

IN BOARD OF SUDBURY SELECTMEN
TUESDAY, MARCH 8, 2016

Present: Chairman Patricia A. Brown, Vice-Chairman Susan N. Iuliano, Selectman Charles C. Woodard, Selectman Robert C. Haarde, Selectman Leonard A. Simon, and Town Manager Melissa Rodrigues

The statutory requirements as to notice having been complied with, the meeting was convened at 7:34 p.m. in the Lower Town Hall, 322 Concord Road.

Opening Remarks

At 7:34 p.m., Chairman Brown opened the meeting. She thanked the residents (approximately 150) who were in attendance tonight for their interest in the agenda item regarding the EverSource Transmission Line proposed project.

Reports from the Town Manager

Town Manager Rodrigues announced there will be a Community Drop-In Meeting regarding the EverSource project on March 16, 2016 at Town Hall from 5:00 to 7:00 p.m., noting there would not be a presentation by EverSource. She also announced she will hold a series of office hours for residents. The first one with Town Manager Rodrigues will be at the Goodnow Library on Tuesday, March 15, 2016 from 11:00 a.m. to 12 noon.

Reports from the Board of Selectmen

Selectman Simon said he attended the Civics Meeting in Weston, and he congratulated the student team from Lincoln-Sudbury Regional High School who represented Sudbury well. He stated Curtis Middle School was not represented this year, and he hopes a team participates in the future.

Selectman Haarde stated he and Vice-Chairman Iuliano attended a meeting on March 1, 2015 regarding the EverSource project, and they were pleased to see many people attend to express their interest and concerns regarding the proposed project.

Citizen's Comments

At 7:37 p.m., Chairman Brown recognized Sudbury citizen Kirsten Roopenian, 45 Harness Lane.

Ms. Roopenian expressed her disappointment with Selectman Haarde sending a letter, on his own, to the Department of Environmental Protection (DEP) asking about contamination issues at the Raytheon property. She emphasized the Town currently has the largest development project proposals to consider in its history, which will bring more tax revenue and jobs to Sudbury and will help the Town reach its affordable housing goals. Ms. Roopenian stated she believes the public's trust has been breached by Selectman Haarde suggesting the site has numerous environmental issues and by him not discussing this with any other Selectman. She does not believe this is how the Board of Selectmen should operate, and she believes Selectman Haarde's correspondence misrepresents the Town's perspective. Ms. Roopenian believes a Selectman needs to be able to put their personal opinions aside for the best interests of the Town, and they should not try to undermine a project, because the Town's integrity will suffer for it. She asked the Board to consider asking Selectman Haarde to remove himself from the National Development Negotiating Team and adding another Selectman to the Team.

Selectman Haarde stated he did not forfeit his First Amendment rights when he became a Selectman. He does not believe his questions to DEP were inappropriate or uncivil, and he believes he had a right and responsibility to ask them. Selectman Haarde stated there is TCE contamination on the site and he stands by what he did.

At 7:45 p.m., Chairman Brown noted there is an agenda item later tonight regarding this topic, and she concluded the comment period.

American Legion Post 191, Inc., d/b/a American Legion Post 191 – 676 Boston Post Road - Application for New Officers

Present: American Legion Post 191 Manager Phillip McKenzie

At 7:45 p.m., Chairman Brown opened a discussion regarding the application submitted by American Legion Post 191, Inc., d/b/a American Legion Post 191, 676 Boston Post Road, Sudbury, for New Officers, under M.G.L. Ch. 138, s.12 and she welcomed American Legion Post 191 Manager Phillip McKenzie to the Meeting. She explained updating and approving the current officers with the Alcoholic Beverages Control Commission (ABCC) is necessary in order to complete the application which the Town submitted in December 2015. The Board was previously in receipt of copies of the ABCC “Petition for Transfer of Ownership, Transfer of Stock, New Officer(s), Director(s), Stockholder(s) and LLC Manager(s).”

American Legion Post 191 Manager Phillip McKenzie explained the previous Manager is now deceased and records need to be updated with current officers.

It was on motion unanimously

VOTED: To approve the application submitted by American Legion Post 191, Inc., d/b/a American Legion Post 191, 676 Boston Post Road, Sudbury, for New officers, under M.G.L. Ch. 138, s.12.

EverSource – Moving Transmission Line from Sudbury to Hudson – Discussion with Resident Group

Present: Protect Sudbury, Inc. representatives Rich Billig, Leslie Hamilton and Ray Phillips and approximately 150 concerned citizens

At 7:47 p.m., Chairman Brown recused herself from the discussion regarding an EverSource transmission line project from Sudbury to Hudson. She explained her property is in close proximity to the project, and she was advised by Town Counsel to recuse herself. Copies of a handout entitled “Hudson Light and Power Department Position Paper on the Sudbury-Hudson Transmission Line 3/3/16,” a memorandum to the Board from Selectman Simon dated March 7, 2016 and a memorandum and accompanying material from League of Women Voters Board member Marilyn Ellsworth dated March 7, 2016 were distributed tonight to the Board.

At 7:48 p.m., Vice-Chairman Iuliano opened the discussion and she emphasized that Board and Town officials are concerned about this proposed project. She stated the Board is exploring a wide range of options that are in the Town’s best interests in Executive Session meetings, including how best to coordinate efforts with Hudson. She thanked the many citizens in attendance, noting their input will help inform the Town’s plans. Vice-Chairman Iuliano further stated the Town has asked EverSource to consider changing the format for the March 16th Community Meeting to be a more interactive exchange.

Selectman Simon stated the Board has tried to stay informed about this project for the past several months. He noted the proposed project impacts several towns, and he believes it is important to reach out to other towns to coordinate objectives and to share costs and resources. Selectman Simon referenced his March 7, 2016 memorandum, and he requested it to be posted to the Town website.

Selectman Simon stated he attended the Hudson Board of Selectmen Meeting on March 7, 2016, and he noted Hudson's and Sudbury's interests are not identical. As the terminus of the transmission line, Hudson would need to pay a terminus fee unless the line can be built as proposed, which would result in the terminus fee being waived and an estimated reduction in electricity costs of 5-7% for Hudson and Stow. He explained Hudson experienced a loss of power in 2008, which has resulted in its preference for a redundancy service line from the east. Selectman Simon stated Sudbury and the Hudson Selectmen do agree that they want the line only to be constructed underground. He referenced that Hudson Light and Power has posted a position statement on its website. Selectman Simon stated many questions are being asked including, can the proposed project be stopped, should it be stopped, and can the ISO's decision to have the preferred line built above ground be changed.

Protect Sudbury, Inc. representative Ray Phillips presented a PowerPoint presentation, describing the group as a grass-roots organization of 1300 current members who are opposed to the installation of high-voltage transmission lines through Sudbury. He stated the group asked to be at tonight's meeting to ask for the Town to establish its official position on the project, to determine the extent to which the Town will oppose the proposal and lobby for alternative options, and to establish a liaison from the Town to work with the organization to oppose the project. Mr. Phillips stated EverSource has presented the proposal as a "Reliability" project, and he summarized the proposal to build a 115-volt transmission line from Sudbury to Hudson. He noted the estimated cost for an above ground line is \$50 million (of which Hudson Power and Light pays \$5 million and EverSource pays \$45 million) and approximately \$100 million for an underground line (of which Hudson Power and Light pays \$5 million and EverSource pays \$95 million). Mr. Phillips emphasized the proposal requires a minimum of 82 feet clear-cut of all trees along the right-of-way, and he showed a representation photo of this and of the 72-105-foot height proposed for the lines. He also stated a gravel non-continuous access road along the way would be built. Mr. Phillips stated Protect Sudbury, Inc. believes the project benefits EverSource's profitability, Hudson's and Stow's electric rates and provides them options to sell excess capacity, but the project provides no benefits to Sudbury. He stated the group's position is the proposed project will cause irreparable harm to Sudbury, it threatens the health and safety of families and it will have a long-term negative economic impact on homeowners and businesses in Sudbury.

Mr. Phillips briefly summarized Sudbury's history of self-determination and Home Rule, noting the power line fight of 1960, which lasted nine years and where the Town's position ultimately prevailed. He believes it is time to send a similar message to EverSource.

Protect Sudbury Inc. representative Rich Billig stated the proposed project would clear-cut through protected forests. He stated citizens are shocked by the proposal and they are looking to Sudbury's Selectmen to lead the opposition. Mr. Billig stated he also believes Hudson is looking to Sudbury to take the lead on opposing the project.

Selectman Haarde stated he does not think the estimated figures add up because redundancy lines usually cost more and would not necessarily result in rate drops for Hudson and Stow. He believes there needs to be further investigation of the root cause driving the project. Selectman Haarde stated he believes the project, as proposed, creates more revenue for EverSource. He also emphasized that, if the line can be built underground in Hudson, then it can be built underground in Sudbury too. Mr. Phillips noted Hudson Power and Light is paying for the underground installation in Hudson. It was noted the project needs to be opposed now because it will be too late to judge negative impacts once the project is filed with the Siting Board.

Selectman Haarde suggested possibly reaching out to Senator Markey to express that there should be an element of fairness considered for all the towns impacted by the project, and emphasizing to legislators that Sudbury is getting nothing from the project as proposed.

Selectman Simon stated it could be helpful to have a Massachusetts delegation of legislators help to support Sudbury's position. He noted that, if Sudbury decides it does not want any power lines, it could create a standoff between Sudbury and Hudson which would be difficult for the Siting Board. Selectman Simon believes a lot of research will be needed to do the project in a better way and to overcome the anticipated obstacles. Mr. Phillips stated he believes the burden is on the petitioner to prove to the Siting Board that this is a reliability project for the entire grid and not just to benefit one town.

Vice-Chairman Iuliano noted the process will include an assessment of necessity.

Selectman Woodard stated he would like to see the Town pursue a no-line option, but he noted significant legal and technical counsel would be needed.

Vice-Chairman Iuliano stated the Board, in Executive Session Meetings, is actively pursuing a lot of information on how the Town should best go forward regarding the project, and she opened the discussion to public comments.

Sudbury resident Jim Gish, 35 Rolling Lane, stated he does not believe there needs to be a potential conflict between Sudbury and Hudson because he believes everyone's goals can be achieved with an underground installation. However, he noted that even an underground line will require 30-32 feet of clear-cutting, and he does not believe anything will ever grow back in these areas in an aesthetically pleasing manner. Mr. Gish suggested that the process is rigged in EverSource's favor.

Sudbury resident Henry Leibowitz, 50 Maple Avenue stated he is an abutter who recently walked the right-of-way with a tape measure. He stated that, in some areas, there is far less than 82 feet of land from homes. Mr. Leibowitz asked what the timeline is for the Board making its position public on the project. Vice-Chairman Iuliano stated another Executive Session Meeting has been scheduled wherein the Board will receive additional guidance and information. Selectman Haarde stated the Board will receive legal advice confidentially from Town Counsel and it will not make its position known publicly until it decides to take action.

Sudbury resident Karen Luther, 51 Colonial Road, asked why this is being discussed vigorously at this late stage when the Board has known about this project since last November. Vice-Chairman Iuliano stated he Board only became aware of EverSource's proposed plan in January 2016.

Mr. Phillips stated the Board knew about project plans a year ago, and he read aloud from the argument presented in opposition to Ballot Question #5 last year for funds for an east-west rail trail that mentioned potential plans by NStar (now known as EverSource) to build along this route. Selectman Haarde stated this is a far point raised, noting he was against the argument presented last year which invited NStar's plans to build a trail. Selectman Woodard stated he does not believe anyone from the Town invited NStar to build a trail in Town.

Sudbury resident Ted Winn, 123 Austin Road, stated he believes this project will result in damage to Sudbury's forests, environmental areas and neighborhoods while it increases EverSource's profits with a cheaper option. Mr. Winn stated the damage to Sudbury is beyond calculation. He urged the Board to vote tonight to oppose the proposed project, and he urged Sudbury to file as an intervenor as soon as possible in the Siting Board process. Mr. Winn told the Selectmen the citizens are counting on the Board to do what is right for Sudbury.

Sudbury resident Bill Schineller, 37 Jarman Road, stated he is highly skeptical of the necessity for the project. He also stated there is a practice with utility companies to only provide one alternative route because researching more options is too expensive and time-consuming. Mr. Schineller urged the Board to insist that the proposed project be stopped and or that the filing be delayed. He suggested putting the line underground on Route 20 could improve the business district and assist the Town with its long-term sewer plans.

Sudbury resident Dan Tonelli, 9 Rolling Lane, expressed his frustration with the lack of information and time available with which to defeat this project. He stated it is possible a guaranteed rate of return of 11% has been promised, if EverSource can establish two 115 volt lines from two separate substations. Mr. Tonelli believes the project needs to be stopped to get to the truth.

Sudbury resident Philip Katz, 35 Maple Avenue, emphasized the best legal and technical consultants available will be needed to oppose EverSource, and he mentioned cost should not be a primary concern for the Town.

Sudbury resident Harvey Deitel, 3 Trail Side Circle, stated material has been compiled of concerns regarding the project's impact on numerous issues, and he distributed copies to the audience.

Vice-Chairman Iuliano commended the group for the tremendous amount of work and information they have helped to provide, and she stated the Town will schedule other forums regarding this topic to further discuss the issues.

Selectman Haarde stated he views the project as more of a commercial real estate project than a reliability project. He asked Town Manager Rodrigues to work with Protect Sudbury, Inc. offline and on a daily basis regarding options to oppose the project. Selectman Haarde asked if the Board should vote tonight to oppose the project. Selectman Simon stated the Hudson Selectmen decided not to take a similar vote last night. Vice-Chairman Iuliano noted tonight's agenda did not post that a vote might be taken.

A Hudson resident stated he is an abutter to the proposed project, but only 20 homes will be impacted in Hudson. He stated he believes Hudson's Selectmen are not opposed to the project, but only to it being built above ground in Hudson. He also stated Hudson residents are looking to Sudbury for assistance to lead the opposition on this.

Selectman Haarde stated the Board will discuss many options to delay or stop the project in Executive Session. He noted he has always been opposed to EverSource bringing power lines into Sudbury.

Selectman Simon stated Sudbury is on record as opposing above ground transmission lines, and the Town has been very clear that this is not an option.

At 8:56 p.m., Vice-Chairman Iuliano assured the Hall the Town will take the strongest position possible which is in the best interest of Sudbury, and she concluded the discussion.

An unnamed citizen encouraged the audience to look at the Protect Sudbury Inc.'s website, noting volunteers and donations are needed to hire consultants.

National Development – 526 & 528 Boston Post Road (Assessor’s Map K07-0011 & K07-0013) – Discussion Regarding Environmental Conditions at Raytheon Site and Board Representation on Development Negotiating Team

At 9:00 p.m., Chairman Brown, who had returned to the Meeting and had previously taken the Consent Calendar items out of order, opened a discussion regarding possible contamination at the former Raytheon site and the role of the negotiating team members, which she stated Selectman Woodard had requested as an agenda item. The Board was previously in receipt of copies of a letter sent to Raytheon officials by Sudbury’s Board of Selectmen dated February 25, 2015, a variety of emails from and to Sudbury resident Bob Stein and Selectman Haarde and Massachusetts Department of Environmental Protection (DEP) representatives dated February 12, 2016, October 14, 2015, October 13, 2015, October 9, 2015, February 12, 2016, February 11, 2016, and January 25, 2016, a letter from Sanborn, Head & Associates, Inc. dated February 4, 2016 regarding the environmental conditions at the site in the context of the proposed re-development, and a memorandum from Mass. DEP representative Andrew Friedmann dated January 22, 2016. Chairman Brown noted Selectman Haarde had communicated with DEP in October 2015, but he was not a member of the Development Negotiating Team at that time.

Selectman Woodard stated he asked for this to be on the agenda because he was disappointed to learn that Selectman Haarde had corresponded with DEP last year and that he had never mentioned it to his fellow Board members, even when they were contemplating appointing him to the negotiating team and they were questioning his prior opposition to the project. Selectman Woodard read aloud from the Sanborn Head February 4, 2016 letter that “...the proposed redevelopment project will not pose a health, environmental or natural resource risk to future residents, neighbors or the community.” He stated it was only when he received the Sanborn letter, which included the DEP response letter to Selectman Haarde, that he learned of the prior correspondence. Selectman Woodard stated the Raytheon property redevelopment is the largest and most important project the Town has reviewed in decades. He believes Selectman Haarde should have engaged his fellow Board members regarding his questions about a project which is important to everyone. Selectman Woodard stated it is important for the Town’s communication with outside agencies regarding a project of this magnitude be unified. He further stated Selectman Simon was criticized strongly last year for having an independent communication regarding the rail trail. Selectman Woodard stated he believes Selectman Haarde’s action showed a lack of respect for his fellow Board members and the Town Manager and the processes the Town would pursue as part of its due diligence.

At the Board’s last meeting, Selectman Simon stated he requested copies of the original correspondence from Selectman Haarde to the DEP. He has since seen Selectmen Haarde’s communications which Selectman Simon believes misrepresents the property as being contaminated and as not having been studied in the past 25 years, neither of which is true. He believes Selectman Haarde’s correspondence indicates a lack of objectivity regarding the Raytheon property, and he is concerned about Selectman Haarde’s ability to negotiate impartially.

Selectman Haarde thanked Selectmen Woodard and Simon for their feedback, and he apologized if it was perceived as going behind the Board’s “back.” However, he stated he was approached by citizens to pose questions, and he felt it was his responsibility to inquire with DEP. Selectman Simon stated that, if he was acting as a liaison for citizens, the concerns should have been shared with the entire Board, and that Selectman Haarde’s correspondence was with the very State agency which will review the proposed development at the Raytheon site.

Selectman Haarde stated he does not feel each Board member must always have the Board's permission to make a call and/or ask a question. He further stated that he does not believe that he alone would be able to derail the National Development proposal. Selectman Haarde stated he has fulfilled his role as a member of the Negotiating Team to try to get the most concessions that are in the Town's best interests. He also referenced the January 22, 2016 response he received from the DEP, noting "further assessment is recommended" Selectman Haarde highlighted the Town will be asked to vote on the redevelopment proposal in two months, and he asked if the Town will have all of its answers in the next two months.

Vice-Chairman Iuliano stated Board members need to be more clear as to with whom they are communicating and about what, if Board members are to work more effectively with each other. She referred to what she thought had been a good discussion the Board had when appointing Selectman Haarde to the Negotiating Team, but she stated this is a trust issue. Vice-Chairman Iuliano asked if the Board can trust that Selectman Haarde will represent the Board as a whole. She also noted it is important not to harm the Town's negotiating standing in the process. Selectman Haarde stated he has always been concerned about contamination on the sight, but he does not believe he has done anything that constitutes this being an agenda item for discussion.

Selectman Woodard reiterated he has a right to request this discussion be on the agenda because he believes Selectman Haarde's actions are indicative of a lack of respect for his fellow Board members.

Chairman Brown stated she believes this is an example of a discussion which should have occurred one-on-one, and she does not believe a breach has been made which has not been committed by others.

Selectman Simon stated he believes the Board should appoint another member to be on the Negotiating Team.

Sudbury resident Bob Stein, 7 Thompson Drive, stated Selectman Haarde did more than make an inquiry call to the DEP, and he has presented the Board with a series of email communications between DEP and Selectman Haarde. Mr. Stein further noted Selectman Haarde used his status as a Selectman for the inquiry, while only providing his home address and cell phone number for contact information. Thus, Mr. Stein believes Selectman Haarde was communicating secretly with the DEP because otherwise, all correspondence should have gone through, and to, the Town.

Selectman Woodard stated he is conflicted because he believes it would be a significant distraction to the redevelopment project to change Selectman Haarde's membership on the Negotiating Team. Vice-Chairman Iuliano concurred that it is important to maintain a strong negotiating position for the Town.

Selectman Simon suggested a second Selectman be added to the Negotiating Team. He asked Selectman Haarde to step down from the Team, in the spirit of fairness and objectivity, so the Town can have confidence moving forward.

As a member of the Negotiating Team, Town Manager Rodrigues stated Selectman Haarde has been measured in his comments and that he has not shown any bias against the project.

Selectman Simon reiterated his request for Selectman Haarde to step down. Chairman Brown asked Selectman Simon if this was a motion. Selectman Simon said "yes." Chairman Brown asked if there was a second to the motion. There was no second.

Selectman Woodard stated he believes replacing Selectman Haarde would be a distraction to the negotiation process.

Vice-Chairman Iuliano stated this is a difficult situation, and she asked if other Board members can get updates and be informed about the negotiations in a manner which will not jeopardize the process. Town Manager Rodrigues stated she could ask Town Counsel to issue a weekly report.

Selectman Haarde stated he has learned from this experience that he needs to share more input with the Town Manager and the Board, and he apologized to the Board.

Selectman Woodard noted he had reached out to discuss his concerns with Selectman Haarde prior to tonight's meeting.

Sudbury resident Bob Palumbo, 11 Lafayette Drive, stated he supports Selectman Haarde's inquiry to DEP as a liaison for citizens like himself who have similar questions.

Sudbury resident Kirsten Roopenian, 45 Harness Lane, stated the public trust has been breached which is a problem. If the Board votes to support this significant project and the accompanying zoning changes, she asked Selectman Haarde how citizens can feel confident that he will not change his mind at Town Meeting and oppose them.

Selectman Haarde stated he has always had concerns about contamination at the Raytheon site, noting there have been examples of problems at other Raytheon sites.

Selectman Simon stated he believes these types of comments from Selectman Haarde are poisonous for the Town and for the redevelopment project when there is no evidence to support them. He does not believe it is fair to mislead residents in this manner.

The consensus of the Board was for Selectman Haarde to remain as a member of the Negotiating Team so as to avoid any disruption to the process.

At 9:32 p.m., Chairman Brown concluded the discussion.

Sudbury Station LLC Comprehensive Permit –Comment Letter to be Sent to the ZBA and Next Steps

At 9:32 p.m., Chairman Brown opened a discussion regarding whether to sign and send a letter of comments to the Zoning Board of Appeals (ZBA) regarding the Sudbury Station LLC Comprehensive Permit application. The Board was previously in receipt of copies of a draft letter prepared by Vice-Chairman Iuliano, who had reached out to Director of Planning and Community Development Jody Kablack.

Selectman Woodard asked if the words "does not support" in the first sentence of the second paragraph of the draft letter should be replaced with the word "opposes." Selectman Simon concurred. A brief discussion ensued as to how strongly the Board's opinion should be presented. Town Manager Rodrigues distributed copies to the Board of a communication from Town Counsel Saint Andre.

It was on motion unanimously

VOTED: To approve and sign the letter of comments from the Board of Selectmen to be sent to the Sudbury Zoning Board of Appeals addressing concerns about the Sudbury Station LLC application, as reviewed tonight.

Minuteman Regional Vocational Technical High School District –Discussion Regarding Next Steps for Withdrawal

At 9:39 p.m., Chairman Brown opened a discussion regarding next steps for withdrawal from the Minuteman Regional Vocational High School District as voted at the February 9, 2016 Special Town Meeting. The Board was previously in receipt of a memorandum from Town Manager Rodrigues dated February 16, 2016. In addition, copies of an email from the State's Department of Education to Minuteman's Superintendent dated March 4, 2016, were distributed tonight.

Selectman Simon reported all 16 member towns of the Minuteman District voted to approve the amended Regional Agreement, and six of those towns voted to withdraw from the District. It is not known when the Commissioner of Education will sign off and when the new Agreement will become effective.

Chairman Brown referenced the many items noted in Town Manager Rodrigues' memo, noting it will be important to stay abreast of timelines to ensure current Sudbury Minuteman students' needs are addressed. She stated in 2016 the students will still be member students, but in the Fall of 2017 there will be issues to consider, including transportation costs for a new regional school.

Selectman Simon stated a group should be convened of relevant members to help guide students and families through the transition. Town Manager Rodrigues stated the group should include a Finance Committee member. It was also suggested there be a Selectman member, school administrator and school committee members.

Town Manager Rodrigues and Selectman Simon stated they would compose a draft mission statement and member composition for the Board's review at its April 5, 2016 Meeting.

Vice-Chairman Iuliano questioned whether hiring a consultant to assist in the transition should be considered.

Sudbury Finance Committee FY17 Budget – Discussion and Vote Whether to Approve

At 9:50 p.m., Chairman Brown opened a discussion regarding whether to approve the FY17 Budget to be published in the Warrant, as presented by the Finance Committee at its Joint Meeting with the Board of Selectmen on February 23, 2016.

It was on motion unanimously

VOTED: To support the FY17 Budget as presented by the Finance Committee at its Joint Meeting with the Board of Selectmen on February 23, 2016, and to approve that it be published in the Town Warrant.

Ballot Questions – Discussion Regarding Whether the Selectmen Should Submit a Letter to the Editor and Vote its Positions to Publicize the Rationale for Support

At 9:51 p.m., Chairman Brown opened a discussion regarding whether the Board should submit a Letter to the Editor and vote its positions regarding the two Ballot Questions to help publicize the rationale for support. The Board was previously in receipt of copies of the two Ballot Questions and their arguments for passage and opposition. In addition, copies of a draft letter regarding supporting Question 2 were distributed tonight. She reviewed the possible publication timelines available prior to the Town Election.

Regarding Question 1, Chairman Brown suggested, and the Board concurred, that the Board supports senior tax relief, and any Board member who wishes to could submit a personal letter of support to the paper.

Regarding Question 2, Selectman Simon stated he has reservations about a letter being published from the entire Board which urges residents to vote a certain way. He believes it is presumptuous of the Board to tell people how they should vote, and it could be misperceived. Selectman Simon is also concerned that it would set a precedent. Vice-Chairman Iuliano disagreed, stating that she believes the Board as a whole should submit more letters to help inform citizens. A brief discussion ensued as to who should submit the letter to the paper.

The consensus of the Board was that the second sentence of the fifth paragraph of the draft letter should be deleted.

It was on motion

VOTED: To approve submitting a Letter to the Editor from the Board of Selectmen, as reviewed and amended tonight, supporting the passage of Ballot Question #2.

Selectman Simon opposed the vote for the reasons he previously discussed, including that it would set a precedent and that the content of the letter goes beyond providing a rationale for support.

Annual Town Meeting – Designate Articles for Consent Calendar and Take Position on Articles

At 10:08 p.m., Chairman Brown opened a discussion regarding designating Annual Town Meeting articles for the Consent Calendar and the Selectmen taking positions on articles. The Board was previously in receipt of copies of a revised list of articles submitted for the 2106 Annual Town Meeting Warrant.

In response to a question from the Board, Town Manager Rodrigues stated the Board's positions on articles would need to be voted no later than at the Board's March 22, 2016 Meeting to be published in the Warrant.

It was on motion unanimously

VOTED: To designate Articles # 9 and #10 to be placed on the Annual Town Meeting Consent Calendar.

It was also previously on motion unanimously

VOTED: To support Article #4.

It was further on motion unanimously

VOTED: To support Article #12.

Selectman Woodard requested information regarding the Enterprise Fund Articles, which Town Manager Rodrigues stated she would forward at a later time to the Board.

Chairman Brown requested Board members come prepared to the March 22, 2016 Meeting with their positions on all other articles.

Board of Selectmen Goal Setting – Set Future Meeting Agenda Time for Discussion

At 10:15 p.m., Chairman Brown opened a discussion regarding setting a time on a future agenda to discuss the Board's goal-setting. She stated she would like all Board members and the Town Manager to be in attendance for the meeting.

Selectman Haarde asked if the meeting should be delayed until after Town Meeting. Chairman Brown stated she would like to do it sooner rather than later so the Town Manager's goals can be developed and finalized.

Selectman Woodard suggested the Town Manager's evaluation should perhaps be on a calendar basis rather than a fiscal-year basis, and that the Board's goals should possibly also be on a calendar basis. Vice-Chairman Iuliano stated she prefers sticking to the current fiscal-year basis, and Selectman Haarde concurred.

The consensus of the Board was for Town Manager Rodrigues to try to schedule a May 17, 2016 meeting at the Library.

Citizens' Comments – Continuation

Chairman Brown announced no other citizens had requested time for comments tonight.

Future Board of Selectmen Agenda Items - Discussion

At 10:20 p.m., Chairman Brown opened a discussion regarding future agenda items. It was noted there will be an Executive Session Meeting on March 22, 2016 at 9:00 a.m. Chairman Brown stated there will be a future agenda item to review Town Manager Rodrigues and Selectman Simon's drafts regarding the Minuteman withdrawal/transition group.

Selectman Simon stated it is possible the article regarding debt for Minuteman may be withdrawn if there is an approved Amended Agreement soon.

Minutes

At 8:56 p.m., Chairman Brown returned to the Meeting and she took the Consent Calendar agenda items out of order.

Selectman Woodard requested, and the Board concurred, the words "They both" in the last sentence on page 1 of the February 23, 2016 Meeting Minutes (agenda packet page 60) be revised to read as "Selectman Woodard."

It was on motion

VOTED: To approve the Regular Session Meeting Minutes of February 23, 2016, as amended tonight.

Selectman Haarde abstained from the vote.

Memorandum of Agreement – Town of Sudbury and the Sudbury Civilian Dispatchers Teamsters Local 25 – Vote on Whether to Approve

It was on motion unanimously

VOTED: To approve the Memorandum of Understanding (MOA) between the Town of Sudbury and the Sudbury Civilian Dispatchers Teamsters Local 25, and to ratify the vote taken in Executive Session between the Town of Sudbury and the Sudbury Civilian Dispatchers Teamsters Local 2; and further to authorize the Town Manager to sign the said MOA.

There being no further business, the meeting adjourned at 10:23 p.m.

Attest: _____
Melissa Murphy-Rodrigues
Town Manager-Clerk

Documents & Exhibits

1. Vote on whether to approve the application of American Legion Post 191, Inc., d/b/a American Legion Post 191, 676 Boston Post Rd., Sudbury, for New Officers, under G. L. Ch. 138, s.12, Phillip McKenzie, Manager. Mr. McKenzie will attend.

Attachments:

- 1.a Am Leg Application_BOS
- 1.b ABCC Response_Am Leg Change of Manager
- 1.c Dept Approvals_Am Leg New Officers

2. Discussion with resident group regarding Eversource project

Attachments:

- 2.a HUDSON BOARD OF SELECTMEN MEETING MARCH 7 2016

3. Discuss the Sanborn Head report on environmental conditions at Raytheon site, including attachments, dated 2/4/16. Also discuss BOS representation on the Development Agreement negotiating team, and possibly vote on same.

Attachments:

- 3.a Joint Letter 2015
- 3.b DEP request
- 3.c DEP response
- 3.d 20160204 Sudbury LSP Letter

4. Discussion and vote whether to sign letter to Zoning Board of Appeals addressing concerns about the Sudbury Station application

Attachments:

- 4.a BOS memo to ZBA draft for 3 8 16 meeting

5. Discuss next steps for Minuteman withdrawal as voted at Special Town Meeting 2/9/16

Attachments:

- 5.a Minuteman_email_MMR
- 5.b Minuteman_email_2

- 6. Discussion and vote whether to approve FY17 budget as presented by Finance Committee on 2/23/16
- 7. Discussion of whether to help publicize the rationale behind the two ballot questions with a BOS letter to the editor, and possibly vote on same.

Attachments:

- 7.a ATE Warrant_ballot_questions

- 8. Town Meeting Action: Designate articles for place on consent calendar; take positions on any articles

Attachments:

- 8.a 2016 ATM Article List_v4

- 9. Discussion on setting time on a future agenda to discuss goal-setting
- 10. Citizens' Comments continuation (if needed)
- 11. Discuss upcoming agenda items
- 12. Vote to approve the regular session minutes of February 23, 2016.

Attachments:

- 12.a BOS 2-23-16_draft

- 13. Discussion and vote on whether to approve the Memorandum of Agreement (MOA) between the Town of Sudbury and the Sudbury Civilian Dispatchers Teamsters Local 25, and to ratify the vote taken in Executive Session between the Town of Sudbury and the Civilian Dispatchers Teamsters Local 25; and further to authorize the Town Manager to sign the said MOA.

Attachments:

- 13.a MOA