

IN BOARD OF SUDBURY SELECTMEN
TUESDAY, JULY 12, 2016

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

The statutory requirements as to notice having been complied with, the meeting was convened at 7:31 p.m. in Town Hall.

Opening Remarks

At 7:31 p.m., Chairman Iuliano opened the meeting. She announced the Board will interrupt its discussions tonight, at 8:30 p.m. for a Joint Meeting with the Park and Recreation Commission. Chairman Iuliano also announced the October 2016 Town Meeting has been scheduled for October 17, 2016, and, it will continue to October 19, 2016, if needed.

Reports from the Town Manager

Town Manager Rodrigues announced "Touch a Truck Day" will be held tomorrow at the Goodnow Library from 10:00 a.m. to 1:00 p.m. She also announced Board of Selectmen Office Hours will be held on July 14, 2016 from 7:00 p.m. to 8:00 p.m. at the Flynn Building, with Chairman Iuliano and Selectman Simon in attendance. Town Manager Rodrigues stated the Sudbury Police Department now has a Facebook Page. She also stated the Conservation Commission has posted a drought watch on the Town website.

Reports from the Board of Selectmen

At 7:34 p.m., Selectman Simon provided an update regarding the Vocational Education Guidance Committee, which has had two recent meetings to work on identifying a new vocational school option for Sudbury, once it leaves the Minuteman District on July 1, 2017. He stated the Committee decided to approach Assabet Valley Regional High School regarding entering into an Intermunicipal Agreement with the Town effective for the September 2017-2018 school year. Selectman Simon also stated a letter will be sent to relevant constituencies in Lincoln and at the Curtis Middle School to let them know what has happened thus far, and what the next steps will be. He noted students currently at Minuteman will be allowed to continue through graduation.

Citizen's Comments

At 7:36 p.m., Chairman Iuliano recognized Sudbury resident Dan DePompei, 35 Haynes Road.

Mr. DePompei stated the Town previously hired GeoInsight, Inc. to evaluate potential prior contamination at the Melone property, and they were to report their findings in a public meeting. He asked for an update regarding the meeting date.

Town Manager Rodrigues stated she recently met with the consultants, and a meeting is currently being coordinated to be held in either August or September.

Eversource - Concern Regarding Replacement Poles Near Stock Farm from Residents

At 7:37 p.m., Chairman Iuliano opened a discussion regarding concerns residents expressed regarding replacement poles along the South Sudbury Eversource transmission lines. The Board was previously provided with copies of PowerPoint slides provided by Sudbury resident Stan Kaplan and a relevant section of the 1969 Selectmen's Town Report. In addition, copies of an email from Eversource representative Joanne O'Leary to Town Manager Rodrigues dated July 11, 2016 and a letter from the Town Manager to

Ms. O'Leary dated June 29, 2016 and a confidential email from Town Counsel Barbara Saint Andre to Town Manager Rodrigues dated July 7, 2016, responding to an inquiry from the Town Manager on July 5, 2016 and an inquiry from Vice-Chairman Woodard dated June 30, 2016 were distributed tonight.

Vice-Chairman Woodard stated he and Town Manager Rodrigues spoke with residents from this neighborhood and with their contact person Stan Kaplan, and Ms. Rodrigues has contacted Eversource. He explained Eversource began work yesterday replacing existing poles. Vice-Chairman Woodard also stated Town Counsel Barbara Saint Andre was consulted, and she was not optimistic that an objection to the replacements would be possible. He further stated Town Counsel advised the Town is unlikely to obtain an injunction to stop the proposed work. Vice-Chairman Woodard stated he informed Mr. Kaplan of this information, and the residents decided to withdraw their agenda request for tonight. He stated he and Town Manager Rodrigues are disappointed that a different result could not be reached for the residents.

Chairman Iuliano clarified that nine existing poles are being replaced by Eversource with metal poles versus wooden poles, and the residents had been concerned about the colorization of the metal poles. She stated no action by the Board was needed tonight, and she closed the discussion.

Joint Meeting with Park and Recreation Commission – Interview Candidates for Appointment, Discussion and Vote

Present: Park and Recreation Commission Chairman Jim Marotta, Park and Recreation Commission members Dick Williamson and Mike Ensley, Park and Recreation Director Kayla McNamara and Candidate for Appointment Mara Huston

At 8:30 p.m., Chairman Iuliano took this agenda item as scheduled, and she welcomed Chairman Jim Marotta to also open a Joint Meeting of the Board of Selectmen and the Park and Recreation Commission regarding candidates to be interviewed to fill a vacant position on the Commission as an interim position through the 2017 Town Election.

Chairman Iuliano stated two applications were received from Mara Huston and Jeffrey Winn, and only Ms. Huston was able to attend tonight's Meeting. She explained that having both candidates interviewed at the same meeting was pursued, but schedules did not appear to make this possible until September.

Park and Recreation Commission member Dick Williamson stated it would be better to be able to interview both candidates at the same meeting. Selectman Simon concurred, stating he would not be inclined to vote an appointment without hearing from both candidates. He believes it would be best to schedule another Joint Meeting.

In response to a question, Park and Recreation Commission Chairman Jim Marotta stated the Commission does not have any time-sensitive pressing issues before it at this time. Selectman Haarde stated that, if there are no pressing matters, he would prefer to interview both candidates at the same meeting. Chairman Iuliano proposed no interviews would be conducted tonight, and the possible next Joint Meeting date of August 16, 2016 was suggested.

Candidate Mara Huston, 578 Peakham Road, stated she is available on August 16, 2016, but she requested this item be placed early on the agenda to accommodate her travel schedule early the next morning.

It was on motion unanimously by the Board of Selectmen, and then unanimously by the Park and Recreation Commission

VOTED: To attempt to coordinate a Joint Meeting of the Board of Selectmen and the Park and Recreation Commission on August 16, 2016, and, if this is not possible, separate meetings will be scheduled by the Board and Commission to interview candidates to fill a vacant position on the Park and Recreation Commission as an interim appointment through the 2017 Town Election, and later a Joint Meeting of the Board of Selectmen and the Park and Recreation Commission will be scheduled to vote a joint appointment.

Bruce Freeman Rail Trail 75% Design – Discussion Regarding \$300,000 Estimate

At 7:40 p.m., Chairman Iuliano took this agenda item out of order, and she opened a discussion regarding the \$300,000 estimate provided at the 2016 Town Meeting for the Bruce Freeman Rail Trail (BFRT) 75% Design. She stated Selectman Brown had posed this question and Town Manager Rodrigues had been asked to research where the figure came from.

Town Manager Rodrigues stated she asked the former Planning Director, who informed her that the figure was based on an estimate she made from information available at the time.

Selectman Brown stated the estimate was part of the Town Meeting presentation made on behalf of the Selectmen, but she had never heard anything discussed about this figure. She is uncomfortable with different estimates given at different times, in the name of the Board, which have not been discussed.

Chairman Iuliano suggested that, in the future, the Board should have these types of discussions earlier in the Town Meeting planning process.

Selectman Brown stated she would prefer to see a presentation in advance before it is given, and that she has previously made this request, but it has not been enforced.

Chairman Iuliano stated the Board should consider implementing a process earlier to allow the Board collectively to be comfortable with what is to be presented. She also highlighted the figures are still rough estimates, and they will remain so until the 25% design is completed, and she closed the discussion.

Bruce Freeman Rail Trail Design Implementation Task Force – Discussion and Possible Vote Regarding Mission Statement

At 7:45 p.m., Chairman Iuliano opened a discussion regarding the draft Mission Statement for the proposed Bruce Freeman Rail Trail (BFRT) Design Implementation Task Force. The Board was previously in receipt of copies of the draft “Town of Sudbury Bruce Freeman Rail Trail (BFRT) Design Implementation Task Force” Mission Statement and the BFRT Schedule as of January 5, 2016. In addition, copies of edits to the draft Mission Statement provided by Sudbury resident Dan DePompei were distributed tonight. Chairman Iuliano explained the Town has hired a consultant, VHB, to work on the BFRT 25% design, and the proposed task force would provide another opportunity to bring public input into the design process. She referenced the draft Mission Statement, noting the Task Force is intended to assist the Board regarding design decisions. Chairman Iuliano further noted the Task Force is intended to be an advisory resource for the Board, and the Board would ultimately work with the consultant. She stated the Board is reviewing the draft Mission Statement for the first time tonight, and thus there may be a number of edits to be compiled for a revised version to be reviewed at a later time. Chairman Iuliano stated there are numerous policy disagreements in Town regarding how to proceed with the BFRT design, but she hopes the Town will eventually be able to come together around an approach.

Vice-Chairman Woodard stated he liked the wording of the Mission Statement, but he had a few concerns regarding the membership composition. He referenced the last sentence in this section on Page 19 of

tonight's agenda packet, stating he would prefer to limit the number of non-committee citizen members to no more than two. Vice-Chairman Woodard stated the work of a Committee can sometimes be hindered, if too many members are unexperienced regarding the process of Town government.

Selectman Simon stated this is the first time he has heard about the proposed Task Force. He believes it is a solution in search of a problem. Selectman Simon stated VHB has been hired, it has begun its work, and if it needs assistance, it will ask the Town for guidance. He stated he believes the Mission Statement should include that the design is to be built according to MA Department of Transportation (DOT) standards. Selectman Simon stated he has concerns regarding staffing assistance as referenced in the Mission Statement. He would prefer for the most knowledgeable Town staff person (Michelle Ciccolo) to be noted as providing assistance. Selectman Simon emphasized he is aware of only one other town having designated a rail trail committee, and most other surrounding towns have not done so. He highlighted the 25% design is intended to determine the project's feasibility. Selectman Simon stated he believes it is premature to name a committee/task force.

Chairman Iuliano stated she too thought there should be staffing, and it has been suggested that it be staffed by the Town Planner.

Selectman Simon stated the key to a productive endeavor is to have members who want to move the project forward in order to implement the wishes as voted by the Town. He noted approximately seven more public meetings are to be coordinated prior to the end of 2016 by VHB, according to the 25% design contract, which will provide residents with good opportunities to ask questions and learn about the project. Selectman Simon stated he had several technical revisions to suggest for the Mission Statement, and he would provide details at a later time.

Selectman Haarde stated it sounds like a good effort to establish the group, and he thinks the mission will help to address the concerns of abutters. He also stated it is his hope to see completed rail trails in Town at some point, which can be enjoyed by the public.

Selectman Brown stated she has heard from others that the Task Force would be a positive step, which could provide informal discussion opportunities for groups like the Conservation Commission to discuss environmental concerns. She further stated she has concerns regarding membership composition and about the draft Statement language suggesting that the Committee should do the work VHB has been contracted to do. Selectman Brown stated the Task Force's work should be separate from VHB's. She emphasized the Task Force's work should be done in public meetings, which are well publicized in a timely manner and have a public record of meeting minutes.

Chairman Iuliano summarized the process concerns expressed regarding the better scheduling of VHB public meetings and coordinated discussion with the Conservation Commission, and that the Statement should be revised to better reflect that the Task Force is not taking on the work of VHB and to clarify the intended interaction with the Conservation Commission. She noted Sudbury resident Dan DePompei provided recommendations for revisions, which were previously distributed to the Board, to better reflect that the focus of the Task Force is on the design.

Selectman Simon stated he is not sure about the definition of "informal" discussions. He noted VHB is likely to communicate with the Conservation Commission regarding the NRAD by the end of this month, and he believes the VHB and Commission discussions should be in a public meeting.

Vice-Chairman Woodard stated this is an important project for the Town, and it is important to keep the process moving forward. He further stated he views the Task Force as the Board's agent. Vice-Chairman

Woodard stated he believes the overall proposed Mission and function is needed and important, subject to wordsmithing.

A discussion ensued regarding membership composition. Selectman Brown suggested that no more than one member should be from the Friends of the Bruce Freeman Rail Trail. She also noted several residents volunteered for years on the Rail Trail Conversion Advisory Committee (RTCAC), and their knowledge might be beneficial. Selectman Brown asked who would select the members representing other Town boards/committees. Chairman Iuliano stated they are usually designated by their respective entities, and can ultimately be appointed by the Board. Selectman Brown asked if an abutter will be a member. Chairman Iuliano stated it has been advised that this would not be legally suitable, due to potential financial interests and ethical conflicts of interests.

Selectman Simon stated the previous work done by the RTCAC is appreciated, but its task was different from tonight's proposed mission, which focuses on the implementation of the design. He stated membership could possibly be open to knowledgeable former members of the RTCAC.

Vice-Chairman Woodard stated the objective of this task force is to determine how best to move forward with a design. Thus, he also stated he is unsure how productive it would be to have members who are opposed to the overall project. Selectman Brown stated this could also hold true for anyone who has a single preconceived vision.

Selectman Simon stated he would prefer to have more time to consider the suggestion of limiting the number of members who are also members of the Friends of the BFRT, because he believes that would be too restrictive. Vice-Chairman Woodard stated he is not sure that being a member of the Friends of the BFRT should disqualify one as a Task Force member. Selectman Brown stated it can be difficult to be productive if one group is overrepresented on a board/committee. Selectman Haarde stated the Task Force is intended to represent and evaluate options from the entire Town's perspective.

Chairman Iuliano asked for a straw vote regarding whether to limit membership to only one member of the Friends of the BFRT. Vice-Chairman Woodard and Selectman Simon stated they would oppose such a motion. Selectman Haarde stated he does not want any one group to be overrepresented or that members already have their minds made up before the work begins. Chairman Iuliano stated everyone is in agreement that members who already have their minds made up would not be productive. She suggested revising the language to reflect that one (Sudbury resident) member be proposed by the Friends of the BFRT organization. Selectman Haarde suggested waiting to revise the language until the process is farther down the road.

Vice-Chairman Woodard suggested again that the last sentence regarding "Membership" be revised to reflect no more than two non-committee citizen members. Selectman Haarde stated that, if these candidates were more than two, and they did not have sufficient municipal experience, it might be hard for the Task Force to accomplish its goals.

Chairman Iuliano asked Board members to send their comments and suggested revisions to Town Manager Rodrigues, noting they will work to prepare a revised Mission Statement for review at a later date.

Vice-Chairman Woodard requested the Board be emailed the Word version of the draft Mission statement.

Massachusetts Department of Transportation – Proposed Letter Regarding Support for Sudbury Station LLC’s Request to Allow a Road or Driveway to Cross Over the Proposed Bruce Freeman Rail Trail Rail Bed – Discussion and Possible Vote

Present: Ti-Sales Owner Kevin Tighe

At 8:47 p.m., Chairman Iuliano took this agenda item out of order, and she opened a discussion regarding a request from the Zoning Board of Appeals (ZBA) as to whether the Board wished to support the Sudbury Station LLC request to the Massachusetts Department of Transportation (DOT) to allow a road or driveway to cross over the proposed Bruce Freeman Rail Trail (BFRT) rail bed to realign the Hudson Road access. Copies of an email from Kevin Tighe’s (Ti-Sales) attorney, Jason R. Talerma, dated July 11, 2016 and accompanying letter dated July 11, 2016, a letter to the Interim Planning Director Glenn Garber from Sudbury’s Police and Fire Chiefs dated June 30, 2016 were distributed tonight. In addition, Chairman Iuliano distributed copies of three maps of the relevant Hudson Road intersection. Chairman Iuliano stated an alternative crossing has been discussed by the ZBA with Sudbury Station LLC, as a potentially better design, and the ZBA is looking for feedback, as its last hearing date of July 25, 2016 is approaching. She noted the alternative would impact the property of Ti-Sales, and the realignment of an access road would be a matter between Ti-Sales and Sudbury Station LLC.

Town Manager Rodrigues read aloud the June 30, 2016 letter she received today from Police Chief Nix and Fire Chief Miles, which will be posted on the Town website. She stated the Board was asked if it would consider sending a future letter of support for an alternative plan.

Selectman Simon stated the Board has not been presented with an approved plan to review or any details. He further stated the Board is being asked to vote on a hypothetical situation instead of having a specific plan to deliberate. Selectman Simon referenced the letter from Attorney Talerma, stating Mr. Tighe is vehemently opposed to the proposed reconfiguration of the access road. He stated he would be reluctant to vote on anything which could later be used to put Mr. Tighe in a difficult position. Selectman Simon noted Ti-Sales has been a good corporate citizen, and he believes it would be unfair for the Board to take a position which might pressure Mr. Tighe. He also noted the area in question is already challenging from a safety standpoint. Without a specific plan to review and accompanying details, Selectman Simon believes it is not appropriate for the Board to consider this request at this time.

Selectman Haarde stated he does not think the Board has to vote on the request. He further stated he agrees with points presented by Selectman Simon regarding the request being premature and not wanting to disadvantage Mr. Tighe’s business. Vice-Chairman Woodard stated he agreed with Selectmen Simon and Haarde.

Chairman Iuliano noted the ZBA also does not wish to impair Ti-Sales’ business.

Selectman Brown clarified that the Board needs to make a decision tonight if it is to be considered by the ZBA at its last hearing with Sudbury Station LLC. She asked if this request was proposed by the ZBA, and Chairman Iuliano stated she believes it grew organically out of the ZBA discussions with Sudbury Station.

Sudbury resident David Hornstein, 22 Candy Hill Road, asked if it could be clarified as to whether it was the ZBA’s or Sudbury Station’s idea to request support from the Board.

Sudbury resident Craig Gruber, 187 Goodman’s Hill Road, stated he believes it would be reckless for the Board to vote on a hypothetical situation which could have potential unforeseen circumstances.

Mr. Hornstein stated he suspects this is a last-minute tactic initiated by the developer because they initially approached Mr. Tighe last fall, prior to discussions with the ZBA. He believes the developer is now trying to remedy the limitations of their plan, which have existed all along, and that should be their problem to solve. Mr. Hornstein does not believe it is the Town's job to improve the proposed project. He further stated he would be perturbed if the Board took any action which improved the project's chances for approval. Mr. Hornstein also explained why he does not agree with the traffic peer reviewer and Public Safety Chiefs that a reconfiguration might be safer than the original plan because he believes it is impossible to declare this for a plan which does not exist.

Sudbury resident Scott Smigler, 125 Plympton Road, stated he finds the letter from the Police and Fire Chiefs confusing. He believes the Sudbury Station project is falling apart, and he does not believe the ZBA or Board of Selectmen should be spending time discussing a life line for the developer. He also expressed concern that hydrology reports have been requested but not received. Mr. Smigler urged the Board to vote to oppose the project and proposal. He reiterated his belief that the Board should not lead on the ZBA by even conducting this discussion.

Owner of Ti-Sales (36 Hudson Road) Kevin Tighe stated he is grateful for the thoughtful and measured responses from the Board. Mr. Tighe stated he questions whether anyone has carefully evaluated the traffic which is generated by his wholesale distribution business. He described the extremely large trucks which deliver product to his property, and how difficult it is for them to currently negotiate the area. Mr. Tighe stated he cannot imagine how the situation will not be worse with more traffic introduced to the area.

Chairman Iuliano and Selectman Haarde stated the Board has received a lot of traffic-related information and questions.

Selectman Simon suggested to Mr. Tighe that he should attend the ZBA's last Hearing with Sudbury Station on July 25, 2016 to present his position and concerns in person.

Sudbury resident Janie Dretler, 286 Goodman's Hill Road, experienced traffic issues during the recent Town Center improvements, and she stated she is concerned about traffic from the proposed project, especially during construction. Ms. Dretler stated it is difficult to imagine placing another dangerous intersection in such close proximity to a rail trail and an area where there will be families and children.

Chairman Iuliano stated a number of concerns have been highlighted tonight, and she emphasized the Town is very aware of the need for hydrology information from Sudbury Station LLC. She referenced a handout she distributed to the Board tonight of a draft motion regarding this agenda item, and she read it aloud as follows:

"Move that, in the event that the applicant for Village at Sudbury Station, Sudbury Station LLC, enters into an agreement with Ti-Sales, Inc., allowing reconfiguration of the project access to Hudson Road consistent with any rights held by Ti-Sales, Inc., and in the event that the Zoning Board of Appeals approves a plan with such reconfiguration of the access road in the interests of improved design and safety, then the Board of Selectmen would submit a letter to the Massachusetts Department of Transportation on behalf of the Town to support the request to allow a driveway or road crossing over the rail bed proposed for the Bruce Freeman Rail Trail."

The motion was seconded by Selectman Brown.

The motion did not carry by a vote of 1-4 (Chairman Iuliano voted in favor of the motion, and Vice-Chairman Woodard and Selectmen Haarde, Simon and Brown all opposed the motion.)

Selectman Brown clarified she seconded the motion only to allow the Board to proceed with a vote.

Massachusetts Department of Transportation – Proposed Letter Regarding Potential Grading Issues Related to the Bruce Freeman Rail Trail Design – Discussion and Possible Vote

At 9:22 p.m., Chairman Iuliano opened a discussion regarding a similar request to the last agenda item, from the Zoning Board of Appeals (ZBA), as to whether the Board wished to support the Sudbury Station LLC request to the Massachusetts Department of Transportation (DOT) regarding earth removal, filling, or grading, which may impact the proposed Bruce Freeman Rail Trail (BFRT) rail bed or other property owned by the Mass. DOT.

The consensus of the Board was that, as with the previous agenda item, there are no details, and a hypothetical situation has been presented. Selectman Haarde stated he does not think the Board can commit now to providing a future letter. Vice-Chairman Woodard and Selectman Simon agreed. Selectman Simon stated the Town does not have the hydrology information which could impact the height of the development, which has been an issue.

Sudbury resident Amrita Nichols, 220 Old Lancaster Road, stated there is an underground stream in the area, and several homes experienced significant flooding on their properties in 2010, and she does not want this development to make the situation worse. Ms. Nichols stated the Town needs to see the hydrology report and a proper plan.

Sudbury resident David Hornstein, 22 Candy Hill Road, opined that, he believes the real motivation behind this request from the developer is that they are not sure about the subsurface and whether it will be above the water table for drainage. Mr. Hornstein believes they have known these conditions all along, and now they may want to raise the project.

Sudbury resident Craig Gruber, 187 Goodman's Hill Road, urged the Board to not vote for or against a hypothetical situation for an unseen plan. He also stated he believes the Conservation Commission has essentially stated that conducting a hydrology study during drought conditions would not produce representative information.

Chairman Iuliano referred to the handout she distributed to the Board tonight of a draft motion regarding this agenda item, and she read it aloud as follows:

“Move that, in the event that the Zoning Board of Appeals approves a plan for the Villages at Sudbury Station that would require earth removal, filling or re-grading along the edge of the project site adjacent to the Massachusetts Department of Transportation rail bed, potentially impacting MA DOT property, and that such a plan would substantially improve the design of the project, taking into account any environmental impacts of such work, then the Board of Selectmen would submit a letter to the Massachusetts Department of Transportation on behalf of the Town to support the request to allow such re-grading work, provided that the project plan will not adversely impact the design of the Bruce Freeman Rail Trail as determined by the Town.”

The motion was seconded.

The motion did not carry by a vote of 0-5, with all Board members opposing the motion.

Dog/Animal Control Services – Vote to Award Contract

At 9:30 p.m., Chairman Iuliano opened a discussion regarding whether to approve a three-year contract to be awarded by the Town Manager for dog/animal control services as an independent contractor upon evaluation of proposals submitted; said contract to be awarded to the qualified and eligible contractor offering the best price; and further, to appoint said contractor as Dog/Animal Control Officer for the Town of Sudbury. The Board was previously in receipt of copies of the “Sudbury Non-Price Proposal” submitted by Jennifer A. Condon and accompanying documents and references and the draft Professional Services Agreement Dog/Animal Control Officer (Attachment B).

Town Manager Rodrigues stated this agenda item will be postponed because the contract will go back out to bid. She explained the scope of services has been revised to be more comprehensive. In response to a question from Selectman Simon, Town Manager Rodrigues summarized the process which would occur to evaluate whether the bids received are responsive and the bidder is qualified.

Selectman Brown asked if the Town currently has an Animal Control Officer. Town Manager Rodrigues stated the current contract was extended to allow time for the new contract to go back out to bid.

Chairman Iuliano stated no action was needed by the Board on this agenda item tonight.

Fairbank Community Center Task Force - Appointment of Second Board of Selectmen Member – Discussion and Possible Vote

At 9:35 p.m., Chairman Iuliano opened a discussion regarding the appointment of a second Board of Selectmen member to the Fairbank Community Center Task Force. The Board was previously in receipt of a draft “Fairbank Community Center Study Task Force Town of Sudbury Mission Statement, last amended June 28, 2016.” In addition, copies of an email dated July 10, 2016, from Selectman Brown, noting suggested revisions were distributed tonight.

Chairman Iuliano stated Selectman Haarde had wanted time to think about continuing to serve on the Task Force. She also stated Selectman Brown had already been appointed as one of the Board’s Task Force members. Chairman Iuliano asked if the Board should have one or two members.

Selectman Haarde stated he thinks he would prefer not to continue as a member at this time.

Vice-Chairman Woodard stated he does not have sufficient time to be a member.

Chairman Iuliano stated no further action is needed tonight by the Board.

Selectman Simon stated the membership composition of the Task Force will need to be revised at a later date to reflect inclusion of up to two Board of Selectmen members. The consensus of the Board was this could be a future Consent Calendar agenda item.

Minuteman Regional Vocational School District Election – Vote to Call and Designate Polling Location

At 9:36 p.m., Chairman Iuliano opened a discussion regarding whether to call the Minuteman Regional Vocational School District Election, and to designate the polling location. The Board was previously in receipt of copies of an email from Town Clerk Rosemary Harvell to Town Manager Rodrigues dated July 7, 2016 and accompanying draft Election Warrant and a related June 27, 2016 *Wicked Local Sudbury* article. In

addition, copies of a confidential email from Town Counsel Barbara Saint Andre to Town Manager Rodrigues dated July 11, 2016 in response to the Town Manager's email request to her dated July 7, 2016 were distributed tonight.

Chairman Iuliano explained the special District Election is legally called by the Minuteman Regional School Committee and not by each of its 16 member towns. She further explained Sudbury is still a member of the District until July 1, 2017, which is why the Town will have this election. The recommendation has been made to have one polling location in Sudbury at Town Hall, which must be designated by the Board.

Vice-Chairman Woodard stated it will be important to advertise well the one polling location.

Selectman Simon provided a brief summary as to why this District Election is needed by Minuteman to obtain funding and bonding for a new school. He explained a District vote is very rare, and that the results from this one will not impact Sudbury, since the Town has already voted to withdraw from the District, and Sudbury will not incur any debt for the new school.

Chairman Iuliano noted Minuteman is covering the costs related to the District Election.

It was on motion unanimously

VOTED: To designate the Town Hall, 322 Concord Road, as the Sudbury polling location for the Minuteman Regional Vocational District Election, and to notify the District of this location for inclusion in the District Election Warrant, in compliance with M.G.L. Chapter 71, sec. 16 (n).

Citizens' Comments – Continuation

Chairman Iuliano announced no citizen has requested time for comments tonight.

Future Board of Selectmen Agenda Items - Discussion

At 9:40 p.m., Chairman Iuliano opened a discussion regarding future agenda items. She stated she may place the agenda item regarding the Kopelman and Paige requested fee increase on the July 26, 2017 Meeting agenda.

Selectman Simon suggested an update regarding the Eversource Transmission Line Project should be added to a future agenda. It was noted Eversource may attend the Board's August 16, 2016 Meeting.

Selectman Brown noted a Joint Meeting with the Park and Recreation Commission to interview candidates for an appointment should be added to the Board's August 16, 2016 Meeting. She also suggested a future agenda item should be scheduled to discuss details regarding a timeline from the Town Clerk for the October Town Meeting.

Selectman Simon asked if pro and con arguments can be printed in the Minuteman District Election Warrant. Selectman Brown stated the Town Clerk had informed her that the requirement for inclusion of pro and con arguments only applies to Town Elections and is not applicable for the District Election. It was also noted the District Election Warrants will not be mailed to residents.

Constable – Re-Appointment

It was on motion unanimously

VOTED: To re-appoint William E. Pickett, Jr. of Framingham as a Constable in Sudbury for a term to expire May 31, 2019, as recommended by Police Chief Nix, and to accept Bond # BON8232303 of Constable William E. Pickett, Jr., in the amount of \$5,000, and place same on file with the Town Clerk, as required by M.G.L. Ch. 41, sec. 92 – Service of Civil Process.

Minutes

Copies of a revision to the June 14, 2016 Meeting Minutes and a revision to the June 28, 2016 Meeting Minutes submitted by Selectman Brown were distributed tonight.

It was on motion unanimously

VOTED: To approve the Regular Session Meeting Minutes of June 14, 2016, as amended tonight by Selectman Brown.

It was also on motion unanimously

VOTED: To approve the Regular Session Meeting Minutes of June 28, 2016, as amended tonight by Selectman Brown.

Goodnow Library – Award Cleaning and Light Maintenance Contract

Chairman Iuliano recused herself from this agenda item and vote, and she asked Vice-Chairman Woodard to read aloud the motion, which he did.

It was on motion unanimously

VOTED: To approve award of a contract by the Town Manager for cleaning and light maintenance services for the Goodnow Library and any subsequent options, subject to review by Town Counsel, as requested by Jim Kelly, Combined Facilities Director.

Budget Strategies Task Force – Appointments

It was on motion unanimously

VOTED: To appoint the following individuals to the Budget Strategies Task Force for a term ending June 30, 2017, as recommended by their respective boards and committees: Board of Selectmen (two members) – Patricia Brown and Charles Woodard, Finance Committee (two members) – Susan Berry and Joan Carlton, Sudbury Public Schools Committee (two members) – Lucie St. George and Richard Tinsley, Lincoln-Sudbury Regional School Committee (two members) – Radha Gargeya and Patricia Mostue - LSRHS Alternate Member - Elena Kleifges, Sudbury Town Manager – Melissa Murphy Rodrigues, Esq., Sudbury Public Schools Superintendent – Anne Wilson, PhD., and Lincoln-Sudbury Regional High School Superintendent – Bella Wong.

There being no further business, the meeting adjourned at 9:45 p.m.

Attest: _____
Melissa Murphy-Rodrigues
Town Manager-Clerk

Documents & Exhibits

1. Discussion and possible vote on whether to request that Eversource paint replacement poles to be erected along the South Sudbury transmission lines close to Stock Farm Road. Resident Stan Kaplan to attend.

Attachments:

- 1.a 1607_SudburySelectmen
- 1.b NStar_BOS_report1969

2. Joint meeting with Park & Recreation Commission. Interview candidate(s), followed by discussion and vote on appointment to fill a vacant position on the Park and Recreation Commission as an interim appointment through the 2017 Town Election.

Attachments:

- 2.a M Huston Park & Rec Comm App
- 2.b J Winn Park & Rec Comm App

3. Discussion on Bruce Freeman Rail Trail 75% design - \$300K estimate

4. Discussion and possible vote on mission statement for the Bruce Freeman Rail Trail Design Implementation Task Force.

Attachments:

- 4.a BFRT Task Force Mission Statement draft for 7.12.16
- 4.b BFRT SCHEDULE 1-15-2016
- 4.c June29_LenSimonHandout

5. Discussion and possible vote concerning a letter to the Massachusetts Department of Transportation supporting the Sudbury Station applicant's request to allow a road or driveway crossing over the proposed Bruce Freeman Rail Trail rail bed.

Attachments:

- 5.a MDM Transportation Memo

6. Discussion and possible vote concerning a letter to the Massachusetts Department of Transportation concerning earth removal, filling, or grading that may impact the proposed Bruce Freeman Rail Trail rail bed or other property owned by the MassDOT.

7. Vote whether to approve a 3-year contract to be awarded by the Town Manager for dog/animal control services as an independent contractor upon evaluation of proposals submitted; said contract to be awarded to the qualified and eligible contractor offering the best price; and further, to appoint said contractor as Dog/Animal Control Officer for the Town of Sudbury.

Attachments:

- 7.a NonPriceProposal_Condon
- 7.b PriceProposal_Condon
- 7.c PSA_unsigned_Dog Officer

8. Discussion and possible vote to appoint a second Board of Selectmen member to the Fairbank Community Center Task Force.

Attachments:

8.a FairbankCommunityCenterStudyTaskForceMissionStatement_06.28.16

9. Discussion and vote on whether to call the Minuteman Regional Vocational School District Election, and to designate the Lower Town Hall, 322 Concord Road, as the sole polling location in the Town of Sudbury for the Minuteman Regional Vocational School District Election, to be held on Tuesday, September 20, 2016, as requested by Rosemary B. Harvell, Town Clerk.

Attachments:

- 9.a Memo from Town Clerk_Minuteman_Election
- 9.b DRAFT Warrant v1 6.22.16 (003)
- 9.c minuteman-school-c

10. Citizen's Comments (Cont)

11. Discuss future agenda items

12. Vote on whether to re-appoint William E. Pickett, Jr of Framingham as a Constable in Sudbury for a term to expire May 31, 2019, as recommended by Police Chief Nix. Also vote to accept Bond #BON8232303 of Constable William E. Pickett, Jr., in the amount of \$5,000, and place same on file with the Town Clerk, as required by M.G.L. Ch. 41, sec. 92- Service of Civil Process.

Attachments:

- 12.a Pickett_Application_BOS
- 12.b Pickett_Recommendation_Nix
- 12.c Pickett_Recommendation_Cipriano

13. Vote to approve the regular session minutes of 6/14/16 and 6/28/16.

Attachments:

- 13.a BOS 6-14-16 draft minutes_withSPS
- 13.b BOS 6-28-16_draft

14. Vote to approve award of a contract by the Town Manager for cleaning and light maintenance services for the Goodnow Library and any subsequent options, subject to review by Town Counsel, as requested by Jim Kelly, Combined Facilities Director.

15. Vote to appoint the following individuals to the Budget Strategies Task Force for a term ending 6/30/17, as recommended by their respective boards and committees: •Board of Selectmen (2 members) – Patricia Brown and Charles Woodard • Finance Committee (2 members) – Susan Berry and Joan Carlton • Sudbury Public Schools Committee (2 members) – Lucie St. George and Richard Tinsley • Lincoln-Sudbury Regional School Committee (2 members) – Radha Gargeya and Patricia Mostue LSRHS Alternate Member: Elena Kleifges • Sudbury Town Manager – Melissa Murphy Rodrigues, Esq. • Sudbury Public Schools Superintendent – Anne Wilson, PhD. • Lincoln-Sudbury Regional High School Superintendent – Bella Wong

Attachments:

- 15.a LSRHS BSTF Designees