4840. Ground Mounted Installations. Ground Mounted Solar Energy Systems shall conform to the following provisions.

- a. Ground Mounted Solar Energy Systems shall require Site Plan Review under Section 6300 prior to being erected. Systems which also require a special permit from the Board of Appeals shall require Site Plan Review prior to submitting an application for a special permit.**
- b. Ground Mounted Solar Energy Systems may, at the discretion of the Planning Board, obtain Minor Site Plan approval under Section 6370. Systems proposed to be located over parking or other vehicular areas, in lieu of naturally vegetated land, are strongly encouraged to seek this form of Site Plan Review.**
- c. All setback, yard, buffer, and screening requirements applicable in the zoning district in which the Ground Mounted Solar Energy System, and all related structures, buildings, and equipment, are located shall apply, except for power feed and distribution lines.**
- d. Ground Mounted Solar Energy Systems proposed to be located in the area between a property's lot frontage and an existing or proposed building shall require a special permit from the Board of Appeals.**
- e. All security fences surrounding a Ground Mounted Solar Energy System shall be set back from property lines a distance equal to the setback requirement applicable to buildings within the zoning district in which the system is located.**
- f. The visual impact of a Ground Mounted Solar Energy System, including all accessory structures, buildings, equipment, and appurtenances, shall be mitigated. All accessory structures, buildings, equipment, and appurtenances shall be architecturally compatible with each other. Whenever reasonable, structures shall be shielded from view by vegetation and/or joined and clustered to avoid adverse visual impacts. Methods such as the use of landscaping, natural features, and fencing shall be utilized.**
- g. Wherever possible, all utility connections, conduits, cables, power lines, transformers, and inverters shall be placed underground unless specifically permitted otherwise by the Planning Board or required by the State Building Code. Electrical transformers and inverters to enable utility interconnections may be above ground if required by the utility provider.**
- h. The clearing of existing vegetation on the subject property shall be limited to what is necessary as deemed by the Planning Board for the construction, operation, and maintenance of a Ground Mounted Solar Energy System or otherwise prescribed by applicable laws, regulations, and bylaws.**

- i. The entire square footage for the arrays of a Ground Mounted Solar Energy System shall count toward the area of disturbance and impervious area square footage calculations.**
- j. Ground Mounted Solar Energy System owners or operators shall provide a copy of the project summary, electrical schematic, and Site Plan to the local Fire Chief. The owner or operator shall provide an emergency response plan. The emergency response plan is subject to the approval of the Fire Department and Police Department, and shall include at a minimum, explicit instructions on all means of shutting down the Solar Energy System, which shall be clearly marked. The owner or operator shall identify a responsible person for public inquiries throughout the life of the installation.**
- k. Applicants for Large Scale Ground Mounted Solar Energy Systems shall provide a form of surety (Decommissioning Security), either through escrow account, bond, letter of credit, or other mechanism acceptable to the Planning Board, to cover the cost of removal of all Solar Energy System facilities in the event the Town must remove the facilities and restore the property, to the extent feasible, to its original condition. The Decommissioning Security shall be in an amount and form determined to be reasonable by the Planning Board, but in no event to exceed more than 150 percent of the estimated cost of removal and compliance with the additional requirements set forth herein. Applicants shall submit a fully inclusive estimate of the costs associated with removal, prepared by a qualified engineer, which estimate may be peer reviewed by a consultant selected by the Planning Board at the applicant's expense. The amount shall include a mechanism for calculating increased removal costs due to inflation over a period of 30 years. The Decommissioning Security shall be provided at completion of construction of the Solar Energy System (Bonding Date) and will be required before any electricity, generated by the Solar Energy System, is exported to the local electrical grid for sale to third parties. From and after the Bonding Date, the amount of Decommissioning Security may be reviewed at the Planning Board's direction every five (5) years. In the event such review indicates the net decommissioning costs have increased since the Bonding Date, then the amount of the Decommissioning Security will be increased consistent with such revised estimate. The revised estimate will be obtained from a reputable, independent contractor selected by the owner of the Solar Energy System and may be peer reviewed by a consultant chosen by the Planning Board at the owner's expense.**

4850. Use Regulations for All Solar Energy Systems

- a. Lighting shall not be permitted unless required by the Special Permit/Site Plan Granting Authority or State Building Code. Where used, lighting shall be directed downward and full cut-off fixtures (Dark Sky compliant) shall be used.**
- b. The Solar Energy System shall not create a nuisance, which is discernible from other properties by virtue of noise, vibration, smoke, dust, odors, heat, glare and radiation, unsightliness, or other nuisance as determined by the Special Permit/Site Plan Granting Authority.**
- c. The Solar Energy System owner or operator shall maintain the system in good condition. Maintenance shall include, but not be limited to, painting, structural repairs, continued compliance with landscaping and screening requirements, and integrity of security measures. The owner or operator shall be responsible for the maintenance of any access**

roads serving the system to a level acceptable to the local Fire Chief, Police Chief, Emergency Medical Services, and Building Inspector. Any required site plan approval and/or special permit may require surety to secure such ongoing maintenance.

4860. Discontinuance. A Solar Energy System shall be deemed to have been discontinued if it has not been in service for a continuous 12-month period without the written consent of the Planning Board. Upon receipt of a Notice of Discontinuance from the Building Inspector, the owner shall have the right to respond to the Notice within 30 days of receipt. The Building Inspector shall withdraw the Notice of Discontinuance and notify the owner the Notice has been withdrawn if the owner provides information that demonstrates to the satisfaction of the Building Inspector the Solar Energy System has not been discontinued. If the Solar Energy System is determined to be discontinued, the owner shall remove the system, including all structures, buildings, equipment, appurtenances, security barriers, and transmission lines, and stabilize or re-vegetate the site as necessary to minimize erosion and sedimentation, at the owner's sole expense, within six months of receipt of the Notice of Discontinuance. Should the owner of the Solar Energy System fail to remove the system and stabilize the site within said time period, the Town shall then have the option to enforce against the Decommissioning Security, and/or may subject the owner to action pursuant to Section 1340. Penalties.

4870. Administration.

- a. Where a special permit is required from the Board of Appeals to erect or install a Ground Mounted Solar Energy System, the record owner desiring to erect or install the Solar Energy System shall file with the Board of Appeals an application for a special permit, together with such plans, drawings, specifications, fees, and additional information as required by the Board of Appeals.
- b. The Board of Appeals shall have the authority to waive specific provisions of this section upon a determination the waiver is not inconsistent with the purpose and intent of this section.
- c. The Board of Appeals shall conduct its review, hold a public hearing, and file its decision with the Town Clerk as required by MGL Chapter 40A, Section 9.
- d. **Approval Criteria.** Before the Board of Appeals may issue a special permit, it shall determine each of the following:
 - (1) The Ground Mounted Solar Energy System conforms to the provisions of this section.
 - (2) The Ground Mounted Solar Energy System will not be detrimental to the neighborhood or the Town.
 - (3) Environmental features of the site and surrounding areas are protected, and the surrounding area will be protected from the proposed use by provision of adequate surface water drainage.
 - (4) The proposed use is in harmony with the general purpose and intent of the Zoning Bylaw.
 - (5) The Ground Mounted Solar Energy System meets the special permit criteria of Section 6220.

- e. Any special permit shall be subject to such conditions and safeguards as the Board of Appeals may prescribe.
- f. In reviewing any application for a special permit, the Board of Appeals shall give due consideration to promoting the public health, safety, convenience, and welfare; shall encourage the most appropriate use of land; and shall permit no building or use that is detrimental or offensive to the adjoining zoning districts and neighboring properties due to the effects of lighting, odors, smoke, noise, sewage, refuse materials, or other visual nuisances.

4880. Severability. If any provision of this Bylaw is declared invalid or unenforceable, the other provisions shall not be affected thereby.

; and further by amending Section 7000. Definitions by adding and inserting alphabetically the following definitions associated with the new Section. 4800. Solar Energy Systems as follows:

ARTICLE 7000. DEFINITIONS

Solar Energy System: A system whose primary purpose is to harvest energy by transforming solar energy into another form of energy, such as electricity, or transferring heat from a collector to another medium using mechanical, electrical, or chemical means.

Solar Energy System, Ground Mounted: An active Solar Energy System that is structurally mounted to the ground and is not roof mounted.

Solar Energy System, Large Scale Ground Mounted: An active Solar Energy System that occupies more than 1,750 square feet of surface area (equivalent to a rated nameplate capacity of about 10 kW DC or greater), except in the Single Residence "A", Single Residence "C", and Wayside Inn Historic Preservation Residential Zone Districts, where such systems occupy more than 500 square feet of surface area.

Solar Energy System, Roof Mounted: An active Solar Energy System that is structurally mounted to the roof of a building or structure.

Solar Energy System, Small Scale Ground Mounted: An active Solar Energy System that occupies 1,750 square feet of surface area or less (equivalent to a rated nameplate capacity of about 10 kW DC or less), except in the Single Residence "A", Single Residence "C", and Wayside Inn Historic Preservation Residential Zone Districts, where such systems occupy 500 square feet of surface area or less.

; and further to make the following changes to Section 2230. Table of Principal Use Regulations. Appendix A:

SECTION 2230, APPENDIX A TABLE OF PRINCIPAL USE REGULATIONS

PRINCIPAL USE	A- RES	C- RES	WI	BD	LBD	VBD	ID	LI D	IP	RD
D. INDUSTRIAL										
6. Small Scale Ground Mounted Solar Energy System	Y ^{vii}	Y ^{vii}	Y ^{vii}	Y ^{vii}	Y ^{vii}	Y ^{vii}	Y ^{vi} i	Y ^{vii}	Y ^{vii}	Y ^{vii}
7. Large Scale Ground Mounted Solar Energy System	N	N	N	ZBA ^v ii	ZBA ^v ii	ZBA ^v ii	Y ^{vi} i	Y ^{vii}	Y ^{vii}	Y ^{vii}

VII. See Section 4800.

; and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Zoning Bylaw.

PLANNING BOARD REPORT: This new proposed section would strike, in its entirety, the current Section 4800 in the Zoning Bylaw which speaks to the temporary moratorium on marijuana establishments. The existing text of Section 4800 in the Zoning Bylaw is no longer needed because a town-wide prohibition on all forms of marijuana establishments (aside from medical marijuana treatment centers) has already been implemented. The proposed new Section 4800 would regulate Solar Energy Systems as these types of installations currently have no formal regulation in the Zoning Bylaw.

Submitted by the Planning Board.

(Two-thirds vote required)

The motion was seconded.

Planning Board Chair Steve Garvin stated that the Town Bylaws currently do not regulate Solar Energy. This amendment would set forth the regulations on Solar Energy systems and define the parameters for the installation of new Solar Energy Systems by providing standards for the placement, design, construction, operation monitoring , modification, and removal of such systems.

BOARD OF SELECTMEN: Unanimously supports this article.

FINANCE COMMITTEE: Took no Position.

The Moderator declared that the motion for Article 37 **PASSED BY WELL MORE THAN TWO-THIRDS.**

ARTICLE 38. AMEND ZONING BYLAW, ARTICLE IX. INSERT SECTION 5600. INCLUSION OF AFFORDABLE HOUSING

Planning Board Chair Stephen Garvin, moved in the words of the amended article:

Move to amend the Zoning Bylaw, Article IX, by inserting a new Section 5600. Inclusion of Affordable Housing, as set forth below and delete the words “Section 5100 Cluster Development, and Section 5200 Flexible Development” from Section 5623:

5600. INCLUSION OF AFFORDABLE HOUSING

5610. Purpose. The purpose of this Bylaw is to increase the amount of affordable housing in the Town of Sudbury available to and affordable by low- or moderate-income households who might otherwise have difficulty purchasing or renting homes in Sudbury, to ensure affordable housing remains affordable in perpetuity, and that such housing is offered in accordance with the requirements of Massachusetts General Law Chapter 40B and its implementing regulations, the Sudbury Comprehensive Permit Policy, the Sudbury Master Plan, and other ongoing programs within the Town of Sudbury. It is intended that Affordable Dwelling Units authorized under the provisions of this Bylaw be considered as Local Initiative Program (LIP) Dwelling Units in compliance with the requirements for the same as specified by the Commonwealth's Department of Housing and Community Development (DHCD) or successors, and that said units count toward the Town's requirements under Massachusetts General Law Chapter 40B, Sections 20-23, as amended.

5620. Applicability

5621. Beginning with the effective date of this Bylaw, any development or any division of land subject to Massachusetts General Law Chapter 41, Sections 81-K through 81-GG, which will result in the creation of three (3) or more dwelling units shall require a Special Permit from the Planning Board, and shall include as conditions of said permit that:

- A. At least ten percent (10%) of the dwelling units in the development, as defined by the development's application (Subdivision, Site Plan, Special Permit, etc.), shall meet the criteria of Affordable Dwelling Units. For developments consisting of at least three (3) and up to four (4) dwelling units, the applicant shall make a payment in accordance with Section 5670 or shall provide an Affordable Dwelling Unit in accordance with Section 5630. For developments consisting of at least five (5) and up to ten (10) dwelling units, a minimum of one (1) Affordable Dwelling Unit shall be included in the development. For developments consisting of eleven (11) to fifteen (15) dwelling units, a minimum of two (2) Affordable Dwelling Units shall be included in the development. For all other developments where ten percent (10%) of the dwelling units results in a fractional number, all fractional units of 0.5 or greater shall be rounded up to the nearest whole number to determine the total number of Affordable Dwelling Units required to be included the development.
- B. The ratio of Affordable Dwelling Units to Market Rate Dwelling Units, built in any twelve-month period, shall be at least equivalent to the ratio of Affordable Dwelling Units to Market Rate Dwelling Units defined for the entire development. The development's

Regulatory Agreement shall be recorded with the Registry of Deeds prior to the first Certificate of Occupancy.

C. Resale deed restrictions shall be established, which ensure Affordable Dwelling Units remain Affordable Dwelling Units in perpetuity or for as long a period as is allowed by law.

5622. Dwelling units shall be considered part of a single development if located either on a single parcel or contiguous parcels of land which have been in the same ownership at any time subsequent to the date of adoption of Section 5600. It is the intent of this bylaw to avoid segmentation of developments intended to circumvent the affordable housing requirements set forth in this Section.

5623. Developments which are permitted under the following regulations shall be exempt from this Section 5600, in its entirety: Massachusetts General Law Chapters 40B or 40R, and from this Zoning Bylaw Section 4700A North Road Residential Overlay District, Section 4700B Melone Smart Growth Overlay District, Section 5300 Senior Residential Community, and Section 5400 Incentive Senior Development.

5630. Provision of Affordable Dwelling Units. The requirement to provide Affordable Dwelling Units, as outlined under Section 5621, shall be achieved in any one or combination of methods described below, subject to approval by the Planning Board:

- A. Affordable Dwelling Units may be constructed on the subject property associated with the Special Permit.**
- B. Subject to the requirements of Section 5621.B., Affordable Dwelling Units may be constructed off of the subject property associated with the Special Permit in another location at 1.5 times the ratio of Affordable Dwelling Units to be constructed on the subject property. The applicant for a development subject to this Bylaw shall prove to the Planning Board the off-site land is buildable and suitable for residential housing, including under the existing Zoning Bylaw. The Planning Board may require the applicant to submit appraisals or conduct a Phase I Environmental Site Assessment documenting there are no hazardous materials on the property as defined by Massachusetts Department of Environmental Protection and/or the United States Environmental Protection Agency, as well as conduct soil testing to ensure wastewater treatment systems can be implemented. If using this provision, the Planning Board and the applicant for a development shall make best efforts to avoid the dense concentration of Affordable Dwelling Units in town and shall attempt to ensure Affordable Dwelling Units are spread evenly throughout the community.**
- C. Subject to the requirements of Section 5621.B., the applicant for a development subject to this Bylaw may choose to convert and preserve existing dwelling units, not previously established as Affordable Dwelling Units. Affordable Dwelling Units proposed under this method shall be comparable to the Market Rate Dwelling Units in the development, be in good repair, have a home inspection report from a licensed inspector submitted to the Planning Board, and it shall be proven all major home systems have a useful life of at least ten (10) years.**

- D. For Affordable Dwelling Unit calculations where fractional Affordable Dwelling Units result below 0.5, the applicant for a development subject to this Bylaw shall pay equivalent fees-in-lieu of constructing Affordable Dwelling Units (see Section 5670) or provide an additional Affordable Dwelling Unit.**
- E. Other alternatives to providing Affordable Dwelling Units which are not listed in this section will also be considered for approval by the Planning Board.**

5640. Provisions Applicable to Affordable Dwelling Units

5641. Permissible types of construction for Affordable Dwelling Units, built as a freestanding unit(s) or in combination with a Market Rate Dwelling Unit(s) within a development, are as follows:

- A. Single-family dwellings;**
- B. Two-family dwellings which are designed to be consistent in character with the single-family dwellings in the same development;**
- C. Multi-family dwellings which are designed to be consistent in character with the single-family dwellings in the same development. Such multi-family dwellings may be allowed provided:**
 - i. No more than one (1) doorway faces the front yard area and further provided that, in terms of exterior appearance, the building is compatible in design and, to the extent practicable, indistinguishable from the single-family dwellings in the same development; and**
 - ii. There shall be no more than four (4) dwelling units in any residential building; and**
 - iii. The total number of multi-family dwellings shall not exceed 10% of the lots in the development.**

5642. Siting of Affordable Dwelling Units. All Affordable Dwelling Units constructed under this Bylaw, except for those as in Section 5630.B., shall be situated within the development so as not to be in less desirable locations than Market Rate Dwelling Units and shall be no less accessible to public amenities, such as open space, than Market Rate Dwelling Units. The Site Plan shall clearly identify lots proposed for Affordable Dwelling Units.

5643. Minimum Design and Construction Standards for Affordable Dwelling Units. Affordable Dwelling Units shall be integrated with Market Rate Dwelling Units and shall be compatible in design, construction quality, and appearance with the Market Rate Dwelling Units.

5650. Maximum Incomes, Rents, and Selling Prices. To ensure a development's Affordable Dwelling Units are counted on the Town's Subsidized Housing Inventory, the applicant for a development shall retain a qualified agency or entity to conduct a lottery, and enter into a LIP Regulatory Agreement compliant with the requirements of the Commonwealth's DHCD.

5660. Maintaining Affordability. The purchaser of an Affordable Dwelling Unit developed as a result of this Bylaw shall agree to execute a deed rider in a form approved by the Commonwealth's DHCD or its successor. The applicant for a development subject to this

Bylaw shall be responsible for coordinating with the Planning and Community Development Department and ensuring all requirements of DHCD to include the Affordable Dwelling Units on the Town's Subsidized Housing Inventory are satisfied.

5670. Calculation of Fees-in-Lieu for Fractional Affordable Dwelling Units. The applicant for a development subject to this Bylaw shall pay fees-in-lieu of the construction of fractional Affordable Dwelling Units below 0.5 or provide the Affordable Dwelling Unit in accordance with Section 5630. For the purposes of this Bylaw, the fees-in-lieu of the construction or provision of Affordable Dwelling Units shall be 300% of the Area Median Income (AMI) for a household of four (4) as reported by the most recent information from the United States Department of Housing and Urban Development (HUD), multiplied by the fractional Affordable Dwelling Unit figure. For purposes of illustration, a 22-unit development shall provide two (2) Affordable Dwelling Units and shall also pay fees-in-lieu equal to 300% of the AMI x 0.2 or, alternatively, provide a total of three (3) Affordable Dwelling Units within the 22-unit development. Fees-in-lieu shall be paid to the Sudbury Housing Trust prior to the issuance of a Certificate of Occupancy for any unit in the development for the support, development, and preservation of affordable housing.

5680. Severability. If any provision of this Bylaw is declared invalid or unenforceable, the other provisions shall not be affected thereby;

; and further by amending Section 7000. Definitions by adding and inserting alphabetically the following definitions associated with the new Section 5600. Inclusion of Affordable Housing as follows:

ARTICLE 7000. DEFINITIONS

Area Median Income (AMI): The most recently published median income for the Boston-Cambridge-Quincy Metropolitan Statistical Area as determined by the United States Department of Housing and Urban Development (HUD) for a four (4)-person household.

Dwelling Unit, Affordable: A dwelling unit, the value of which is determined by the Commonwealth's Department of Housing and Community Development (DHCD) to be affordable by a low-income or moderate-income household, and thus to be included in the DHCD's Subsidized Housing Inventory of low-income or moderate-income dwelling units for the purposes of compliance with the provisions of Massachusetts General Law Chapter 40B, Sections 20-23.

Dwelling Unit, Market Rate: A dwelling unit, which has no rental or ownership restrictions. The entity who owns the dwelling unit is free to attempt to rent or sell the unit at whatever price the local market may fetch.

Local Initiative Program (LIP): A state housing initiative administered by the Commonwealth's Department of Housing and Community Development (DHCD) to encourage communities to produce affordable housing for low- and moderate-income households. The program provides technical and other non-financial assistance to cities or

towns seeking to increase the supply of housing for households at or below 80% of the Area Median Income (AMI). LIP-approved units are entered into the Subsidized Housing Inventory pursuant to Massachusetts General Law Chapter 40B, Sections 20-23.

Qualified Affordable Dwelling Unit Purchaser: A household with an income that qualifies for the requirements under the Commonwealth's Local Initiative Program for median area income as reported from the United States Department of Housing and Urban Development (HUD) and/or the Commonwealth's Department of Housing and Community Development (DHCD).

; and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Zoning Bylaw; or act on anything relative thereto.

Submitted by the Planning Board.

(Two-thirds vote required)

The **motion** was seconded.

Chairman Garvin stated that this article would promote and ensure the creation of more affordable housing in town. It would maintain the number of affordable housing units above the 10% threshold of total dwelling units in town.

FINANCE COMMITTEE: Supports the article.

BOARD OF SELECTMEN: The Board of Selectmen supports this article.

PLANNING BOARD REPORT: Supports the article.

Resident Amy Lepak, 54 Jarman Rd., stated that the Sudbury Housing Authority unanimously supports this article.

Resident Diana Peretti, 175 Powers Rd., opposes the article, because it applies to developments of as little as three units. She was concerned that a 3-unit development next door to her could be converted to affordable housing.

Steve Garvin responded that this applies to new developments that creates 3 or more units and would allow the Town to retain its safe harbor. An existing development could not take advantage of this new bylaw.

Rebecca Cutting asked if cluster zoning would still be available.

Mr. Garvin stated that Cluster zoning was removed from the bylaw because cluster developments are still available and the Town did not want to give it more of an advantage. Mr. Garvin clarified that an existing development, which would be grandfathered in, could become affordable in lieu of building a new one.

Resident Linda Faust, 189 Boston Post Rd. is unclear whether this has to do with planning for low income housing. Mr. Garvin responded this is creating zoning regulations, not actual housing.

The Moderator declared that the motion for Article 38 PASSED BY WELL MORE THEN TWO-THIRDS.

ARTICLE 39. EXCHANGE OF REAL PROPERTY – BRIMSTONE LANE PARCELS

(Consent Calendar)

Selectman Chair Dan Carty moved in the words of the amended article with the substitution of the number 1,033 for the number 29,800 of square feet to be transferred as set forth below:

Move to transfer the care, custody, management and control of the land off Brimstone Lane consisting of approximately 1,033 square feet, more or less, as shown on a plan of land entitled “Sketch Plan 137 Brimstone Lane Sudbury, MA” dated June 29, 2020, prepared by Sullivan Connors & Associates, a copy of which is on file in the Town Clerk’s Office, from the board or commission currently having custody thereof for the purpose for which said property is currently held, to the Board of Selectmen for general municipal purposes and for the purpose of conveyance, and authorize the Board of Selectmen to convey said parcel on such terms and conditions, and for such consideration, as the Board of Selectmen deems appropriate; and further, to authorize the Board of Selectmen to submit a petition to the General Court for a special act authorizing the transfer of said parcel under Article 97 of the Amendments to the Massachusetts Constitution; and further, in order to satisfy the Executive Office of Energy and Environmental Affairs’ “no net loss policy,” to acquire by gift, purchase, eminent domain, exchange of real property or otherwise, the fee or lesser interest in all or a part of the land and the improvements thereon, the land off Brimstone Lane consisting of approximately 29,800 square feet (0.68 acres) more or less, as shown on said Sketch Plan and being a portion of the parcel shown on Assessor’s Map L04-0006, and dedicate such 29,800 square foot parcel of land for conservation and open space purposes, to be held under the care, custody, management and control of the Conservation Commission, pursuant to G.L. c. 40, §8C, with the foregoing dedication of such land to become effective upon the enactment of the Article 97 legislation; and further to authorize the Board of Selectmen to execute all instruments, agreements, deeds, conservation restrictions, easements or other documents, upon such terms and conditions as the Board of Selectmen deems appropriate, and to take all other action necessary to effectuate the vote taken hereunder.

Submitted by the Conservation Commission.

(Two-thirds vote required)

The motion was seconded

BOARD OF SELECTMEN: The Board of Selectmen supports this article.

FINANCE COMMITTEE: Takes no position.

Resident Chris Thompson, 178 Horse Pond Road, asked why the Brimstone Lane property went from a large parcel to a small parcel. Town Counsel Jonathan Silverstein replied that there was a typographical error in the Warrant and the transaction reflected the Town receiving a much larger parcel in exchange for a much smaller parcel of land and the number was transposed in error on the Warrant. He added that the 29,000 square foot parcel being received by the Town is in exchange for a 1300 square feet to a private property owner. Mr. Silverstein stated that the transfer affords the landowner sufficient frontage to build a new home.

Mr. Thompson asked if it was just one home being built. Town Counsel confirmed that just one home was to be built.

The Moderator declared that the motion for Article 39 PASSED BY WELL MORE THEN TWO-THIRDS.

ARTICLE 40. TRANSFER CARE & CUSTODY OF TOWN-OWNED WATER ROW PARCEL TO CONSERVATION COMMISSION (H11-401) (Consent Calendar)

Selectman Chair Dan Carty moved in the words of the article:

Move to transfer the care, custody, management and control of the following parcel of land from the Board of Selectmen to the Conservation Commission for conservation and passive recreation purposes pursuant to General Laws Chapter 40 Section 8C, and to authorize the Conservation Commission to grant a conservation restriction in said property to a non-profit conservation organization: a parcel of land located on Water Row constituting approximately 23.49 ± acres, shown as Assessor's Map H11, Parcel 401, said parcel having been purchased by the Town for open space acquisition and preservation and described in a deed filed with the Middlesex South Registry District of the Land Court as Document No. 1393441, Certificate of Title #235399, Book 1310, Page 144, and shown as "Parcel 22" on a plan of land entitled "Subdivision Plan of Land in Sudbury" prepared by Schofield Brothers of New England, Inc., dated October 17, 2005, recorded at the Middlesex South Registry District of the Land Court as Plan 442-I.

Submitted by the Conservation Commission.

(Two-thirds vote required)

The motion was seconded.

BOARD OF SELECTMEN: The Board of Selectmen supports this article.

FINANCE COMMITTEE: Takes no position.

The Moderator declared that the motion for Article 40 PASSED BY WELL MORE THEN TWO-THIRDS

ARTICLE 41. TRANSFER CARE & CUSTODY OF TOWN-OWNED WATER ROW PARCEL TO CONSERVATION COMMISSION (H11-305) (Consent Calendar)

Selectman Chair Dan Carty moved in the words of the article:

Move to transfer the care, custody, management and control of the following parcel of land from the Board of Selectmen to the Conservation Commission for conservation and passive recreation purposes pursuant to General Laws Chapter 40 Section 8C, and to authorize the Conservation Commission to grant a conservation restriction in said property to a non-profit conservation organization: a parcel of land located on Water Row constituting approximately 2.39 ± acres, shown as Assessor's Map H11, Parcel 305, said parcel having been purchased by the Town for the preservation of open space and historic resources purposes and described in a deed recorded in the Middlesex South Registry of Deeds at Book 39630, Page 344, and shown as "Parcel C" on a plan of land entitled "Compiled Plan of Land in Sudbury, Mass, Owned by Brenton H. Dickson" prepared by Thomas Land Surveyors, Inc., dated August 16, 1987 and as revised through September 3, 1987, recorded at the Middlesex South Registry of Deeds as Plan 1678 of 1987.

Submitted by the Conservation Commission.

(Two-thirds vote required)

The motion was seconded.

BOARD OF SELECTMEN: The Board of Selectmen supports this article.

FINANCE COMMITTEE: Takes no position.

The Moderator declared that the motion for Article 41 **PASSED BY WELL MORE THAN TWO-THIRDS.**

ARTICLE 42. COMMUNITY PRESERVATION FUND – HISTORIC RESOURCE INVENTORY SURVEY (Consent Calendar)

Selectman Chair Dan Carty moved in the words of the article:

Move to appropriate a sum of money not to exceed \$30,000 from the Historic Resources category of Community Preservation Act Funds for the purpose of funding additional historic surveys to be included in Sudbury's Historic Resource Inventory for approximately 30 additional properties and two area surveys.

Submitted by the Community Preservation Committee.

(Majority vote required)

The motion was seconded.

BOARD OF SELECTMEN: Supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the motion for Article 42 PASSED BY WELL MORE THEN TWO-THIRDS.

ARTICLE 43. COMMUNITY PRESERVATION FUND – REMOVAL OF INVASIVE SPECIES FROM KING PHILIP WOODS (Consent Calendar)

Selectman Chair Dan Carty moved in the words of the article:

Move to appropriate a sum of money not to exceed \$47,600 with 50% from the Historic Resources category and 50% from the Open Space and Recreation category of Community Preservation Act Funds for the purpose of enhancing the wildlife habitat and historical value of King Philip Woods located near the junction of Old Sudbury Road and Water Row by manually removing invasive species from a 3-acre portion of the site to restore Old Berlin Road and its stone walls, and the wells and foundations associated with the Tavern of the Damned.

Submitted by the Community Preservation Committee. (Majority vote required)

The motion was seconded.

BOARD OF SELECTMEN: The Board of Selectmen supports this article.

FINANCE COMMITTEE: The Finance Committee recommends approval of this article.

The Moderator declared that the motion for Article 43 PASSED BY WELL MORE THEN TWO-THIRDS

ARTICLE 44. COMMUNITY PRESERVATION FUND – DESIGN OF WAYSIDE INN ROAD BRIDGE OVER HOP BROOK (Consent Calendar)

Selectman Chair Dan Carty moved in the words of the article:

Move to appropriate a sum of money not to exceed \$125,000 from the Historic Resources category of Community Preservation Act Funds for the purpose of designing the replacement of the Wayside Inn Road bridge superstructure over Hop Brook tributary, including but not limited to the design of the parapet walls, portions of the bridge deck, guardrail, pavement, grading, loam, seed, and associated work.

Submitted by the Community Preservation Committee. (Majority vote required)

The motion was seconded.

BOARD OF SELECTMEN: The Board of Selectmen supports this article.

FINANCE COMMITTEE: Voted against approval of this article.

A voter asked to hold Article 44 for discussion.

The Moderator declared that a majority vote was required and held that the Motion to Hold Article 44 from the Consent Calendar FAILED.

The Moderator declared that the motion for Article 44 PASSED BY MORE THEN TWO-THIRDS.

ARTICLE 45. COMMUNITY PRESERVATION FUND – REMEDIATION OF WATER CHESTNUTS FROM HOP BROOK POND SYSTEM (Consent Calendar)

Selectman Chair Dan Carty moved in the words of the Article:

Move to appropriate a sum of money not to exceed \$180,000 over three years (\$60,000 per year) from the Open Space and Recreation category of Community Preservation Act Funds for the purpose of remediating/removing water chestnuts and other invasive species from the Hop Brook pond system, subject to the approval of the Conservation Commission.

Submitted by the Community Preservation Committee. (Majority vote required)

The motion was seconded.

BOARD OF SELECTMEN: The Board of Selectmen supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the motion for Article 45 PASSED BY WELL MORE THEN TWO-THIRDS.

ARTICLE 46. COMMUNITY PRESERVATION FUND – SUDBURY HOUSING AUTHORITY ACQUISITION, CREATION, PRESERVATION, AND SUPPORT OF AFFORDABLE RENTAL HOUSING (Consent Calendar)

Selectman Chair Dan Carty moved in the words of the Article:

Move to appropriate a sum of money not to exceed \$259,000 from the Community Housing category of Community Preservation Act Funds for the purpose of funding the Sudbury Housing Authority's acquisition, creation, preservation, and support of affordable rental housing.

Submitted by the Community Preservation Committee.

(Majority vote required)

The motion was seconded.

BOARD OF SELECTMEN: Supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

Resident Diana Peretti, 175 Powers Road, stated that her neighbors are planning to build a development with three single family dwellings. She asked how the affordability act would pertain to single-family dwellings in perpetuity. Her concern involved how that might affect the value of other properties in the neighborhood.

Chair of Sudbury Housing Authority Amy Lepak, 54 Jarman Road, referred to the intent of Article 46. Article 38 which addresses inclusion housing is an entirely separate article, and under the authority of the Planning Board. She said that Art. 46 is not specifically related to this article.

Ms. Peretti, asked if there would be an opportunity to debate Article 38. Ms. Lepak responded in the affirmative.

The Moderator declared that the motion for Article 46 PASSED BY WELL MORE THEN TWO-THIRDS.

ARTICLE 47. COMMUNITY PRESERVATION FUND – REGIONAL HOUSING SERVICES OFFICE (RHSO) MEMBERSHIP FEE (Consent Calendar)

Selectman Chair Dan Carty moved in the words of the article:

Move To to appropriate a sum of money, not to exceed \$30,000 from the Community Housing category of Community Preservation Act Funds for the purpose of funding the Town's portion of the FY2021 Regional Housing Services Office (RHSO) membership fee supporting the Town's affordable housing activities.

Submitted by the Community Preservation Committee. (Majority vote required)

The motion was seconded.

BOARD OF SELECTMEN: The Board of Selectmen supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the motion for Article 47 PASSED BY WELL MORE THEN TWO-THIRDS.

ARTICLE 48. COMMUNITY PRESERVATION FUND – LIBRARY HISTORIC ROOM CONVERSION (Consent Calendar)

Selectman Chair Dan Carty moved in the words of the article:

Move to appropriate a sum of money not to exceed \$150,000 from the Historic Resources category of Community Preservation Act Funds for the purpose of rehabilitating the spaces in the Historical Room and mezzanine of the original octagon at the Goodnow Library.

Submitted by the Community Preservation Committee. (Majority vote required)

The motion was seconded.

BOARD OF SELECTMEN: The Board of Selectmen supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the motion for Article 48 **PASSED BY WELL MORE THAN TWO-THIRDS.**

ARTICLE 49. COMMUNITY PRESERVATION FUND – REVERSION OF FUNDS (Consent Calendar)

Selectman Dan Carty moved in the words of the article:

Move to see if the Town will vote to return the unused balances from prior article authorizations voted at prior Town Meetings, which projects have been completed, or otherwise, into the Community Preservation Act general account as follows:

2013 ATM, Article 35	Historic Projects	\$7,481.35
2019 ATM, Article 33	Sudbury Newspaper Digitization	<u>\$6,166.00</u>
		\$13,647.35

to be returned to the category of Historic Resources Reserves; and
2019 ATM, Article 31 Regional Housing Services Office \$600.00
to be returned to the category of Community Housing Reserves; and

2018 ATM, Article 35	Carding Mill Pond Harvesting	\$32,085.19
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to be returned to the category of Open Space and Recreation Reserves.

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Total: \$46,332.54

Submitted by the Community Preservation Committee. (Majority vote required)

The **motion** was seconded.

BOARD OF SELECTMEN: The Board of Selectmen supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the **motion** for Article 49 **PASSED BY WELL MORE THEN TWO-THIRDS.**

ARTICLE 50. COMMUNITY PRESERVATION FUND – GENERAL BUDGET AND APPROPRIATIONS (Consent Calendar)

Selectman Chair Dan Carty **moved** in the words of the amended article:

Move to appropriate the sums recommended by the CPC in the following Community Preservation budget for FY21 Community Preservation surtaxes:

\$ 85,000 Administrative and Operating Cost

\$ 1,111,410 Debt Service

Submitted by the Community Preservation Committee. (Majority vote required)

The **motion** was seconded.

BOARD OF SELECTMEN: The Board of Selectmen supports this article.

FINANCE COMMITTEE: Recommends approval of this article.

The Moderator declared that the **motion** for Article 50 **PASSED BY WELL MORE THEN TWO-THIRDS.**

ARTICLE 51. ACQUIRE ONE-FOURTH MILE OF CSX CORRIDOR - STATION ROAD TO RT. 20

Petitioner Len Simon **moved** to indefinitely postpone the article:

Move that the Town will vote to authorize the Board of Selectmen to acquire, by gift, purchase, eminent domain or otherwise the fee or lesser interest in all or a part of the land comprising the CSX railroad corridor (right-of-way) from Station Road to Route 20, ¼ mile, +/-, for rail trail purposes; and as funding therefor to raise and appropriate or transfer from available funds, \$300,000, or any other sum, to be expended under the direction of the Town Manager for the purpose of acquiring the CSX railroad corridor (right-of-way) from Station Road to Route 20, ¼ mile, +/-, to become part of the Bruce Freeman Rail Trail, and further to authorize the Board of Selectmen to execute all instruments, including deeds, easements and

other documents or instruments, upon such terms and conditions as the Selectmen deem appropriate, and take all other action as may be necessary to effectuate the vote taken hereunder, or act on anything relative thereto.

Submitted by Petition.

(Majority vote required)

The **motion** was seconded.

Mr. Simon explained that since the Town voted to pass Article 17, that this article was no longer necessary and therefore he was moving to indefinitely postpone the article.

A resident asked what would happen if this article was shelved.

Town Counsel stated that CSX would not sell this parcel of land and there was no ballot question contingency in the original motion, which would be necessary for a ballot question. Mr. Simon added that was correct and that his motion is moot.

Resident Cathy Jacobs, 91 Dakin Rd. asked if the ballot question was defeated at the polls would the town lose the grant funds. Town counsel responded yes.

The Moderator declared that the motion to indefinitely postpone is a majority vote and that it **PASSED BY MORE THAN A MAJORITY.**

ARTICLE 52. EXPEDITE COMPLETION OF DESIGN OF THE BRUCE FREEMAN RAIL TRAIL

Petitioner Len Simon **moved** in the words of the article:

Move that The Bruce Freeman Rail Trail will be a major community asset and pathway for recreation and transportation for all Sudbury residents of all ages and abilities. As a non-motorized vehicle pathway, it will help out children get to school safely and bring us closer to nature. Since 2012 residents have voted for the Bruce Freeman Rail Trail and have appropriated fund for its design. The construction cost, about ten million dollars, (\$10,000,000) will be paid entirely by state and federal funds that have already been allocated. This article is direction to the Town Manager, Town staff, Town Departments, and Town Boards and Commissions, to move as quickly as possible to complete all designs, submit them to the state, and take all other actions needed to bring the Bruce Freeman Rail Trail to Sudbury.

Submitted by Petition.

(Majority vote required)

The **motion** was seconded.

Mr. Simon stated that the rail trail has been in process for 19 years. Every town that borders Sudbury has designed and constructed a rail trail. Sudbury has spent an

inordinate time talking about this project. This article is asking the Town to move ahead as soon as possible to get this project completed.

BOARD OF SELECTMEN: No Position

FINANCE COMMITTEE: No Position

Resident Gary Knapick, 208 Marlboro Rd, said he is a new homeowner and that having a rail trail is something he was looking for and is sure other buyers were looking for the same thing. He wants to understand why Sudbury has been so slow to complete a Rail Trail compared to other Towns.

Selectman Bill Schineller, pointed out that the project has advanced since 2019, when he was elected. The RFP has been released and the project is quickly moving along. He stated that he does not know why the project was held up prior to 2019, when Mr. Simon was on the Board.

The Moderator reminded the speaker to not disparage anyone.

Resident Dan DePompei, 35 Haynes Rd. said that he wants to clarify that Sudbury is not the gap but is at the end of the trail. He thinks that this is painting the picture that the Town is not doing its job. He said that is wrong.

Linda Faust, 189 Boston Post Rd., stated that Sudbury is slow to get things done and especially when it comes to walk ways for handicapped individuals.

The Moderator stated that a majority vote was required and declared that the motion for Article 52 PASSED BY MORE THEN A MAJORITY.

ARTICLE 53. BICYCLE SAFETY ROAD SIGNS

Petitioner Bruce Porter, 42 Surrey Ln. moved in the words of the amended article below:

Move that the Town appropriate an amount not to exceed the sum of \$750.00, payable from the Department of Public Works (DPW) budget under the direction and consent of the DPW Director. For the purchase of four bicycle safety road signs along Hudson Rd., (preferably on the westbound side at 18 Hudson Rd., on the eastbound side at 427 Hudson Rd., on the westbound side opposite 427 Hudson Rd., and eastbound nearest 5 Spruce Lane), including all incidental and related expenses, stating "bicycles in roadway" on a yellow diamond shaped sign, or the equivalent, in compliance with the requirements established by the Massachusetts Department of Transportation.

Submitted by Petition.

(Majority vote required)

The motion was seconded.

Mr. Porter explained that the motion is asking the Town to purchase 4 bicycle signs and indicated the places where they would be installed. He stated there are not enough safety signs. Other Towns have bike trails and lanes signs except for Sudbury.

BOARD OF SELECTMEN: Voted 3 in favor and 2 opposed.

FINANCE COMMITTEE: No Position

Resident Mara Huston asked why the DPW isn't using stencils on the roads. Mr. Nason said that stencils are more expensive because they have to be replaced on a yearly basis. He added that after a while drivers do not see the signs. But he is willing to install signs or stencils.

Resident Gary Knapick, 208 Marlboro Rd, agreed that signs blend into all the other signs. He believes that traffic enforcement should be better. He said that cars race down the street and do not stop at the stop signs.

Resident Jim Gish, 35 Rolling Lane is in favor of this article, but he supports the stencils over the signs.

Selectman Janie Dretler, supports the article. She stated that signs are symbolic and she said that she does look at the signs when she is driving.

Resident John Donovan Jr. 26 Old Orchard Rd., stated that he believes that many cyclists aren't observing safe biking rules. He sometimes sees cyclists riding three across and seem unaware of their surroundings.

The Moderator declared that the motion for Article 53 **PASSED BY MORE THEN A MAJORITY.**

ARTICLE 54. COST/BENEFIT STUDY ON BURYING OVERHEAD UTILITY LINES

Petitioner Girish Pathak, 104 Marlboro Rd. moved in the words of the article:

Move that the Town Manager and Director of Planning & Community Development conduct a cost/benefit study on burying existing overhead utility wires, leveraging historical performance and maintenance data from power companies and under conventional wisdom that a majority of power outages are caused by a small number of power distribution routes/miles.

Submitted by Petition.

(Majority vote required)

The Motion was seconded.

Mr. Pathak stated that this is a non-money article. It requests the Town to work with the power company to do a cost benefit study to determine where most of the power outages are coming from. The Petitioner's full report is available on Sudbury TV.

Planning Director Adam Duchesneau, responded that there are a number of ongoing projects. They are wrapping up the Master Planning project and the office is fully stretched to its limit with the current projects. While he feels that this is a worthwhile project he is asking the Town for time to see where this project fits in with the Town's master plan and to take into consideration the work load which the department is already under when voting on this article.

BOARD OF SELECTMEN: No Position

FINANCE COMMITTEE: No Position

Resident Kirsten Roopenian, 45 Harness Ln., asked for clarification from the petitioner. She said that the article is asking a full time equivalent person to spend a considerable amount of time on this project. Mr. Pathak disagrees. He is asking the Town to spend 10% of it's time to this project.

Resident Len Simon, stated that this would be another study, that would just be shelved because it would be so expensive to implement.

Resident John Donovan stated that this study was done about 20 years before and would be prohibitively expensive. He also said that if cables were put underground it would take longer for repairs.

Planning Board Chairman, Steve Garvin, stated that the petitioner did not come to the Board prior to town meeting. He believes that he should have done so and given the Board the opportunity to vote on it. Studies have already been done on installing underground power lines and it runs \$1,000,000 to \$2,000,000 per mile to install. He stated that he objects to this article which would require the staff and board to take on a project with no input from the Board. He urged the Hall to vote against this article.

Selectman Bill Schineller, stated that it would only take an email to the power company to get the information which the article is requesting. This is not a major study and he said he supports the article.

The Moderator stated that a majority vote was needed and declared that the motion for Article 54 FAILED.

ARTICLE 55. POLYSTYRENE REDUCTION BYLAW

Petitioner, Kelley Devaney, 88 Ford Rd. moved in the words of the article below:

Move that the Town vote to amend the General Bylaws by adopting a new bylaw entitled “Polystyrene Reduction Bylaw”:

Section 1. Findings and Purpose

Styrene, a component of polystyrene, was classified in 2018 by the World Health Organization’s International Agency for Research on Cancer (IARC) as Group 2A ‘probable carcinogen’. Multiple peer-reviewed scientific studies have found that residual styrene from manufacturing can be leached from polystyrene items during reasonable, common uses – especially contact with hot, fat-containing, or acidic food or drinks – in levels that sometimes exceed present World Health Organization and/or US Environmental Protection Agency standards for styrene in drinking water.

Furthermore, polystyrene, and especially polystyrene foam, readily enters the environment, both land and sea, harming wildlife who mistake it for food, ingest it, and die. Especially in the marine environment, polystyrene persists for hundreds of years and often fragments into microplastics, adsorbs and concentrates environmental toxins, and can enter the food chain when consumed by fish, shellfish, and other organisms, risking both ecosystem health and potentially contaminating the human food supply. Polystyrene is made from fossil fuels, which are non-renewable resources that contribute to greenhouse gas emissions and anthropogenic climate change.

Polystyrene is not biodegradable nor compostable nor able to be economically recycled by our Town.

Less toxic, more durable, reusable, recyclable, biodegradable, and/or compostable alternatives are readily available for many food service and other applications, and are affordable and effective ways to reduce negative health and environmental impacts from the use of polystyrene items.

Therefore, the purpose of this Bylaw is to protect the health of Town residents and to protect the Town’s unique beauty and irreplaceable natural resources by reducing the use and distribution of disposable food service ware made from polystyrene and other items made from unencapsulated foam polystyrene in the Town of Sudbury.

Section II. Definitions

The following words shall have the following meanings for purpose of this Bylaw:

“Disposable Food Service Ware” shall mean single-use or disposable products for heating, storing, packaging, serving, consuming, or transporting prepared or ready-to-consume food or beverages including, but not limited to, bowls, plates, trays, cartons, cups, lids, hinged or lidded containers, spoons, forks and knives. This includes any containers used by food establishments to heat, cook, or store food or beverages prior to serving, regardless of whether such containers are used to serve such food or beverages. Disposable Food Service Ware also includes any such implements sold by Retail Establishments to consumers for personal use.

“Foam Polystyrene” shall mean polystyrene in the form of a foam or expanded material, processed by any number of techniques including, but not limited to, fusion of polymer spheres (expandable bead polystyrene), injection molding, foam molding, and extrusion-blow molding (extruded foam polystyrene).

“Food Establishment” shall mean any operation that serves, vends or otherwise provides food or other products to third-parties for consumption and/or use on or off the premises, whether or not a fee is charged, but not including the service of food within a home or other private setting. Any facility requiring a food permit in accordance with the Massachusetts State Food Code, 105 CMR 590.000, et seq. and/or regulations of the Board of Health shall be considered a “food establishment” for purposes of this bylaw.

“Health Agent” shall mean the Health Agent for the Sudbury Board of Health or his/her designee.

“Packing Material” shall mean material used to hold, cushion, or protect items packed in a container for shipping transport or storage.

“Prepared Food” shall mean food or beverages, which are serviced, packaged, cooked, chopped, sliced, mixed, brewed, frozen, squeezed, or otherwise prepared (collectively “prepared”) for individual customers or consumers. Prepared Food does not include raw eggs or raw, butchered meats, fish, seafood, and/or poultry.

“Polystyrene” shall mean a synthetic polymer produced by polymerization of styrene monomer. Polystyrene includes both “Foam Polystyrene” and “Solid Polystyrene” as defined in this Bylaw. The International Resin Identification Code assigned to polystyrene materials is “6”. Polystyrene items may be identified by a "6" or "PS," either alone or in combination with other letters. The regulations and prohibitions relating to polystyrene in this bylaw are intended to apply regardless of the presence or absence of an International Resin Identification Code or other identifying marks on the item.

“Retail Establishment” shall mean a store or premises engaged in the retail business of selling or providing merchandise, goods, groceries, prepared take-out food and beverages for consumption off-premises or the serving of an item directly to customers at such store or premises, including, but not limited to, grocery stores, department stores, pharmacies, convenience stores, restaurants, coffee shops and seasonal and temporary businesses, including farmers markets and public markets; provided, however, that a “retail establishment” shall also include a food truck or other motor vehicle, mobile canteen, trailer, market pushcart or moveable roadside stand used by a person from which to engage in such business directly with customers and business establishments without a storefront, including, but not limited to, a business delivering prepared foods or other food items, web-based or catalog business or delivery services used by a retail establishment; provided further, that a “retail establishment” shall include a non-profit organization, charity or religious institution that has a retail establishment and holds itself out to the public as engaging in retail activities that are characteristic of similar type commercial retail businesses, whether or not for profit when engaging in such activity.

“Solid Polystyrene” shall mean polystyrene, including clear (oriented) polystyrene, produced in a rigid form with minimal incorporation of air or other gas. Solid polystyrene is also referred to as ‘rigid polystyrene’.

Section III. Regulated Conduct

- a. After February 1, 2021, no Food Establishment in the Town of Sudbury may use, sell, offer for sale, or otherwise distribute disposable food service ware made from foam polystyrene or solid polystyrene.
- b. After February 1, 2021, no Retail Establishment in the Town of Sudbury may sell, offer for sale, or otherwise distribute:

1. disposable food service ware made from foam polystyrene or solid polystyrene
2. meat trays, fish trays, seafood trays, vegetable trays, or egg cartons made in whole or in any part with foam polystyrene or solid polystyrene
3. packing materials, including packing peanuts and shipping boxes made in whole or in any part with foam polystyrene that is not wholly encapsulated within a more durable material.
4. coolers, ice chests, or similar containers; pool or beach toys; and dock floats, mooring buoys, or anchor or navigation markers, which are made in whole or in any part with foam polystyrene that is not wholly encapsulated within a more durable material.

c. For purposes of Section 3(b)(3), ‘distributing packing material’ does not include:

1. Re-using packing materials for shipping, transport, or storage within the same distribution system, where the packing materials are not sent to a customer or end user.
2. Receiving shipments within the Town of Sudbury that include polystyrene foam used as a packing material, provided that the goods were not packaged or repackaged within Sudbury.

Section IV. Exemption

- a. Nothing in this Bylaw shall prohibit individuals from using disposable food service ware or other items made of polystyrene purchased outside the Town of Sudbury for personal use.
- b. Prepared food packaged outside the Town of Sudbury is exempt from the provisions of this Bylaw, provided that it is sold or otherwise provided to the consumer in the same disposable food service ware in which it was originally packaged, and that the prepared food has not been altered or repackaged.
- c. The Board of Health or health agent may exempt a food establishment or retail establishment from any provision of this Bylaw for a period of up to six months upon written application by the owner or operator of that establishment. No exemption will be granted unless the Board of Health or health agent finds that (1) strict enforcement of the provision for which the exemption is sought would cause undue hardship; or (2) the food establishment or retail establishment requires additional time in order to draw down an existing inventory of a specific item regulated by this Bylaw. For purposes of this Bylaw, “undue hardship” shall mean a situation unique to a food establishment or retail establishment in which there are no reasonable alternatives to the use of materials prohibited by this Bylaw, and that compliance with this Bylaw would create significant economic hardship for the Establishment.

Section V. Enforcement

Health Agents shall have the authority to enforce this Bylaw. This Bylaw may be enforced through any lawful means in law or in equity, including but not limited to, noncriminal disposition pursuant to G.L. c. 40 § 21D and Article VI of the General Bylaws. The Town may enforce this Bylaw or enjoin violations thereof through any lawful process or combination of processes, and the election of one remedy by the Town shall not preclude enforcement through any other lawful means.

Violations of this Bylaw are punishable by a fine of up to \$300 per violation. Each successive day of noncompliance will count as a separate violation.
If non-criminal disposition is elected, then any Food or Retail Establishment that violates any provision of this Bylaw shall be subject to the following penalties:
First Offense: written warning
Second Offense: \$50 penalty
Third and each subsequent offense: \$300 penalty

Section VI. Regulations

The Board of Health may adopt and amend rules and regulations to effectuate the purposes of this Bylaw.

Section VII. Interaction with Other Laws

In the case of a conflict between the requirements of this Bylaw and any other federal, state or local law concerning the materials regulated herein, the more stringent requirements shall apply.

Section VIII. Severability

If any provision of this Bylaw is declared invalid or unenforceable the other provisions shall not be affected thereby;
and further, to authorize the Town Clerk to assign such numbering as is appropriate to said bylaw in conformance with the existing codification of the Town's Bylaws.

Submitted by Petition.

(Majority vote required)

The motion was seconded.

L-SRHS student Ava Guleserian, 88 Ford Rd, spoke in favor of the article. She stated that polystyrene is one of the most toxic plastics. It leaches residual styrene into food or drink and was deemed a probable carcinogen. If this article passes it would prevent local and retail establishments in Sudbury from selling packing materials, coolers or other containers that are not fully encapsulated.

Ms. Guleserian also stated that there are exemptions for specific items if the Board of Health finds no reasonable alternative can be found or in cases where not using a specific item would cause an undue hardship. The full presentation for this article can be seen on Sudbury TV.

BOARD OF SELECTMEN: Supports this article 4-1

FINANCE COMMITTEE: Takes no position

Resident John Donovan, 26 Old Orchard Rd. said he never heard that polystyrene was deemed a carcinogen. He said that was just opinion and that this would just increase the cost of food with no proof that it is dangerous.

Resident Mara Huston, 578 Peakham Rd. said that Maryland banned Polystyrene six years ago. She supports this article.

Resident Gail Wright, 110 Pokonot Ave. asked when this article would go into effect. And how would it effect religious and non-profit organizations? The Petitioner responded that it would start February 1.

Resident Alex Vai, 5 Wadsworth Rd. explained that while non-profits are not automatically exempted, there is still a hardship exemption.

Resident William Miniscalco, 126 Hemlock Rd., stated that Polystyrene is a toxic substance.

Resident Miriam Rubin, 1 Linden Rd. reminded the Hall that Polystyrene is not recyclable so it goes into the landfills, and water.

Resident Ellen Gitelman, 19 Raynor Rd., stated the same thing. She said it could be recycled into things like picture frames, but it never goes away.

The Moderator declared that the motion for Article 55 PASSED BY WELL MORE THEN A MAJORITY.

ARTICLE 56. AUTHORIZE BOARD OF SELECTMEN TO PETITION THE GENERAL COURT TO ADOPT LEGISLATION – AN ACT AUTHORIZING THE TOWN TO ESTABLISH A FEE FOR A CHECKOUT BAG CHARGE

Petitioner Alex Vai, moved in the words of the amended article:

Move in the words of the Article with the following Amendment to Section 1. of An Act Authorizing the Town of Sudbury To Establish a Fee for Checkout Bags, as follows: Replace the meaning of “Checkout Bag” with the following: “Checkout Bag” shall mean a bag provided by a retail establishment to a customer at the point of sale. Checkout bags shall not include: (i) bags, whether plastic or not, in which loose produce or products are placed by the consumer to deliver such items to the point of sale or check out area of the store; (ii) a paper bag provided by a pharmacy to a customer purchasing a prescription medication; (iii) a non-handled bag used to protect items from damaging or contaminating other purchased items; or (iv) a non-handled bag that is designed to be placed over articles of clothing on a hanger.

That the Board of Selectmen petition the General Court to adopt legislation, as set forth below, to implement a minimum charge of \$0.10 for all new checkout bags distributed in the Town of Sudbury, which legislation would have the underlying purposes of 1) incentivizing consumers to reuse checkout bags, the most environmentally sustainable and economical option, 2) allowing consumers to have the choice of not paying for unwanted or unneeded new checkout bags, 3) allowing collected money to be retained by the retailer so as to help

businesses defray the costs of switching to more environmentally sustainable checkout bag options, and 4) reducing the generation of waste and associated costs of disposal and recycling that must be borne by the Town and its residents; provided, however, that the General Court may make clerical and editorial changes of form only to said bill, unless the Select Board approves amendments to the bill prior to enactment by the General Court; and provided further that the Select Board shall be authorized to approve any such amendments which shall be within the scope of the general public purposes of this petition.

AN ACT AUTHORIZING THE TOWN OF SUDBURY TO ESTABLISH A FEE FOR CHECKOUT BAGS

SECTION 1. *The following words, unless the context clearly requires otherwise, shall have the following meanings:*

“Checkout Bag” shall mean a bag provided by a retail establishment to a customer at the point of sale. Checkout bags shall not include: (i) bags, whether plastic or not, in which loose produce or products are placed by the consumer to deliver such items to the point of sale or check out area of the store; (ii) a paper bag provided by a pharmacy to a customer purchasing a prescription medication; (iii) a non-handled bag used to protect items from damaging or contaminating other purchased items; or (iv) a non-handled bag that is designed to be placed over articles of clothing on a hanger.

“Retail Establishment” shall mean any business facility that sells goods directly to the consumer whether for or not for profit, including but not limited to, retail stores, restaurants, pharmacies, convenience and grocery stores, liquor stores, and seasonal and temporary businesses.

SECTION 2. *(a) Notwithstanding any general or special law to the contrary, any retail establishment which makes available checkout bags in the Town of Sudbury shall charge for each such bag equal to or greater than \$0.10 per checkout bag, as established by regulations to be duly promulgated by the Sudbury Board of Health.*

(b) All monies collected pursuant to this section shall be retained by the retail establishment.

(c) Any charge for a checkout bag shall be separately stated on a receipt provided to the customer at the time of sale and shall be identified as the “checkout bag charge” thereon.

SECTION 3. *(a) The Health Agent for the Sudbury Board of Health or his/her designee shall have authority to enforce this law and any regulations promulgated thereunder. This law may be enforced through any lawful means in law or in equity, including but not limited to, noncriminal disposition pursuant to G.L. c. 40 § 21D and Article VI of the Town of Sudbury General Bylaws.*

(b) The Sudbury Board of Health may adopt and amend rules and regulations to effectuate the purposes of this law.

SECTION 4. *If any provision of this law is declared to be invalid or unenforceable, the other provisions shall be severable and shall not be affected thereby.*

SECTION 5. *This act shall take effect three months after its passage.*

Submitted by Petition.

(Majority vote required)

The motion was seconded.

Mr. Vai explained that this article offers clear benefits for the environment and for the Town and businesses. By charging a 10 cent fee for paper bags, this will encourage residents to bring their own bags, which is the best way to improve the environment. All fee's go directly to the business and will reduce costs by significantly reducing their need to purchase and dispose of paper bags. He urged the Hall to vote in favor of this article.

FINANCE COMMITTEE: No Position

BOARD OF SELECTMEN: Board of Selectmen supports this article.

Resident Jennifer Pincus, 25 Blueberry Hill Ln. was concerned about the Covid requirements and wanted to know when this law would go into effect. Mr. Vai responded that it would be three months after it is signed into law by the governor.

Resident Jim Gish, 35 Rolling Ln. supports this article but wants to see plastic bags for vegetables and fruits also be included.

Resident John Donovan, 26 Old Orchard Rd, said that this may create a problem for some shoppers, because some stores only offer the paper bags without handles and he can't pick up bags without handles.

The Moderator noted that a majority vote was needed and declared that the motion for Article 56 PASSED BY MORE THEN A MAJORITY.

The Moderator paused the meeting to thank Town staff and volunteers for all their hard work and asked for a round of applause from the Hall.

The Moderator announced the new members of the Finance Committee and thanked the ones who were resigning.

ARTICLE 57. DISPOSABLE PLASTIC POLLUTION REDUCTION BYLAW

Petitioner Alex Vai, moved in the words of the article:

Move to amend the General Bylaws by adopting a new bylaw entitled "Disposable Plastic Pollution Reduction Bylaw":

Section I. Findings and Purpose

Numerous studies have shown that the production and use of disposable plastic items like straws, stirrers, and splash sticks can have significant adverse impacts. Disposable plastic items readily enter the environment, both land and sea, harming wildlife who mistake it for food, ingest it, and die. Especially in the marine environment, plastic persists for hundreds of years and often fragments into micro plastics, adsorbs and concentrates environmental toxins, and can enter the food chain when consumed by fish, shellfish, and other organisms, risking both ecosystem health and potentially

contaminating the human food supply. Many plastic items are made from fossil fuels, non-renewable resources that contribute to greenhouse gas emissions and anthropogenic climate change.

Plastic straws, stirrers, and splash sticks are not able to be recycled in the Town. Further, many plastics marketed as compostable and biodegradable require the specific conditions in industrial composting facilities to break down consistently and completely, and access to such industrial composting facilities is not yet universally and readily available to residents of the Town.

The substitution of reusable items and/or items made from recyclable, compostable, or biodegradable non-plastic materials are affordable and effective ways to reduce the negative impacts of disposable plastic food service items. Data also shows that ‘only upon request’ policies significantly reduce the overall usage of disposable items, reducing both costs and environmental impacts, without preventing those who need or want a disposable item from obtaining it.

Therefore, the purpose of this bylaw is to protect the Town’s unique beauty, irreplaceable natural resources, and the health of its residents by reducing the use and distribution of disposable plastic straws, stirrers, and splash sticks in the Town of Sudbury, and promoting reusable and non-plastic alternatives.

Section II. Definitions

The following words shall have the following meanings for purpose of this Bylaw:

“Disability” shall mean a physical, intellectual, or sensory impairment that substantially limits one or more major life activities.

“Disposable plastic straw, stirrer, or splash stick” shall mean a drinking straw, stirrer, or splash stick made predominantly from synthetic polymers and that is not a reusable straw, stirrer, or splash stick. A disposable plastic straw, stirrer, or splash stick shall also include items made in whole or in part from synthetic polymers that are otherwise classified as ‘compostable’, ‘biodegradable’, ‘oxodegradable’, or ‘marine degradable’.

“Food Establishment” shall mean any operation that serves, vends or otherwise provides food or other products to third-parties for consumption and/or use on or off the premises, whether or not a fee is charged, but not including the service of food within a home or other private setting. Any facility requiring a food permit in accordance with the Massachusetts State Food Code, 105 CMR 590.000, et seq. and/or regulations of the Board of Health shall be considered a “food establishment” for purposes of this bylaw.

“Health Agent” shall mean the Health Agent for the Sudbury Board of Health or his/her designee.

“Medical Condition” shall mean any illness, disease, or injury that requires medical treatment.

“Reusable straw, stirrer, or splash stick” shall mean a drinking straw, stirrer, or splash stick that is manufactured from durable materials, and is designed to be adequately and repeatedly cleaned and sanitized for reuse.

“Retail Establishment” shall mean a store or premises engaged in the retail business of selling or providing merchandise, goods, groceries, prepared take-out food and beverages for consumption off-premises or the serving of an item, directly to customers at such store or premises, including, but not limited to, grocery stores, department stores, clothing stores, pharmacies, convenience stores, restaurants, coffee shops and seasonal and temporary businesses, including farmers markets and public markets; provided, however,

that a “retail establishment” shall also include a food truck or other motor vehicle, mobile canteen, trailer, market pushcart or moveable roadside stand used by a person from which to engage in such business directly with customers and business establishments without a storefront, including, but not limited to, a business delivering prepared foods or other food items, web-based or catalog business or delivery services used by a retail establishment; provided further, that a “retail establishment” shall include a non-profit organization, charity or religious institution that has a retail establishment and holds itself out to the public as engaging in retail activities that are characteristic of similar type commercial retail businesses, whether or not for profit when engaging in such activity.

Section III. Regulated Conduct

a. After February 1, 2021, no food establishment in the Town of Sudbury may provide a disposable plastic straw, stirrer, or splash stick, as such term is defined in this Bylaw, to a customer.

b. After February 1, 2021, no food establishment in the Town of Sudbury may provide a disposable straw, stirrer, or splash stick that is not a reusable straw, stirrer, or splash stick to a customer, except upon that customer’s specific request for such items or if the item is selected by a customer from a self-service dispenser.

c. After February 1, 2021, retail establishments in the Town of Sudbury are prohibited from selling or distributing disposable plastic straws, stirrers, or splash sticks to customers unless equivalent non-plastic or reusable straws, stirrers, or splash sticks are available for sale and are clearly labeled such that any customer can easily distinguish among the disposable plastic, disposable non-plastic, and reusable items.

Section IV. Exemptions

a. Nothing in this bylaw shall prohibit individuals from bringing and using their own personal straws, stirrers, or splash sticks of any type for personal use in a food establishment.

b. Food establishments may provide a disposable plastic straw, stirrer, or splash stick, upon request, to a person in need due to a disability or medical condition.

c. The Board of Health or health agent may exempt a food establishment or retail establishment from any provision of this Bylaw for a period of up to six months upon written application by the owner or operator of that establishment. No exemption will be granted unless the Board of Health or health agent finds that the establishment requires additional time in order to draw down an existing inventory of a specific item regulated by this Bylaw.

Section V. Enforcement

Health Agents shall have the authority to enforce this bylaw. This bylaw may be enforced through any lawful means in law or in equity, including but not limited to, noncriminal disposition pursuant to G.L. c. 40 § 21D and Article VI of the General Bylaws. The Town may enforce this Bylaw or enjoin violations thereof through any lawful process or combination of processes, and the election of one remedy by the Town shall not preclude enforcement through any other lawful means.

Violations of this bylaw are punishable by a fine of up to \$300 per violation. Each successive day of noncompliance will count as a separate violation.

If non-criminal disposition is elected, then any Food Establishment or Retail Establishment that violates any provision of this bylaw shall be subject to the following penalties:

First Offense: Written Warning

Second Offense: \$50 penalty

Third and each subsequent offense: \$300 penalty

Section VI. Regulations

The Board of Health may adopt and amend rules and regulations to effectuate the purposes of this Bylaw.

Section VII. Interaction with Other Laws

In the case of a conflict between the requirements of this Bylaw and any other federal, state or local law concerning the materials regulated herein, the more stringent requirements shall apply.

Section VIII. Severability

If any provision of this Bylaw is declared invalid or unenforceable the other provisions shall not be affected thereby;

and further, to authorize the Town Clerk to assign such numbering as is appropriate to said bylaw in conformance with the existing codification of the Town's Bylaws.

Submitted by Petition.

(Majority vote required)

The motion was seconded.

L-SRHS student Maya Gollerkeri , 27 Hadley Rd. explained that they are trying to encourage food stores from using non-recyclable plastic straws to using paper straws.

L-SRHS student Jade Konsler, 18 Briar Patch Ln., further stated that if this article is passed it would ban food establishments from providing disposable plastic straws, stirrers and splash sticks to customers. She said that there are exemptions for disability and medical conditions.

BOARD OF SELECTMEN: The Board of Selectmen supports this article.

Resident Nathaniel Fridman, 25 Christopher Ln., stated that he sees the impact of plastic, it gets into the food chain and is causing severe problems all over the world. He agrees with this article 100%.

The Moderator stated that the motion needed a majority vote for passage.

The Moderator declared that the motion for Article 57 **PASSED BY MORE THEN A MAJORITY.**

The Moderator moved to dissolved the 2020 Annual Town Meeting at 4:27 pm on September 22, 2020. The motion was seconded and **PASSED UNANIMOUSLY.**

Attendance: 490

Part II

FINANCE SECTION

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FY21 MONIED ARTICLES

		Finance Committee
Article	Description	Recommendation
3	FY21 Budget	Approval
4	FY21 Capital Budget	Approval
5	FY21 Transfer Station Enterprise Fund Budget	Approval
6	FY21 Pool Enterprise Fund Budget	Approval
7	FY21 Recreation Field Maintenance Enterprise Fund Budget	Approval
10	Chapter 90 Highway Funding (Consent Calendar)	Approval
11	Stabilization Fund	Approval
12	Goodnow Library Services Revolving Fund	Approval
13	FY21 Revolving Fund Spending Limits (Consent Calendar)	Approval
14	Capital Stabilization Fund	Disapproval
15	Fund Litigation Costs - Eversource	Approval
16	Post-Employment Health Insurance Trust Funding	Approval
17	CSX Corridor	Report at Town Meeting
18	Fairbank Community Center Design and Construction Funds	Report at Town Meeting
21	Purchase Fire Dept. Ambulance	Approval
24	Front End Loader with Plow	Approval
25	Roadway Drainage Improvements	Approval
26	Old Sudbury Road Culvert Design	Approval
28	Dump Truck with Plow	Disapproval
29	One-Ton Dump Truck with Plow, Spreader and Wing	Disapproval
30	6-Wheel Combo Body Dump Truck with Plow and Spreader	Disapproval
31	Sudbury Public Schools Surveillance Cameras	Approval
32	Sudbury Public Schools Playground Improvement	Approval
33	Sudbury Public Schools Non-resident Tuition Fund	Approval
35	Acceptance of Provisions of the Massachusetts Veterans' Brave Act M.G.L. Chapter 59, Sect. 5, clause twenty-second H	Approval
39	Exchange of Real Property - Brimstone lane parcels	Report at Town Meeting
40	Transfer Care & Custody of Town-Owned Water Row parcel to Conservation Commission (H11-401)	Report at Town Meeting
41	Transfer Care & Custody of Town-Owned Water Row parcel to Conservation Commission (H11-305)	Report at Town Meeting
42	Community Preservation Fund - Historic Resource Inventory Survey	Approval
43	Community Preservation Fund - Removal of Invasive Species from King Philip Woods	Approval
44	Community Preservation Fund - Design of Wayside Inn Road Bridge over Hop Brook	Disapproval
45	Community Preservation Fund - Remediation of Water Chesnuts from Hop Brook Pond System	Approval
46	Community Preservation Fund - Sudbury Housing Authority Acquisition, Creation, Preservation, and support of Affordable Rental Housing	Approval
47	Community Preservation Fund - Regional Housing Services Office (RHSO) membership fee	Approval
48	Community Preservation Fund - Library Historic Room Conversion	Approval
49	Community Preservation Fund - Reversion of Funds	Approval
50	Community Preservation Fund - General Budget and Appropriations	Approval
51	Acquire ¼ mile of CSX Corridor (Station Rd to Rt 20)	Report at Town Meeting

ESTIMATED IMPACT ON FY21 RESIDENTIAL TAX BILL

ESTIMATED IMPACT OF TOWN MEETING SPENDING ON YOUR FISCAL 2021 TAX BILL													
												AVG.	
Fiscal Current Values	100,000	200,000	300,000	400,000	500,000	600,000	700,000	800,000	900,000	1,000,000			
Fiscal Current Taxes	1,845	3,690	5,535	7,380	9,225	11,070	12,915	14,760	16,605	18,450			
Fiscal Budget Taxes	1,885	3,770	5,655	7,540	9,425	11,310	13,195	15,080	16,965	18,850			
Fiscal Current (Base)	1,840	3,680	5,520	7,360	9,200	11,040	12,880	14,720	16,560	18,400			
Debt Exemptions	45	90	135	180	225	270	315	360	405	450			
	2.17%	2.17%	2.17%	2.17%	2.17%	2.17%	2.17%	2.17%	2.17%	2.17%			
To calculate the dollar impact of any additional expenditures that may be considered by Town Meeting, use this chart below.													
Article	Resident's	100,000	200,000	300,000	400,000	500,000	600,000	700,000	800,000	900,000	1,000,000		
Amount	Share	\$ 1,000	\$ 2,000	\$ 3,000	\$ 4,000	\$ 5,000	\$ 6,000	\$ 7,000	\$ 8,000	\$ 9,000	\$ 10,000		
\$ 1,000	\$ 911	\$ 0.02	\$ 0.04	\$ 0.06	\$ 0.08	\$ 0.10	\$ 0.12	\$ 0.14	\$ 0.15	\$ 0.16	\$ 0.18	\$ 0.20	
25,000	22,765	0.50	1.00	1.50	2.00	2.50	3.00	3.50	3.73	4.00	4.50	5.00	
50,000	45,529	1.00	2.00	3.00	4.00	5.00	6.00	7.00	7.46	8.00	9.00	10.00	
75,000	68,294	1.50	3.00	4.50	6.00	7.50	9.00	10.50	11.19	12.00	13.50	15.00	
100,000	91,059	2.00	4.00	6.00	8.00	10.00	12.00	14.00	14.93	16.00	18.00	20.00	
200,000	182,117	4.00	8.00	12.00	16.00	20.00	24.00	28.00	29.85	32.00	36.00	40.00	
300,000	273,176	6.00	12.00	18.00	24.00	30.00	36.00	42.00	44.78	48.00	54.00	60.00	
400,000	364,235	8.00	16.00	24.00	32.00	40.00	48.00	56.00	59.70	64.00	72.00	80.00	
500,000	455,294	10.00	20.00	30.00	40.00	50.00	60.00	70.00	74.63	80.00	90.00	100.00	
600,000	546,352	12.00	24.00	36.00	48.00	60.00	72.00	84.00	89.55	96.00	108.00	120.00	
700,000	637,411	14.00	28.00	42.00	56.00	70.00	84.00	98.00	104.48	112.00	126.00	140.00	
800,000	728,470	16.00	32.00	48.00	64.00	80.00	96.00	112.00	119.40	128.00	144.00	160.00	
900,000	819,528	18.00	36.00	54.00	72.00	90.00	108.00	126.00	134.33	144.00	162.00	180.00	
1,000,000	910,587	20.00	40.00	60.00	80.00	100.00	120.00	140.00	149.25	160.00	180.00	200.00	

GENERAL FUND BUDGET SUMMARY OF REVENUES & EXPENDITURES

	FY19	FY20	FY21
EXPENDITURES	Actual	Budgeted	Recommended
Education - Sudbury Public Schools (SPS)	38,309,355	38,535,653	39,608,834
Education - LS Regional High School (LS)	24,762,716	25,808,881	26,712,280
Education - Vocational	461,426	615,000	550,000
General Government	3,085,214	3,143,637	3,177,614
Public Safety	8,472,123	8,924,924	9,199,461
Public Works	5,146,416	5,460,288	5,607,520
Human Services	746,973	871,110	937,995
Culture & Recreation	1,327,814	1,422,707	1,515,936
Town-Wide Operating and Transfers	212,237	483,845	686,352
Total Town Departments	82,524,274	85,266,045	87,995,992
Town Debt Service	3,100,625	3,110,425	3,476,446
Employee Benefits (Town and SPS)	11,718,431	12,716,315	13,672,255
OPEB Trust Contribution (Town and SPS)	540,249	610,249	468,382
Total Operating Budget	97,883,579	101,703,034	105,613,075
Capital Operating Budget	403,224	800,000	722,076
TOTAL EXPENDITURES:	98,286,802	102,503,034	106,335,151

	FY19	FY20	FY21
REVENUES & AVAILABLE FUNDS	Actual	Budgeted	Recommended
Real Estate and Personal Property Taxes	86,079,321	88,883,118	91,999,558
State Aid	6,380,977	6,397,013	6,028,179
MSBA Reimbursement	1,605,767	1,605,767	1,605,767
SAFER Grant	-	193,581	210,189
Local Receipts	6,464,838	4,763,555	4,441,000
Other Available	735,502	660,000	660,000
Free Cash	-	-	1,390,458
TOTAL REVENUES & AVAILABLE FUNDS:	101,266,405	102,503,034	106,335,151

See additional budget details in the Town Manager's Proposed Budget which can be found on the Town's website at the following link:

<https://sudbury.ma.us/finance/fy21-gfoa-budget-7-27-2020/>

TOWN MANAGER'S CAPITAL BUDGET

Project Name	Department	Cost
Town-wide Walkway Construction	DPW	\$ 50,000
Town and Schools Carpet Replacement	Facilities	\$ 50,000
Various Building Improvements	Facilities	\$ 75,000
Hosmer House Roof	Facilities	\$ 50,000
Car 2 (Fire Dept.)	Fire	\$ 54,000
Document Scanning	Info Systems	\$ 50,000
Fiber Optic Network (Souther Ring)	Info Systems	\$ 70,820
Buildings & Grounds 2010 Ford F350 Pickup Truck/sander	LSRHS	\$ 35,132
Athletic Van - 2011-Chevrolet Express Van- 15 Passenger	LSRHS	\$ 39,524
Portable Radios	Police	\$ 18,600
UHF Repeater	Police	\$ 25,000
Schools Cafeteria Kitchen Equipment	SPS	\$ 50,000
Paging, Clocks, and Bell Systems	SPS	\$ 25,000
Curtis Ongoing HVAC Repairs.	SPS	\$ 30,000
Noyes Replacement of Rtu-1 and RTU-2 AC package units	SPS	\$ 49,000
Schools classroom VCT Flooring Replacement	SPS/Facilities	\$ 50,000
Town Manager's Capital Operating Budget		\$ 722,076
New Ambulance	Fire	\$ 340,000
Loring School Playground	SPS	\$ 333,000
Surveillance Cameras	SPS	\$ 261,023
Culvert Design/Replacement	DPW	\$ 100,000
6-Wheel 40,000+ GVW Combo Body Dump Truck w/Plow	DPW	\$ 260,000
Replace 2011 Chevy 1 Ton 6 Wheel Dump	DPW	\$ 140,000
Pratts Mill Roadway Improvements	DPW	\$ 120,000
Replace 2011 Chevrolet 6 Wheel Dump, leased in 2012	Parks & Gnds	\$ 110,000
Capital Additions in Excess of \$100,000		\$ 1,664,023
Total FY21 Capital Plan		\$ 2,386,099

See additional budget details in the Town Manager's Proposed Budget which can be found on the Town's website at the following link:

<https://sudbury.ma.us/finance/fy21-gfoa-budget-7-27-2020/>

ENTERPRISE FUNDS BUDGETS

	FY19	FY20	FY21
EXPENDITURES	Actual	Budgeted	Recommended
<u>Direct</u>			
Transfer Station	295,766	295,432	297,764
Atkinson Pool	445,109	449,323	427,421
Recreation Field Maintenance	198,537	228,040	230,435
Total Direct Expenditures	939,412	972,795	955,620
<u>Indirect</u>			
Transfer Station	16,700	17,214	17,163
Atkinson Pool	36,227	18,956	36,828
Recreation Field Maintenance	22,575	23,198	24,269
Total Indirect Expenditures	75,502	59,368	78,260
TOTAL:	1,014,914	1,032,163	1,033,880

	FY19	FY20	FY21
RECEIPTS & RESERVES	Actual	Budgeted	Recommended
Transfer Station	319,222	312,646	314,927
Atkinson Pool	443,107	468,279	464,249
Recreation Field Maintenance	210,093	251,238	254,704
TOTAL:	972,422	1,032,163	1,033,880

See additional budget details in the Town Manager's Proposed Budget which can be found on the Town's website at the following link:

<https://sudbury.ma.us/finance/fy21-gfoa-budget-7-27-2020/>

CPA FUNDS BUDGET

	FY19 Actual	FY20 Appropriated	FY21 Recommended
Beginning CPA Fund Balance	6,883,548	4,733,401	4,740,191
<u>Revenues</u>			
CPA Surcharge & Fees	1,964,765	1,800,000	2,000,000
Intergovernmental	403,176	305,000	570,000
Investment Income	65,412	20,000	20,000
Total Revenues	2,433,353	2,125,000	2,590,000
<u>Expenditures</u>			
Major Land Purchases	1,877,840	-	-
Debt Service	1,178,335	1,140,210	1,111,410
Administrative	30,160	85,000	85,000
Other	1,497,165	893,000	821,000
Total Expenditures	4,583,500	2,118,210	2,017,410
Excess / (Deficiency)	(2,150,147)	6,790	572,590
Ending CPA Fund Balance	4,733,401	4,740,191	5,312,781

	FY19 Actual	FY20 Appropriated	FY21 Recommended
ENDING FUND BALANCE			
Projects (in-use)	1,533,489	1,533,489	1,533,489
Unassigned	3,199,912	3,206,702	3,779,292
	4,733,401	4,740,191	5,312,781

LONG-TERM DEBT

Town Outstanding Debt by Type

Issue Types	Schools	Municipal	Pre-CPA	Total	Annual Debt Service	Principal Balance
FY19 Principal Balance	4,530,000	6,628,577	1,365,000			12,523,577
FY20 Principal	2,025,000	505,343	90,000	2,620,343		
FY20 Interest	177,075	241,545	51,463	470,082	3,090,425	9,903,234
FY21 Principal	2,060,000	509,621	85,000	2,654,621		
FY21 Interest	89,413	217,517	46,963	353,892	3,008,513	7,248,613
FY22 Principal	240,000	413,908	85,000	738,908		
FY22 Interest	13,244	194,380	42,713	250,336	989,244	6,509,706
FY23 Principal	85,000	418,503	85,000	588,503		
FY23 Interest	8,050	175,134	38,463	221,647	810,150	5,921,202
FY24 Principal	80,000	423,116	85,000	588,116		
FY24 Interest	4,600	155,772	34,213	194,584	782,700	5,333,086
FY25 Principal	40,000	427,845	85,000	552,845		
FY25 Interest	2,000	136,292	29,963	168,255	721,100	4,780,241
FY26 Principal	-	432,895	85,000	517,895		
FY26 Interest	-	116,693	25,713	142,405	660,300	4,262,346
FY27 Principal	-	438,273	85,000	523,273		
FY27 Interest	-	104,065	23,163	127,227	650,500	3,739,073
FY28 Principal	-	443,787	85,000	528,787		
FY28 Interest	-	91,300	20,613	111,913	640,700	3,210,286
FY29 Principal	-	454,642	85,000	539,642		
FY29 Interest	-	78,396	18,063	96,458	636,100	2,670,645
FY30 Principal	-	460,645	85,000	545,645		
FY30 Interest	-	65,193	15,513	80,705	626,350	2,125,000
FY31 Principal	-	360,000	85,000	445,000		
FY31 Interest	-	51,838	12,963	64,800	509,800	1,680,000
FY32 Principal	-	335,000	85,000	420,000		
FY32 Interest	-	41,038	10,413	51,450	471,450	1,260,000
FY33 Principal	-	335,000	85,000	420,000		
FY33 Interest	-	30,988	7,863	38,850	458,850	840,000
FY34 Principal	-	335,000	85,000	420,000		
FY34 Interest	-	20,938	5,313	26,250	446,250	420,000
FY35 Principal	-	335,000	85,000	420,000		
FY35 Interest	-	10,469	2,656	13,125	433,125	-
Remaining Debt Service	4,824,381	8,360,131	1,751,044	14,935,556	14,935,556	

LS Regional High School Outstanding Debt

	Total	Annual Debt Service	Principal Remaining
FY19 Principal Balance			3,555,000
FY20 Principal	530,000		
FY20 Interest	98,700	628,700	3,025,000
FY21 Principal	520,000		
FY21 Interest	82,950	602,950	2,505,000
FY22 Principal	515,000		
FY22 Interest	67,425	582,425	1,990,000
FY23 Principal	510,000		
FY23 Interest	52,050	562,050	1,480,000
FY24 Principal	500,000		
FY24 Interest	36,900	536,900	980,000
FY25 Principal	495,000		
FY25 Interest	21,975	516,975	485,000
FY26 Principal	485,000		
FY26 Interest	7,275	492,275	-
Remaining Debt Service	3,922,275	3,922,275	

Community Preservation Outstanding Debt by Project

Issues	Nobscot I & II	Cutting/ Dickson	Libby	Pantry Brook	Johnson Farm	Total	Annual Debt Service	Principal Balance
FY19 Principal Balance	3,595,000	1,140,000	735,000	2,415,000	800,000			8,685,000
FY20 Principal	340,000	240,000	130,000	125,000	50,000	885,000		
FY20 Interest	110,150	20,500	13,463	80,973	30,125	255,210	1,140,210	7,800,000
FY21 Principal	340,000	235,000	125,000	130,000	50,000	880,000		
FY21 Interest	100,075	15,700	10,863	77,148	27,625	231,410	1,111,410	6,920,000
FY22 Principal	345,000	230,000	125,000	135,000	50,000	885,000		
FY22 Interest	88,575	12,175	8,988	73,173	25,125	208,035	1,093,035	6,035,000
FY23 Principal	340,000	220,000	120,000	140,000	50,000	870,000		
FY23 Interest	78,175	8,150	6,800	69,048	22,625	184,798	1,054,798	5,165,000
FY24 Principal	340,000	215,000	120,000	145,000	50,000	870,000		
FY24 Interest	67,625	4,300	4,700	64,773	20,125	161,523	1,031,523	4,295,000
FY25 Principal	340,000	-	115,000	150,000	50,000	655,000		
FY25 Interest	54,525	-	2,300	60,348	17,625	134,798	789,798	3,640,000
FY26 Principal	345,000	-	-	155,000	50,000	550,000		
FY26 Interest	41,200	-	-	55,773	15,125	112,098	662,098	3,090,000
FY27 Principal	340,000	-	-	155,000	50,000	545,000		
FY27 Interest	30,150	-	-	50,929	13,625	94,704	639,704	2,545,000
FY28 Principal	335,000	-	-	165,000	50,000	550,000		
FY28 Interest	21,525	-	-	45,729	12,125	79,379	629,379	1,995,000
FY29 Principal	330,000	-	-	170,000	50,000	550,000		
FY29 Interest	12,588	-	-	40,030	10,625	63,243	613,243	1,445,000
FY30 Principal	100,000	-	-	175,000	50,000	325,000		
FY30 Interest	6,000	-	-	33,906	9,125	49,031	374,031	1,120,000
FY31 Principal	100,000	-	-	180,000	50,000	330,000		
FY31 Interest	2,000	-	-	27,200	7,625	36,825	366,825	790,000
FY32 Principal	-	-	-	190,000	50,000	240,000		
FY32 Interest	-	-	-	19,800	6,125	25,925	265,925	550,000
FY33 Principal	-	-	-	195,000	50,000	245,000		
FY33 Interest	-	-	-	12,100	4,625	16,725	261,725	305,000
FY34 Principal	-	-	-	205,000	50,000	255,000		
FY34 Interest	-	-	-	4,100	3,125	7,225	262,225	50,000
FY35 Principal	-	-	-	-	50,000	50,000		
FY35 Interest	-	-	-	-	1,563	1,563	51,563	-
Remaining Debt Service	4,207,588	1,200,825	782,113	3,130,026	1,026,938	10,347,489	10,347,489	

COLLECTIVE BARGAINING

BARGAINING UNIT AND CONTRACT FINANCIAL TERMS

LS Regional High School

The three year memorandum of agreement for the period covering schools year 2019, 2020, and 2021 provides for COLA increases in half-year increments of 0.5%, 1.5%, 0%, 3%, 0.5% and 2%, representing an aggregate COLA increase over three years totaling 6.5%, or approximately 2.17% per year on average.

Sudbury Public Schools, K-8

Teachers

Three-year contract covering fiscal years 2019, 2020 and 2021. Effective dates and Cost of Living Adjustment percentage increases to salary schedule are: 7/1/18: 1 1/2%; 7/1/19: 2 1/4%; 7/1/20: 2 1/2%.

Support Staff

Three-year contract covering fiscal years 2019, 2020 and 2021. Effective dates and Cost of Living Adjustment percentage increases to salary schedule are: 7/1/18: 1 1/2%; 7/1/19: 2 1/2%; 7/1/20: 2 1/4%.

Nurses

The three-year contract covering fiscal years 2019, 2020, and 2021 remains unsettled as of the printing of this document.

Custodians

Three-year contract covering fiscal years 2019, 2020 and 2021. Effective dates and Cost of Living Adjustment percentage increases to salary schedule are: 7/1/18: 1 1/2%; 7/1/19: 2 1/2%; 7/1/20: 2 1/4%

Town

Fire

Three-year contract covering fiscal years 2019, 2020 and 2021. Effective dates and Cost of Living Adjustment percentage increases to salary schedule are: 7/1/18: 1%; 7/1/19: 2%; 7/1/20: 1 1/2%; and 6/30/21 at midnight 1% not to impact FY21 budget.

Police – Patrol Officers

Three-year contract covering fiscal years 2019, 2020 and 2021. Effective dates and Cost of Living Adjustment percentage increases to salary schedule are: 7/1/18: 1%; 7/1/19: 2%; 7/1/20: 1 1/2%; and 6/30/21 at midnight 1% not to impact FY21 budget.

Police - Sergeants

Three-year contract covering fiscal years 2019, 2020 and 2021. Effective dates and Cost of Living Adjustment percentage increases to salary schedule are: 7/1/18: 1%; 7/1/19: 2%; 7/1/20: 1 1/2%; and 6/30/21 at midnight 1% not to impact FY21 budget.

Public Works

Three-year contract covering fiscal years 2019, 2020 and 2021. Effective dates and Cost of Living Adjustment percentage increases to salary schedule are: 7/1/18: 1%; 7/1/19: 2%; 7/1/20: 1 1/2%; and 6/30/21 at midnight 1% not to impact FY21 budget.

Engineering

Three-year contract covering fiscal years 2019, 2020 and 2021. Effective dates and Cost of Living Adjustment percentage increases to salary schedule are: 7/1/18: 1%; 7/1/19: 2%; 7/1/20: 1 1/2%; and 6/30/21 at midnight 1% not to impact FY21 budget.

Supervisory

Three-year contract covering fiscal years 2019, 2020 and 2021. Effective dates and Cost of Living Adjustment percentage increases to salary schedule are: 7/1/18: 1%; 7/1/19: 2%; 7/1/20: 1 1/2%; and 6/30/21 at midnight 1% not to impact FY21 budget.

Civilian Dispatchers

Three-year contract covering fiscal years 2019, 2020 and 2021. Effective dates and Cost of Living Adjustment percentage increases to salary schedule are: 7/1/18: 1%; 7/1/19: 2%; 7/1/20: 1 1/2%; and 6/30/21 at midnight 1% not to impact FY21 budget.

BUDGET TERMS AND DEFINITIONS

Abatements and Exemptions (previously called Overlay): An amount set by the Assessors to create a fund to cover abatements of (and exemptions from) real and personal tax assessments for the current year, and raised on the tax levy. An abatement is a reduction provided by the Assessors in the assessed tax because of bona fide specific conditions or situations not considered when the tax was levied. An exemption is provided for a variety of purposes, which include, but are not limited to: buildings/property used for religious, government, charity, or pollution control. In addition, exemptions may also be provided to the elderly, handicapped, and veterans under certain conditions.

Abatement Surplus: Accumulation of the surplus amounts of Abatements and Exemptions set aside by the Assessors each year to cover abatements of (and exemptions from) real estate and personal property tax assessments. The accumulated amount for previous years no longer committed for abatements may be used by vote of the Town Meeting.

Benefits and Insurance: This account in the shared expenses section of the budget is comprised primarily of benefits such as health insurance and retirement for both school and general government employees.

Capital Exclusion: A temporary increase in the tax levy to fund a capital project or make a capital acquisition.

Cherry Sheet: An annual statement received from the Department of Revenue detailing estimated receipts for the next fiscal year from the various state aid accounts as well as estimated state and county government charges payable to the state. The name “Cherry Sheet” derives from the color of the paper used.

Circuit Breaker Program: School districts are eligible for reimbursements for students with disabilities whose programs cost greater than four times the statewide foundation budget. “Circuit Breaker” means the reimbursement program for certain costs of special education as specified in M.G.L. c. 71B, § 5.

Debt Exclusion: An override to Proposition 2 ½ for the purpose of raising funds for debt service costs; remains for the life of the debt only.

Enterprise Fund: A separate fund, set up to provide a specific Town service, whereby all direct and indirect/overhead costs of providing the service are funded in total from user charges. An appropriation for an enterprise fund is funded in total from enterprise fund revenue unless otherwise noted. Enterprise fund revenue used to fund services provided by other Town departments will be shown in the warrant after the appropriation total for the department. An enterprise fund is required to fully disclose all costs and all revenue sources needed to provide a service.

Free Cash: Free cash is the available, undesignated fund balance of the general fund and is generated when actual revenue collections are in excess of estimates, when expenditures are less than appropriated, or both. A free cash balance is certified as of July 1 each year by the Department of Revenue and once certified, any or all of the certified amount may be used to defray Town expenses by a vote of the Town Meeting.

Funding Sources for Expenditures: Authorizations for the Town to expend monies are made in the form of a motion at Town Meeting. The wording of the motions will specify the funding source; that is, the place from where money is going to come or will be raised. When a motion reads, “to appropriate a sum of money” without a source being identified, that amount will be included in the tax calculation, whereby the total of all sums to be appropriated will be reduced by an estimate of local and state revenue. The balance needed will be provided by property taxes. When items in the warrant are offset or raised from available funds, those items will also appear as offsets in the determination of the tax rate.

Levy Limit: The maximum amount a community can levy in any given year.

Local Receipts: This is the third largest source of revenue for the Town after property taxes and Cherry Sheet receipts. While it is comprised of a number of different items, the largest source is the auto excise tax.

New Growth: Proposition 2 ½ allows a community to increase its levy limit annually by an amount based upon the valuation of certain new construction and other growth in the tax base that is not the result of property revaluation. New growth becomes part of the levy limit and thus increases at the rate of 2.5% each year as the levy limit increases.

Normal Cost (OPEB): Normal cost generally represents the portion of the cost of projected benefits for active employees allocated to the current plan year.

Override: An override is passed by a majority vote at Town Meeting and at the ballot. There are three types of overrides: An Operating Override, which permanently increases the levy limit; a Debt Exclusion, which increases the levy limit only for the life of the debt; and a Capital Project Override, which increases the levy only for the year in which the project is undertaken.

OPEB: Post-employment benefits that an employee will begin to receive at the start of retirement. This does not include pension benefits paid to the retired employee. Other post-employment benefits that a retiree can be compensated for are life insurance premiums, healthcare premiums and deferred-compensation arrangements.

Proposition 2½: A Massachusetts General Law enacted in 1980 to limit property taxes.

Revolving Fund: Funds that may be used without appropriation and that are established for special uses. Recreation fees, for example, may be paid into a revolving fund. Revolving funds are established by state law or Town bylaw.

Reserve Fund: An amount appropriated by the Annual Town Meeting for emergency or unforeseen purposes. The Finance Committee, by state law, is the sole custodian of the Reserve Fund and approves transfers from the Fund into the operating budgets throughout the year if: (1) the need for funds is of an emergency and/or unforeseen nature, and (2) if, in the judgment of the Finance Committee, the Town Meeting would approve such an expenditure if such a meeting was held. The Reserve Fund is, therefore, a mechanism for avoiding the necessity of frequent Special Town Meetings.

Stabilization Fund: Similar to a "savings account", this account has been used to fund large capital projects such as fire trucks and school roofs. A recent amendment to state law allows the Stabilization Fund to be used for the operating budget, as well as capital purchases; however, the Finance Committee

would generally be reluctant to recommend doing so. Placing money into, or taking it out of, the Stabilization Fund requires a 2/3 vote of Town Meeting.

Tax Levy: The property tax levy is the revenue a community can raise through real and personal property taxes. In Massachusetts, municipal revenues to support local spending for schools, public safety, general government and other public services are raised through the property tax levy, state aid, local receipts and other sources. The property tax levy is the largest source of revenue for most cities and towns.

Town-wide Operating Expenses: This account in the general government section of the budget is comprised primarily of operating expenses such as postage, telephone and property liability insurance, that support town-wide operations and are not assigned to any one department or cost center.

