

IN BOARD OF SUDBURY SELECTMEN
TUESDAY, FEBRUARY 7, 2017

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 7:30 p.m. in the Lower Town Hall.

Opening Remarks

At 7:30 p.m., Chairman Iuliano opened the meeting.

Reports from the Town Manager

No announcements were made by the Town Manager.

Reports from the Board of Selectmen

Selectman Simon congratulated the N.E. Patriots for a tremendous Super Bowl victory.

Citizen's Comments

At 7:30 p.m., Chairman Iuliano announced no citizens have requested comment time tonight.

Melone Property – Next Steps Following Engineering Report - Discussion and Possible Vote

Present: Board of Health Director Bill Murphy

At 7:30 p.m., Chairman Iuliano opened a discussion regarding the next steps following the engineering report for the Melone property, and she welcomed Board of Health Director Bill Murphy to the Meeting. She stated the Town had previously hired GeoInsight as the engineering consultant to study potential contamination on the property. Copies of the "Technical Memorandum Melone Property North Road Sudbury, Massachusetts" prepared by GeoInsight were distributed tonight.

Chairman Iuliano stated GeoInsight was asked to identify gaps in the analysis which had been performed on the property. She explained the Board would not decide the future for the property tonight, but it would discuss whether the Town should first pursue further testing or a determination of use. Chairman Iuliano further stated a variety of uses have been contemplated in the past, including housing, recreational fields and passive recreation/open space, and each use has corresponding concerns.

Selectman Haarde stated the Town could spend more money to further study whether the property is conducive for housing, but he does not believe the Town needs this site for housing at this time. He believes the Town is currently in good shape regarding housing, given the proposed developments currently pending. Selectman Haarde stated he has concerns about the site being used for housing due to some of the land overlapping with the recharging area for Town water wells. He stated he would possibly support some portion of the land being held aside for future use for housing, when the area is deemed to be safe for housing. Selectman Haarde noted there are 17 acres of the property in Concord where housing would not be built by Sudbury, and he would support a recreation or passive recreation use to be decided on by Park and Recreation for that section of land.

Regarding risks for housing on the site, Chairman Iuliano read aloud from the GeoInsight report noting building plans and materials could be used to minimize and/or eliminate the potential for vapor release into housing structures.

In response to a question from the Board, Mr. Murphy stated different uses would require different levels of additional testing needed. He stated there is not a use restriction by DEP standards to having housing on this large parcel. Mr. Murphy stated he would like to obtain better maps of the property from the Engineering Department, noting there are environmentally sensitive areas on the site, and he would like to better determine how much of the land could be developed.

Chairman Iuliano stated pending housing projects are projected to meet the Town's affordable housing quota through 2020, but it is possible the Town might need additional housing through 2030, and it should consider the needs of the Sudbury Housing Authority.

Selectman Brown stated the property is located in an area currently zoned for research and only senior housing, noting it is not zoned for family housing. She asked if the Town would change the zoning. Chairman Iuliano stated this would need to be evaluated as part of the needs-analysis process.

Vice-Chairman Woodard stated he thought the pending housing projects are projected to meet the Town's affordable housing quota through 2030. He stated he believes there needs to first be a public process to determine the best use of this land, and, once this is decided, then appropriate testing could be pursued as needed. Given the property's history, Vice-Chairman Woodard believes it is most important to have public consensus regarding its use, and he views the question regarding more testing as being secondary.

Selectman Simon stated the Town needs to determine what it wants to do with this 46.5-acre property in order to maximize its use. He emphasized the Town also needs to determine how it should deal with the existence of the Wagner property in order to maximize the use of the land. Selectman Simon referred to the 17 acres located in Concord, which are owned by the Town, stating they could possibly be used for passive recreational needs, but this should be evaluated as part of a more comprehensive plan for the property. He believes the Town should review studies previously done on the property and it should open a discussion with Sudbury residents regarding short-term and long-term uses for the property, as a whole, or in a subdivided manner. Selectman Simon stated the property has great potential and he would like to hear what residents think.

Selectman Haarde stated recreational activities already occur, in the proximity of contamination, at Davis Field. However, he believes vapor risks would be higher for homes built than they are at an open field. He also does not believe it is a good business practice to create something knowing a mitigation system, which could possibly fail, will also need to be installed. Selectman Haarde stated he would not support the Town proceeding in this manner to build housing, and he reiterated that he does not believe the Town needs more housing now at this location, given it is not zoned for housing and there are water well restrictions. Chairman Iuliano stated the property area is zoned for senior housing. Selectman Haarde reiterated he supports a discussion with the Park and Recreation Commission regarding use of the 17 acres in Concord and he supports putting some of the land aside for future housing needs. He also stated he would support Park and Recreation uses moving forward without additional testing.

Chairman Iuliano stated there could be irrigation issues with recreational uses. Selectman Haarde stated he would not support using local water for irrigation.

Vice-Chairman Woodard asked Mr. Murphy if there is a current risk at Davis Field. Mr. Murphy stated he is not aware of any restricted uses at the Davis Field location. Selectman Haarde stated he believes the Town should know what the risks are and it should not rely on the State's Department of Environmental Protection (DEP) assessment that the site is acceptable. In response to a question from Vice-Chairman Woodard, Selectman Haarde stated he would not support halting recreational activities at Davis Field, but he would support testing to be done at Davis Field.

Vice-Chairman Woodard asked Mr. Murphy if Davis Field is safe for recreation according to DEP standards, and Mr. Murphy stated it is safe. Vice-Chairman Woodard also stated he believes the GeoInsight report does not indicate housing is not possible at the property, but rather it suggests there are ways to construct the housing structures appropriately. He further stated that where the housing would be located on the property, the further testing performed and preventative measures to be taken during construction would be important considerations. Mr. Murphy stated the contamination results were low enough to suggest that there would not be a significant risk of vapor release for intended uses.

Vice-Chairman Woodard stated he believes the Town needs to discuss uses for the property before it decides on further testing. He suggested public discussions should begin to help build a public consensus regarding use.

Selectman Simon stated it makes no sense to do more testing now unless the Town knows what it wants to do with the land. He also read aloud from pg. 13 of the GeoInsight report regarding proper measures which could be taken to construct housing. Selectman Simon reiterated he believes the Town should review prior studies conducted.

Selectman Brown stated there is a consensus of the Board that no further testing should be done until the Town defines how the property is to be used. She asked if there is a timeframe for the process to determine the best use(s). Chairman Iuliano suggested this should be considered when the process is decided.

Mr. Murphy noted there is a wide range of costs depending on the different types of testing contracted.

Sudbury Housing Authority (SHA) Board member Steve Swanger, stated he has worked with the SHA for 30 years, and the Melone property has been discussed for most of that time as a potential location for housing. He referred to the work done by a Blue Ribbon Committee established in 2001-2002, noting the SHA was told if other locations did not come to fruition for housing there would always be the Melone property. Mr. Swanger emphasized the need for affordable housing in Sudbury, noting the SHA recently received 550 applications in a two-month period. He also emphasized the State's affordable housing 10% quota was not established as a "ceiling," but rather as a minimum "floor." Mr. Swanger stated public housing is not popular, but the State and Town have decided it is a moral imperative. He emphasized the Town has not met Sudbury's human need for affordable housing. Mr. Swanger stated the SHA would be pleased to participate in a public discussion regarding use of the property. Selectman Haarde commended the work of the SHA, and he suggested a discussion with the SHA regarding other locations in Town for affordable housing should be a future Board agenda item.

Public Hearing: PTT Restaurant, Inc. d/b/a Chili Basil Restaurant – Request to Approve A Change of Manager and Transfer of Stock

Present: Chili Basil Partner Tharaneerajthanasirivanich and the applicant's attorney Amanda Barrera

At 8:10 p.m., Chairman Iuliano opened the Public Hearing regarding the request to Transfer of Stock of 25% of shares in the corporation from Christopher Segur to Tharaneerajthanasirivanich for PTT Restaurant, Inc. d/b/a Chili Basil Restaurant at 385 Boston Post Road and to approve a Change of Manager from Christopher Segur to Pavarisa Doucette, as requested in an application dated January 11, 2017. No alterations to the premises are planned. The premises (i.e., 385 Boston Post Road) are described as follows: one floor with kitchen, dining area, office, sidewalk dining area; one entrance on south side and one entrance on north side. The Board was previously in receipt of copies of the "Commonwealth of Massachusetts Alcoholic Beverages Control Commission Amendment Application for A Change of Beneficial Interest or Transfer/ Issuance of Stock" and "Application for Multiple Amendments" and accompanying documentation, a handout noting feedback from Town Departments, and a handout noting "Sudbury Alcohol License Quota &

Availability.” Chili Basil Partner Tharanee Rojthanasirivanich and her attorney Amanda Barrera were welcomed to the Meeting.

Town Manager Rodrigues summarized the requests and she noted no concerns have been expressed by Town Departments.

Vice-Chairman Woodard asked why the original partner is selling 25% of the stock. Ms. Barrera stated the partner has since moved to Indiana.

It was on motion unanimously

VOTED: To approve a Transfer of Stock of 25% of shares in the corporation from Christopher Segur to Tharanee Rojthanasirivanich for PTT Restaurant, Inc. d/b/a Chili Basil Restaurant at 385 Boston Post Road and to approve a Change of Manager for Chili Basil from Christopher Segur to Pavarisa Doucette, as requested in an application dated January 11, 2017.

CSX Sudbury-Framingham Rail Trail Corridor

Present: The Trust for Public Land Project Manager Kelly Boling

At 8:15 p.m., Chairman Iuliano opened a discussion regarding the CSX Sudbury-Framingham Rail Trail Corridor, and she welcomed The Trust for Public Land Project Manager Kelly Boling to the Meeting. The Board was previously in receipt of copies of the PowerPoint slides for Mr. Boling’s presentation tonight.

Mr. Boling provided a brief summary about The Trust for Public Land (TPL), describing it as a national conservation non-profit organization, which creates public funds for land conservation. He explained the TPL is interested in the CSX Rail Corridor because it would establish a new regional open space link and it would enable extension of the Bruce Freeman Rail Trail (BFRT). Mr. Boling stated TLP has expertise with rail-banked property interests and it has a national relationship with CSX. He displayed a map of the northerly section (Phase 2D), which was acquired by the Massachusetts Department of Transportation (DOT), noting the northern Sudbury section is approaching 25% design completion. Mr. Boling also displayed a map of the southerly section (Phase 2E), which is 4.62 miles, and it connects Sudbury with Framingham. He explained a bit about rail corridors and rail-banking, noting that, if corridors are abandoned, associated easement interests are typically extinguished. Mr. Boling explained rail-banking enables “interim” trail use while allowing the possibility of future rail line reactivation. He stated it is very unusual for a rail-banked corridor to come back to life.

Mr. Boling stated the appraisal of the 4.62 mile Sudbury-Framingham corridor was jointly commissioned by Sudbury, Framingham, TPL and CSX, and it indicates a total corridor value of \$4.79 million. He further stated Sudbury’s portion (approximately 1.25 miles/11.25 acres) is valued at approximately \$770,000. Mr. Boling noted a few key challenges, including CSX will not segment the corridor, the Mass. Department of Revenue (DOR) opined that rail-banked corridors cannot be purchased with Community Preservation Act (CPA) open space funds, since the conservation property interest is not necessarily perpetual, and there is limited opportunity for securing State and federal acquisition capital. He reviewed a few potential funding mechanisms, including budget appropriation, bonding outside of CPA, pursuing the project as CPA-funded historic preservation, or convincing the DOR to alter its opinion regarding CPA-funding. Mr. Boling asked if securing the CSX Corridor is a priority for Sudbury, and, if so, what funding mechanisms make sense.

Vice-Chairman Woodard asked what role the TPL would serve and how it is funded. Mr. Boling explained the TPL would negotiate the contracts and perform all the due diligence. He further stated TPL is a 501c entity, which is funded by philanthropy.

Selectman Simon asked a few questions regarding whether the State would have any interest in buying the corridor. Mr. Boling stated the State appears to not be interested. Selectman Simon asked if CSX could be asked to un-bank the corridor so it could be bought outright. Mr. Boling stated he has not seen the relevant title paperwork, but he suspects this would not be an option. He believes rail-banking is the only way the corridor can likely be conveyed to a third-party. Selectman Simon asked if there is a legal precedent to un-bank the corridor. Mr. Boling stated he would refer this question to his Counsel.

Chairman Iuliano asked how the property was appraised. Mr. Boling stated it was appraised as a rail-banked corridor.

Selectman Simon suggested several legislators who support rail trails and he encouraged Mr. Boling to reach out to them as supportive resources. He also later offered to share the information for these resources with Mr. Boling.

Selectman Brown stated she believes \$700,000 has been set aside in a Transportation Act (Chapter 79 of the Acts of 2014) and she asked if these funds could be accessed. Mr. Boling asked who controls the funds. Selectman Brown stated she believes the Legislature appropriated the funds, but they have not been released. Selectman Brown also stated a 2008 Town Meeting article appropriated \$420,000 of Community Preservation Act (CPA) funds to help purchase the corridor, but the DOR later opined CPA funds could not be used for this purpose. She also stated a State Drinking Water Act grant was also pursued, but it never came to fruition. Selectman Brown highlighted there are Level 1 water well heads in close proximity of the corridor.

Selectman Simon asked if it is possible the prior DOR opinion regarding the use of CPA funds could be amended. Mr. Boling stated he does not believe it is a priority because the current focus is on increasing the State's CPA funding to be able to increase the State match to communities.

Selectman Brown noted the Sudbury Water District (SWD) is a separate entity and not part of the Town, but she assumes the SWD would be very interested in what happens to this corridor.

Chairman Iuliano stated the Town is interested in this option continuing to be discussed.

Mr. Boling asked if the Town views purchasing the corridor as a possibility in the foreseeable future. Vice-Chairman Woodard stated probably not, given the Town has such a backlog of capital needs. Town Manager Rodrigues stated this would be approximately two years out on the projected capital plan. She also noted Framingham is planning to pursue this as a multiple-year bond.

Mr. Boling stated he will further research the possible options and keep Town Manager Rodrigues abreast.

Selectman Simon asked if CSX is anxious to sell, and if the Town is in danger of losing the corridor to another buyer. Mr. Boling stated this land is a liability for CSX, and there is a danger that CSX would push to abandon the corridor. Selectman Simon stated this is important information for the Town to know because it could alter its prioritization of the project.

Vice-Chairman Woodard suggested that, if CSX's choice is to abandon the corridor, it might be possible to acquire it for less than the appraised value. Mr. Boling stated it is possible the purchase price could be reduced.

Sudbury resident Dick Williamson, 21 Pendleton Road, stated he has researched plans regarding how the property was acquired. Mr. Williamson stated he believes the Sudbury portion of the corridor was purchased outright, and thus, easements may not be relevant.

At 8:45 p.m., Chairman Iuliano thanked Mr. Boling for tonight's information, and she concluded the discussion.

Annual Town Meeting Articles and Actions

At 8:45 p.m., Chairman Iuliano opened a discussion regarding the Annual Town Meeting articles submitted by January 31, 2017. The Board was previously in receipt of copies of a memorandum from Director of Planning Meagen Donoghue dated January 31, 2017 and accompanying draft article and a spreadsheet listing of the Annual Town Meeting articles received by January 31, 2017 for publication in the Warrant.

Town Manager Rodrigues stated the Board would need to refer any Zoning Bylaw amendments to the Planning Board, and she highlighted articles 17 and 20 as applicable.

It was on motion unanimously

VOTED: To accept the Annual Town Meeting Articles 1-36 submitted by January 31, 2017, and to refer Article 17 – Temporary Moratorium on Marijuana Establishments and Article 20 to Amend the Zoning Bylaw, Article 1230, Conformance, to the Planning Board.

FY18 Operating Budget - Discussion Including Potential Override Budget

Present: Sudbury Finance Committee Chair Susan Berry

At 8:50 p.m., Chairman Iuliano opened a discussion regarding the FY18 budget, and she welcomed Sudbury Finance Committee Chair Susan Berry to the Meeting.

Speaking on behalf of the Finance Committee, Ms. Berry stated the Committee voted to approve a non-override budget for the three cost centers as recommended (Town and SPS for 3.58% and L-SRHS for 3.34%).

Ms. Berry stated the Finance Committee will now focus on its override budget recommendation. She also stated the Committee voted 5-3 to recommend a menu format approach for the ballot, if an override is added to the ballot. Ms. Berry stated a majority of Committee members believe this would provide the ability for residents to assess items independently from each cost center's budget requests and it would be a better fit with the Town's political structure since each cost center is led by a different body and should have their budget requests voted separately. She further stated that those opposed to the vote believed the policy-making Board of Selectmen should make this decision

Chairman Iuliano stated she is working with the Town Manager and Town Counsel to further research options for putting overrides on ballots. Town Manager Rodrigues clarified the format options would only apply to the ballot, and that, at Town Meeting, only one budget would be voted.

Vice-Chairman Woodard stated he thought the Board had previously determined it was not in favor of a menu override on the ballot for multiple reasons. However, he also stated the Board would hear the Finance Committee's recommendation and vote on it at a later time. Chairman Iuliano stated the Board would not make this decision until there is an override recommendation to consider.

Ms. Berry suggested the override ballot options could possibly be discussed at the Joint Meeting of the Board and Finance Committee on February 28, 2017.

Selectman Brown stated it is important to be sure everyone understands the same thing regarding the ballot options. She believes explaining a menu override option to residents will be easier than explaining a pyramid option.

In response to a comment from Selectman Brown, Ms. Berry clarified she assumes Sudbury Public Schools (SPS) will only put one override option forward, and that SPS only plans to provide the Finance Committee with multiple choices.

Vice-Chairman Woodard stated he believes the Finance Committee will eventually present the best choice for an override budget, which it may or may not support, after performing its due diligence. Ms. Berry stated she believes the override figure will be determined by SPS for the Finance Committee to approve or not approve.

Vice-Chairman Woodard stated he is not sure residents know how hard Ms. Berry has worked this year on budget matters, and he recognized her for the outstanding job she has done.

Strategic Financial Planning Committee for Capital Funding – FY18 Recommendations and FY18 Capital Budget Discussion

At 9:01 p.m., Chairman Iuliano asked Vice-Chairman Woodard, who is also the Strategic Financial Planning Committee for Capital Funding's Chair, to review the Committee's recommendations. The Board was previously in receipt of copies of the Strategic Financial Planning Committee for Capital Funding's December 8, 2016 Meeting Minutes. In addition, Chairman Iuliano distributed copies of a handout entitled, "FY17 Free Cash Committed/Potential Request" to the Board tonight. She noted the figures on the handout do not include Sudbury Public School's unemployment liabilities, which have not yet been determined.

Vice-Chairman Woodard stated the figures noted in the Committee's December 8, 2016 Meeting Minutes have changed a bit since then, but the recommendation is to primarily fund capital requests with Free Cash, and to use some of the National Development mitigation funds. He emphasized the recommendations call for no debt or capital exclusions to be presented at Town Meeting.

In response to a question from Selectman Haarde, Town Manager Rodrigues stated the figures are still being fine-tuned. She noted the mitigation funds to be used for a new fire truck might be increased from \$325,000 to \$475,000 to allow for more Free Cash to be available. Vice-Chairman Woodard stated mitigation funds could be used differently to make up a shortfall or there is the option to not do a transfer to the Stabilization Fund this year. Town Manager Rodrigues stated the articles were crafted for the Warrant to not reflect any debt or capital exclusion funding.

Chairman Iuliano referenced the new handout tonight, noting .5% of the budget is put aside as Free Cash and a portion is designated for the Stabilization Fund.

Selectman Simon asked Ms. Berry if the Finance Committee has discussed a long-term increase for capital spending, since the needs are so grossly underfunded. Ms. Berry stated the Committee broached the topic last night as a future possible override item to the operating budget for FY19, but it did not discuss its position. The Committee plans to discuss this and other ways to achieve a long term plan for capital needs at a later time.

Sudbury Public Schools' Administration – Update and Discussion Regarding Future Space Plans

At 9:12 p.m., Chairman Iuliano opened a discussion to provide an update on the plans for the future space needs of the Sudbury Public Schools' (SPS) administration. She stated she and Combined Facilities Director Jim Kelly attended a recent SPS School Committee Meeting. Chairman Iuliano stated a SPS subcommittee has been working with Mr. Kelly regarding evaluating space options. She stated the School Committee is opposed to putting an article forth at the May 2017 Town Meeting for space needs because it does not want to compete with other SPS Town Meeting requests.

Selectman Brown stated someone needs to share this information in a timely manner with the Permanent Building Committee. She also asked if the Board, in its role as Landlord for the Fairbank Building, should tell SPS they need to move. Chairman Iuliano stated SPS is well aware of the need to move, and everyone is now working on coordinating the timing for this action.

Selectman Simon questioned if the SPS administrative space location issue is in limbo. He also questioned how much longer the current Fairbank Building would continue to be safe to house the SPS administration. Chairman Iuliano stated she does not believe it is in limbo because SPS expects to move, but it prefers not to have it discussed at the May 2017 Town Meeting.

Special Town Election Warrant – Discussion and Possible Vote Regarding Ballot Question Policy and a Vote Regarding Releasing Related Legal Opinions

At 9:17 p.m., Chairman Iuliano opened a discussion regarding a Special Town Election Warrant, and the draft ballot question policy and schedule. The Board was previously in receipt of copies of a revised Draft "Board of Selectmen Ballot Question Policy and accompanying Schedule for discussion on February 7, 2017." In addition, copies of related confidential emails from Chairman Iuliano to Town Counsel Barbara Saint Andre and Town Counsel's responses during the timeframe of January 18 through February 1, 2017 and a revised schedule for Ballot-related activities were distributed tonight. Selectman Simon distributed copies tonight to the Board of his suggested revisions to the draft Ballot Question Policy.

Chairman Iuliano made a motion, which was seconded, to make public Town Counsel's confidential related legal opinion.

It was on motion unanimously

VOTED: To release to the public the confidential legal opinion of Town Counsel regarding the Board's questions regarding the Draft Ballot Question Argument Policy.

Chairman Iuliano stated the draft Policy has been revised to reflect Town Counsel's opinion regarding arguments being reviewed only for legal compliance. She also stated the draft was revised to not require that authors of pro and con arguments be identified.

Selectman Simon referenced his proposed revisions, which he summarized. The Board considered each of Selectman Simon's four suggested edits and decided as follows: on the draft Policy on Page 38 of tonight's agenda packet, in the fourth bullet in the top section, the word "designate" would be replaced with "determine" to mirror the Statute language, the language of the first bullet point in the lower section of Page 38 would remain as presented and not be amended as suggested by Selectman Simon, the second sentence of the third bullet point in the lower section of Page 38 would be revised as amended by Vice-Chairman Woodard to read as, "Neither Town Counsel nor the Board of Selectmen will review or edit the written

arguments for substance, opinion, or accuracy.”, and the last bullet point on page 38 would be deleted completely as suggested by Selectman Simon and Vice-Chairman Woodard.

It was on motion unanimously

VOTED: To approve the Draft “Board of Selectmen Ballot Question Policy and Schedule for discussion on January 24, 2017,” as amended tonight and noted above.

Town Manager Performance Evaluation – Discussion Regarding Review of Process and Schedule

At 9:35 p.m., Chairman Iuliano opened a discussion regarding the Town Manager performance evaluation process and schedule. The Board was previously in receipt of copies of a draft for the April 5, 2016 Meeting of the “Town of Sudbury Evaluation Process for the Town Manager.”

Chairman Iuliano reviewed that the Town Manager will provide the Board with her narrative self-evaluation by March 1, 2017, and the Selectmen will email their checklists and narratives to the Evaluation Subcommittee by March 15, 2017. She highlighted the schedule calls for the evaluation to be reviewed and approved by April 30, 2017.

Board of Selectmen’s Newsletter - Discussion

At 9:37 p.m., Chairman Iuliano opened a discussion regarding the first Board of Selectmen’s Newsletter. The Board was previously in receipt of copies of guidelines suggested by Vice-Chairman Woodard. In addition, copies of the draft articles submitted by Board members were distributed tonight.

Vice-Chairman Woodard stated he made minor edits to the articles submitted, and he organized them by what he assumes will be of the most interest to residents.

The consensus of the Board was that more photographs should be added, and Board members were asked to submit them quickly.

Vice-Chairman Woodard stated he would continue to refine formatting the final articles and send them along with an announcement to the Town Manager for distribution.

It was on motion unanimously

VOTED: To approve the articles submitted by the Selectmen, as reviewed tonight, to be published in the first Board of Selectmen’s Newsletter.

Citizens’ Comments – Continuation

At 9:39 p.m., Chairman Iuliano announced no citizens had 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.

Town Manager Rodrigues stated she would like to discuss the Enterprise Funds and Capital Budgets at the February 28, 2017 Board Meeting. She stated the February 28, 2017 Meeting will be a Joint Meeting with the Finance Committee to discuss budgets and to hear a presentation regarding the recommended

Community Preservation Act articles for funding. It was also suggested to announce at the February 28, 2017 Meeting that the Board is interested in hearing from those interested in writing pro and con arguments for the ballot.

Selectman Haarde suggested adding a discussion with the Sudbury Housing Authority as a future agenda item.

Vice-Chairman Woodard stated a continuation of tonight's discussion regarding next steps for the Melone property should be a future agenda item.

Opt-Out Incentive Program

It was on motion unanimously

VOTED: To approve to continue the Opt-Out Incentive Program through June 30, 2019 for those Active Employees who currently participate in the program and for those Active Employees enrolled in our health plans and who Opt Out of being covered by the Town of Sudbury health plans, as described in the attached document "Opt-Out Incentive Program, w/updates for 7/1/17", as recommended by Maryanne Bilodeau, Asst. Town Manager/HR Director.

Minutes

It was on motion unanimously

VOTED: To approve the Regular Session Meeting Minutes of January 24, 2017.

National Multiple Sclerosis Society – Special Permit – “Bike MS Minuteman Ride”

It was on motion unanimously

VOTED: To grant a Special Permit to the National Multiple Sclerosis Society to hold the “Bike MS Minuteman Ride” on Saturday, July 15, 2017, from 9:00 a.m. through approximately 3:00 p.m., subject to Police Department safety requirements, proof of insurance coverage and the assurance that any litter will be removed at the race's conclusion.

National Brain Tumor Society – Special Permit – “Boston Brain Tumor Ride”

It was on motion unanimously

VOTED: To grant a Special Permit to the National Brain Tumor Society to hold the “Boston Brain Tumor Ride” on Sunday, May 21, 2017 from 7:30 a.m. through approximately 2:45 p.m., subject to compliance with conditions outlined by the Police and Fire Departments, Department of Public Works and Park and Recreation, subject to receipt of a certificate of liability.

Grant of Easement – Chabad Center of Sudbury - 100 Horse Pond Road

It was on motion unanimously

VOTED: Pursuant to the provisions of G.L. c. 83, §4, Article XII s. 3 of the Sudbury General Bylaws, and any other enabling authority, vote to accept the Grant of Easement set forth in the document entitled

“DECLARATION OF RESTRICTIVE COVENANTS AND GRANT OF EASEMENT REGARDING STORM WATER MANAGEMENT SYSTEM” granted by Chabad Center of Sudbury, for stormwater system maintenance purposes upon the property shown as 100 Horse Pond Road as “Plan of Land in Sudbury, Mass.,” prepared for Olive T. Stone by Schofield Brothers, Inc., dated April 24, 1986 recorded with the Middlesex South Registry of Deeds as Plan No. 1176 of 1986.

Program Contributions and Donations Account – Donation

It was on motion unanimously

VOTED: To accept, on behalf of the Town, a \$200 donation from the Jeffrey and Polly Heier Family fund, Fidelity Charitable, to the Program Contributions and Donations account, 191448/483100, as requested by Kayla McNamara, Director of Parks, Recreation & Aquatics.

Teen Center Parent Board – Donation

It was on motion unanimously

VOTED: To accept, on behalf of the Town, a donation from the Teen Center Parent Board of the following items: two 39" Insignia TV's, two Rocketfish TV wall mounts, a new Playstation 4 system, one Sony controller (PS4), PS4 Minecraft Game, PS4 FIFA 17 Game, PS4 NBA 2K17 Game, and PS4 Madden NFL 17 Game, for a total value of \$1,013.80. These items are for use at the Teen Center, and/or programs under the direction of the Youth Coordinator/Teen Center Director and the Park and Recreation Director, and to send a thank-you letter to the Teen Center Parent Board for their generous donation to the Park and Recreation Department.

Election Officers - Appointments

It was on motion unanimously

VOTED: To appoint Sudbury registered voters, Karen S. Regan, Unenrolled, of 32 Singletary Lane, Judy A. Reed, Unenrolled of 207 Pratt's Mill Road, Walter A. Reed, Republican, of 207 Pratt's Mill Road and Michael Dziekan, Democrat, of 48 Raynor Road as Election Officers for terms to expire on August 14, 2017, as recommended by the Town Clerk.

Goodnow Library – One Day All- Alcohol License

It was on motion unanimously

VOTED: To grant a one-day All Alcohol License to Goodnow Library Foundation, Inc., to accommodate an Annual Fundraiser on Saturday, March 4, 2017 from 7:00 p.m. to 10:00 p.m. at Goodnow Library, 21 Concord Rd, subject to the use of a TIPS-trained bartender and a receipt of a Certificate of Liability.

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

Attest: _____

Melissa Murphy-Rodrigues
Town Manager-Clerk