

IN BOARD OF SUDBURY SELECTMEN
TUESDAY, JULY 28, 2015

Present: Chairman Patricia A. Brown, Vice-Chairman Susan N. Iuliano, Selectman Charles C. Woodard, and Interim Town Manager Maryanne Bilodeau

Absent: Selectman Leonard A. Simon and Selectman Robert C. Haarde

The statutory requirements as to notice having been complied with, the meeting was convened at 7:32 p.m. in the Lower Town Hall, 322 Concord Road.

Opening Remarks

At 7:32 p.m., Chairman Brown opened the meeting. She announced mosquito spraying is scheduled in Town, starting at dusk until 11:30 p.m. on July 29, 2015, and she reminded residents to stay indoors and to keep pets inside. She also announced emergency water pipe repair work is underway on Maplewood Avenue. Chairman Brown also reminded residents to continue to avoid Willis Lake, due to the blue-green algae advisory. She stated more information is available regarding all of these announcements on the Town or Sudbury Water District websites. Chairman Brown stated she spoke with State Representative Carmine Gentile, who reported Sudbury's former Senior Tax Advisor David Levington spoke in support of Sudbury's local option bill at the State House regarding the Senior Means-Tested Tax Relief Program.

Reports from the Interim Town Manager

Interim Town Manager Bilodeau stated it was announced at the Board's July 14, 2015 Meeting that the Bylaw changes approved at the May 2015 Annual and Special Town Meetings had been approved by the Attorney General's Office. Ms. Bilodeau explained this included the Town Bylaw for the Regulation of Dogs. A question was raised recently regarding whether a dog must be on a leash if it is not on its owner's property. She stated the Town Bylaws require a dog to be on a leash, no longer than six feet in length, whenever the dog is on a walk off of the owner's property. Ms. Bilodeau noted this had always been a requirement of the Town bylaws, and it was not modified at Town Meeting. Anyone interested in more information regarding the bylaw can access it on the Town Clerk's webpage under documents, on 2015 General Bylaws, Article V, Section 3.

Reports from the Board of Selectmen

Vice-Chairman Iuliano stated she is working to coordinate a Board of Selectmen Office Hours date for Selectman Haarde and herself to be available. Given summer schedules, the date may be in late August or in September.

Citizen's Comments

At 7:36 p.m., Chairman Brown announced no citizens had requested time for comments tonight.

Board of Selectmen Meeting Calendar – Discussion and Possible Reschedule of September 29, 2015 Meeting

Chairman Brown asked if the Board wished to reschedule its September 29, 2015 meeting. A few alternate dates were discussed.

Vice-Chairman Iuliano and Selectman Woodard stated they could be available on either September 16 or September 17, 2015. Selectman Woodard suggested soliciting input from the other Board members before voting on a new date.

Chairman Brown stated if other Board members are not available on September 16 or September 17, 2015, the default will be to keep the September 29th date.

Town Forum – Planning Discussion and Report on Lincoln State of the Town Meeting Format

At 7:38 p.m., Chairman Brown opened a discussion regarding planning for the Fall 2015 Town Forum. The Board was previously in receipt of a communication from Vice-Chairman Iuliano dated July 22, 2015 regarding proposed discussion topics for the planning of the Fall 2015 Town Forum, and accompanying sample documents concerning the Town of Lincoln's State of the Town Meeting. In addition, copies of flyers for Lincoln's 2013 State of the Town Meeting were distributed tonight.

Vice-Chairman Iuliano stated she hoped to get input from the Board tonight in order to prepare a more definitive plan for discussion at the Board's August 20, 2015 meeting. She noted the great job Chairman Brown did last year coordinating the first Forum, and asked if the Board would like to try any new ideas this year. Vice-Chairman Iuliano provided a summary of how Lincoln has approached their meetings, noting the format has been varied. She noted it is not typical that Lincoln's agenda is set at their meeting, but rather it is set ahead of time by Lincoln's Board of Selectmen. Vice-Chairman Iuliano highlighted Lincoln's agenda includes time for open discussion, and it is held in November (between sporting seasons) on a Saturday. She further stated Lincoln includes other Lincoln committees and boards as needed, and it focuses discussion on Town-wide issues.

Selectman Woodard stated he liked how Chairman Brown solicited public input last year, and he thinks it should be repeated. He suggested asking the community its opinion on a Saturday versus a weeknight meeting. Selectman Woodard further stated he likes the idea of incorporating time for an open dialogue within the agenda. He stated he has not formulated an opinion yet regarding how many topics should be discussed.

Chairman Brown stated last year a lot of staff members were asked to attend on a weeknight. It was noted a Saturday might be harder for staff to attend. Chairman Brown stated she would like to see time devoted to collecting comments about community concerns.

Vice-Chairman Iuliano stated she likes the idea of surveying the public, but she is not sure there is adequate time to do so.

Chairman Woodard noted he has no preferences for a certain day of the week for the Forum to be held, and he believes it should be scheduled when there is the highest probability for the best public turnout. Last summer, it was noted people were asked to submit ideas about topics to be discussed.

Vice-Chairman Iuliano stated she hopes to have the Forum's format established by September and then set the topics for discussion.

Tentative dates were discussed, noting November 14th may be the only viable Saturday option in November.

Interim Town Manager Bilodeau suggested a topic this year could be to ask attendees what they want to discuss at future Forums.

Vice-Chairman Iuliano suggested a topic for this year's Forum could be communication, which could encompass several related topics.

Chairman Brown stated her one critique of last year's Forum is that it could have been publicized earlier and better.

Sudbury resident Dan DePompei, 35 Haynes Road, stated it might be a good idea to start to get the message of an upcoming Forum out to the community with a tentative date, which could generate feedback.

Vice-Chairman Iuliano stated she will work to coordinate more specific information for the Board's discussion at its August 20, 2015 Meeting.

Minuteman Regional Technical High School – School Building Project Draft Resolution and Proposed District-wide Election - Discussion

At 7:59 p.m., Chairman Brown opened a discussion regarding Minuteman Regional Vocational Technical High School. The Board was previously in receipt of copies of a memorandum dated July 16, 2015 sent by the Board to Minuteman's Administration, School Committee, and Building Committee, Massachusetts School Building Authority, Minuteman Member Towns' Boards of Selectmen and Sudbury's legislators, "Frequently Asked Questions District-Wide Balloting" Updated June 26, 2015, which was distributed at the Minuteman Regional High School Committee Meeting on July 7, 2015, and a letter from Selectman Simon dated July 20, 2015, which was sent to the Minuteman Member Towns' Boards of Selectmen.

Chairman Brown stated she and State Representative Carmine Gentile met with Minuteman's Superintendent and members of its Building Committee, including Sudbury's representative Paul Lynch today. A member of the Building Committee stated he believes there was related information which was inaccurately presented at Sudbury's July 14, 2015 Board of Selectmen's Meeting. Chairman Brown stated she was informed the special meeting scheduled for September 8, 2015 will not be about the proposed district-wide election, and, if an election were to occur, it would be later in the fall. She stated Representative Gentile is working hard to advocate for Sudbury's interest from a legislative perspective. Chairman Brown also noted Selectman Simon is working to coordinate a meeting of other Minuteman District Members' Boards of Selectmen with similar positions to Sudbury's.

Selectman Woodard referenced the Massachusetts School Building Authority's (MSBA) response to Sudbury's letter, and he read aloud a few sections from it. He believes the MSBA has stated it cannot justify supporting a Minuteman school which has fewer than 600 students. Thus, it would appear as if the proposed 628-student-sized school would be the minimally acceptable size for MSBA.

Chairman Brown stated that if a minimum of 600 District students is needed, new towns must become members of the District. However, she has not observed any efforts by Minuteman to increase District membership.

Vice-Chairman Iuliano stated there is discussion regarding imposing a capital cost through new regulations to non-member towns. She stated this might incentivize some towns to join the District. Vice-Chairman Iuliano stated she is not certain about what Sudbury's other alternatives would be, and whether they would be better than remaining in the Minuteman District, with a potentially new facility. She believes there are still a lot of unanswered questions, and she would like to better understand the alternatives available.

Chairman Brown stated the decisions to be made about Minuteman are critical, but they have been a long time in the making. She further noted it will be important to see what can be done at the State level to

improve an inequitable situation. Chairman Brown stated the Town's discussions cannot just focus on the Minuteman issues, but it must also take into account what is best for all of Sudbury's students.

Selectman Woodard stated he is uncomfortable with the idea of the Town being asked to pay for capital costs for a school, while not knowing the proportion of member and non-member students.

Chairman Brown stated she is also concerned about what the ongoing operating assessment would be for a new school. She is also concerned about a 16-member town election being held.

In response to a question from Vice-Chairman Iuliano, Chairman Brown stated her understanding is that if Minuteman misses the MSBA's current 40% reimbursement deadline, its potential reimbursement would decrease to a maximum of 31%.

At 8:20 p.m. Chairman Brown concluded the discussion.

Town Committees – Discussion to Disband and Archive Inactive Committees

At 8:20 p.m., Chairman Brown opened a discussion regarding disbanding and archiving inactive Town committees. The Board was previously in receipt of copies of a list of inactive committees, the Rail Trail Conversion Advisory Committee Mission Statement, information regarding the formation of the Sewer Assessment Technical Committee, a listing of committees and boards to which the Board of Selectmen makes appointments, and an email from Director of Planning and Community Development Jody Kablack dated July 24, 2015, regarding the status of the Sewer Technical Advisory Committee.

Chairman Brown stated the Rail Trail Conversion Advisory Committee has not met in two years, and the Sewer Assessment Technical Committee has not met in four to five years. Thus, she suggested it seems reasonable to disband and archive the committees. Chairman Brown explained the Committees' documents would be archived on the Town website after they are disbanded.

Selectman Woodard stated he would need to recuse himself from a vote regarding the Sewer Assessment Technical Committee, since his wife is its last remaining member.

Vice-Chairman Iuliano asked if there are any down sides to disbanding the two committees, and the consensus was there is not.

It was on motion unanimously

VOTED: To disband and archive the Rail Trail Conversion Advisory Committee.

It was also on motion

VOTED: To disband and archive the Sewer Assessment Technical Committee.

Selectman Woodard had previously recused himself from this vote

Loring Parsonage – Request Support Before the Senate Ways & Means Committee

At 8:23 p.m., Chairman Brown opened a discussion regarding whether to request Senator Jamie Eldridge's support for funding for the Loring Parsonage before the Senate Ways & Means Committee. The Board was previously in receipt of copies of a related article from May 28, 2015 entitled, "Senate adds funds

for Loring Parsonage improvements.” In addition, copies of a draft letter from Chairman Brown to State Senator Eldridge dated July 28, 2015 were distributed tonight, and it was read aloud by Chairman Brown.

Chairman Brown explained funding at the State level was initially passed regarding restoration work for the Loring Parsonage, but it was later vetoed by the Governor. Senator Barrett’s office is aware of this and has expressed support for the project. Chairman Brown stated it has been suggested a letter from the Board asking for State Senator Eldridge’s support could be helpful.

Selectman Woodard asked to which phase of the proposed Parsonage project the \$290,000 would be used. He emphasized the proposed Phase 2 is tied to other pending Town Center projects, and these projects should be coordinated Town-wide.

Interim Town Manager Bilodeau clarified that, if the funds were approved, they would still need to be brought to Town Meeting to discuss a probable lease and how the funds would be used.

Vice-Chairman Iuliano stated her understanding is the funds would be approved as part of the budget and not as a grant. Thus, the funds would not be subject to the typical constraints for grants.

It was on motion unanimously

VOTED: To authorize the Chairman of the Board of Selectmen to sign the letter reviewed tonight to be sent to Senator James B. Eldridge, asking him to support funding for the Loring Parsonage before the Senate Ways & Means Committee.

Future Board of Selectmen Agenda Items - Discussion

At 8:29 p.m., Chairman Brown opened a discussion regarding future agenda items for the Board.

It was noted planning for the Fall Town Forum will be discussed on August 20, 2015. The consensus of the Board was that discussion of the Board’s goals should be deferred and follow the Board’s work with Jon Wortmann and to include input from the to-be-hired Town Manager.

Chairman Brown stated the Fairbank Community Task Force Report completed last March will be a future agenda item. She asked the Board to familiarize themselves with the 268-page Report (which is on the Town website) prior to the Board’s future discussion. Interim Town Manager Bilodeau will ask Town staff to send the link to the Report to Board members.

Sudbury resident Kirsten Roopenian, 45 Harness Lane, asked if the Board could consider as a future agenda item to vote to memorialize the Codes of Conduct and Ethics for Town board and committee members, and to be sure to include itself as being bound by the voted standards.

Selectman Woodard stated he believes the Board should have standards of conduct which are at least as high as those it sets for other board and committee members.

Board of Selectman – 2015-2016 Liaison Assignments

The Board was previously in receipt of copies of the Sudbury Board of Selectmen Liaison Assignments for 2015-2016 list.

Vice-Chairman Iuliano stated she had offered to serve on the Vocational Education Options Committee, (VEOC) if Chairman Brown wished to relinquish her role.

Chairman Brown stated she does not foresee having time to continue as a VEOC member. She suggested, and the Board concurred, as its Chair, she should reconvene the VEOC soon and schedule an election for a new Chair to be appointed. Chairman Brown would then resign from the VEOC, and then Vice-Chairman Iuliano could be added as a VEOC member.

Fairbank Community Center Study Task Force and Strategic Financial Planning Committee for Capital Funding – Update Mission Statements for Appointment Expirations

It was on motion unanimously

VOTED: To update the mission statements for the Fairbank Community Center Study Task Force and the Strategic Financial Planning Committee for Capital Funding to accurately reflect the appointment expirations of May 31, 2016.

Minutes

Vice-Chairman Iuliano asked for a revision to be made to the third paragraph from the bottom of Page 42 of the Board's agenda packet for tonight's meeting.

It was on motion unanimously

VOTED: To approve the Regular Session Meeting Minutes of June 23, 2015, as amended tonight.

It was also on motion unanimously

VOTED: To approve the Regular Session Meeting Minutes of June 29, 2015.

It was further on motion unanimously

VOTED: To approve the Regular Session Meeting Minutes of July 14, 2015, as amended.

Memorial Day Committee – Resignation

It was on motion unanimously

VOTED: To accept the resignation of Memorial Day Committee member Peter Harvell, and to send him a letter of appreciation for his service to the Town.

Executive Session

At 8:45 p.m., Chairman Brown announced the close of the regular meeting and it was on roll call unanimously

VOTED: To go into Executive Session to discuss the purchase, exchange, lease or value of real property, specifically the Wayland-Sudbury Septage Facility, if such discussion may have a detrimental effect on the negotiating position of the government body (exception 6); and, to approve Executive Session Meeting Minutes of April 14, June 23 (related to Septage Facility) and July 14, 2015, and Executive Session Meeting

Minutes of a joint meeting with the Conservation Commission on June 9, 2015; and to vote and approve and release Executive Session Meeting Minutes pertaining to the Johnson Farm purchase of June 17, 2014, September 10, 2014, September 19, 2014 and September 23, 2014, Chairman Patricia A. Brown, aye, Selectman Charles C. Woodard, aye, and Vice-Chairman Susan N. Iuliano, aye.

Chairman Brown announced regular session would not reconvene following Executive Session.

There being no further business, the meeting adjourned at 8:45 p.m.

Attest: _____
Maryanne Bilodeau
Interim Town Manager-Clerk