

IN BOARD OF SUDBURY SELECTMEN  
TUESDAY, MARCH 21, 2017

Present: Chairman Susan N. Iuliano, Vice-Chairman Charles C. Woodard (participated remotely), Selectman Robert C. Haarde, Selectman Leonard A. Simon, Selectman Patricia A. Brown and Assistant Town Manager Maryanne Bilodeau

Absent: 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. She welcomed Assistant Town Manager Maryanne Bilodeau to the Meeting to cover duties for Town Manager Rodrigues. She announced Vice-Chairman Woodard would be participating remotely in the Meeting. She also announced Vice-Chairman Woodard's last Selectmen's Meeting will be on April 4, 2017 and there will be a reception prior to the Meeting at Grange Hall from 5:30 p.m. to 7:00 p.m. for people to thank Vice-Chairman Woodard for his years of service to the Town and to wish him well.

**Reports from the Town Manager**

Assistant Town Manager Bilodeau stated the Town Assessor's Office will soon begin conducting its mandatory interior home inspections, and she noted more information is available on the Town website. She announced Board of Selectmen's Office Hours will be held on March 23, 2017 from 9:00 a.m. to 10:00 a.m. at the Senior Center, with Selectman Brown and Chairman Iuliano in attendance. Ms. Bilodeau also reminded citizens of the Town Election on March 27, 2017, noting polls will be open from 7:00 a.m. to 8:00 p.m., and the last day to file an absentee ballot is Friday, March 24, 2017 at 5:00 p.m. She also announced the Council on Aging is looking for candidates for membership.

**Reports from the Board of Selectmen**

There were no reports offered by the Selectmen.

**Citizen's Comments**

At 7:33 p.m., Chairman Iuliano recognized Sudbury resident Bill Schineller, 37 Jarman Road.

Mr. Schineller presented prepared comments to the Board regarding Eversource's intention to file a petition soon with the State Siting Board for transmission lines to run through Sudbury. He stated he enjoys the Sudbury he moved to and he does not want to have large areas of clear-cutting done to accommodate overhead transmission lines. He referenced that decades ago the Town fought Boston Edison for several years to make the utility company place the lines on the streets. Mr. Schineller urged the Board to fight Eversource to have the transmission lines put underground and to do the right thing for the Town's residents and its aesthetics.

**Joint Meeting with the Board of Health to Discuss Town Meeting Petition Articles**

Present: Lincoln-Sudbury Regional High School Environmental Group Staff Advisor Eleanor Burke and Group Members Julie Concannon, Cecilia Barnes, Elizabeth Kaufmann, Anjali Das, Elizabeth Concannon, Lucy Bergeron and Nicole Garay, Board of Health Chair Carol Bradford and Board of Health Director William Murphy

At 7:37 p.m., Chairman Iuliano opened a Joint Meeting with the Board of Health to discuss the proposed May 2017 Town Meeting Petition articles regarding “Plastic Bottle Water Regulations Bylaw” and “Plastic Check-Out Bag Ban Bylaw.” She welcomed Lincoln-Sudbury Regional High School Environmental Group (L-SRHS) Staff Advisor Eleanor Burke and student group members to the Meeting. The Board was previously in receipt of copies of the two Warrant articles.

Through the use of a PowerPoint presentation, L-SRHS Environmental Group members explained the objectives of the Petition Articles. Member Elizabeth Concannon stated the group has been working hard to educate people on the need for the two Articles.

Group member Cecilia Barnes summarized the two proposed articles, noting the purpose of the proposed bylaws is to protect the Town’s beauty, reduce litter, protect the health of present and future citizens and to save the Town money which is spent on one-use water bottles under one liter and to reduce the number of single-use plastic checkout bags that are distributed in Town and to promote the use of reusable bags. She emphasized the Group is willing to work with businesses to identify alternative sustainable options.

Group member Elizabeth Kaufmann displayed photographs of plastic litter found throughout Sudbury and she provided some statistics regarding the number of plastic bags per year in the average home and the small percentage which is recycled.

Group member Anjuli Das displayed photographs regarding the environmental impacts of plastics on animals and marine life.

Group member Nicole Garay provided information regarding how much money and resources are spent to produce plastic bottles and their potential health dangers.

Group member Lucy Bergeron explained why it is sometimes hard to educate the public on such issues. She emphasized the proposed bylaws will impact all citizens equally and they will have no impact on the Town budget. Ms. Bergeron stated the intent of the proposed Articles is to help make the transition an easy one.

Group member Julie Concannon provided safety information regarding using and washing reusable bags used to transport meat. She urged people to access information available online regarding the safety and cleanliness of Sudbury’s tap water.

Group member Elizabeth Concannon presented a slide showing other towns which have passed similar bylaws and she listed Sudbury groups who have supported the proposed Articles.

Chairman Iuliano stated the bylaws will be presented as two separate Petition Articles at the May Town Meeting.

Selectman Haarde asked if the Group has also reached out to Lincoln, and members stated they have.

Selectman Simon thanked the Group for raising these important local issues. He noted the Transfer Station has a recycling program and Sudbury Farms recycles plastic bags. Selectman Simon urged Group members to attend the Town Meeting to present their arguments. He also commended them on this past Sunday’s *Boston Globe* article featuring their efforts. Selectman Simon asked if they have heard reactions from the supermarkets. Member Lucy Bergeron stated not selling plastic bottles will effect store sales, but the Group is working with them to help identify other revenue options. She emphasized it is not a goal of the bylaws to hurt businesses.

Selectman Simon suggested the Group clarifies in the Town Meeting presentation that only water sales will be banned, which are less than one liter, and not other beverages.

Selectman Brown referenced the water bottle ban proposed Article, noting the Selectmen could suspend the bylaw if it passed at Town Meeting, and she asked if Town Counsel has reviewed this. Assistant Town Manager Bilodeau stated she believes Town Counsel would be reviewing the language. Group member Lucy Bergeron stated they used Concord's language as a basis for their proposals.

In response to a question from the Board, Group member Cecilia Barnes clarified the 3,500 square-foot limit for retail establishment relates only to the plastic bag ban bylaw and that one-time use plastic water bottles would be banned throughout the entire Town.

Vice-Chairman Woodard stated the Group is setting a great example as to how to bring about change. He asked what the cost impact will be for grocery stores. Member Lucy Bergeron stated they will save money from not passing out plastic bags. Chairman Iuliano noted that stores may have to purchase more paper bags, and she encouraged the Group to explore this type of information in advance of Town Meeting.

Selectman Simon encouraged the Group to think of appropriate answers in advance of Town Meeting for those who might believe that plastic bags are convenient.

Board of Health (BOH) Director William Murphy commended the Group on its efforts. He stated he has reached out to Concord and Brookline to learn about what issues were encountered through similar efforts, and he shared some of the feedback received. Mr. Murphy expressed his concern that the bylaws, if passed, could demand more staff time from a limited BOH. He stated it would be helpful to know how many stores in Sudbury use plastic bags and in what quantities. Mr. Murphy highlighted a date error in the Proposed Plastic Bag Ban Bylaw in Section III a. which should read as July 1, 2018 and not 2017.

BOH Chair Carol Bradford commended the Group's efforts to change the public's practices, noting it takes time.

Group members Cecilia Barnes and Lucy Bergeron provided examples of how L-SRHS has made strides in changing practices regarding the use of plastic bottles, and thus they believe this goal should be attainable Town-wide.

Sustainable Sudbury member Bob Morrison, 16 October Road, stated his committee strongly supports the Petition Articles. Mr. Morrison stated a small survey has been done of larger businesses and he shared some feedback received.

Sudbury resident Dick Williamson, 21 Pendleton Road, stated he applauds the Group's efforts because, as a bicyclist, he has experienced first-hand the amount of plastic litter and how it has increased over the years.

At 8:12 p.m., Chairman Iuliano thanked the student Group members for their presentation, and she concluded the discussion.

**Joint Meeting with the Board of Health - Town Meeting Article on Proposed Amendment to In-Ground Irrigation Bylaw – Discussion**

Present: Board of Health Chair Carol Bradford and Board of Health Director William Murphy

At 8:13 p.m., Chairman Iuliano continued the Joint Meeting with the Board of Health to discuss the proposed May 2017 Town Meeting Amendment to In-Ground Irrigation Bylaw article. The Board was previously in receipt of copies of a memorandum from Board of Health Director William Murphy dated March 15, 2017 and the Warrant article.

Mr. Murphy reviewed his memo, noting citizens were concerned during last year's severe drought declarations as to whether private well owners were also to comply with the imposed irrigation restrictions. He explained they are not subject to water use restrictions or limitations under the current bylaw. Mr. Murphy also stated the private wells draw from water sources shared with the Sudbury Water District (SWD). He stated he worked with SWD Member Lisa Eggleston and Town Counsel to draft the proposed change to the current bylaw, which would protect the water supply in drought conditions by making private well owners comply with restrictions/limitations when so declared by the Board of Selectmen. Mr. Murphy stated the proposed Article is supported by the Board of Health.

In response to questions from the Board, Mr. Murphy noted the State develops criteria for warning levels, and he listed the different declaration levels.

Selectman Brown summarized that, if the Selectmen declared severe drought conditions, then all water users, including those who have private wells would need to comply with imposed restrictions.

Selectman Simon stated everyone draws from the same water supply and he believes conserving water is important. He questioned whether the new bylaw could be challenged by a property owner who invested in the installation of a well under the current bylaw. Selectman Simon stated Town Counsel's review of the Article language could be helpful in this regard.

Selectman Haarde asked about enforcement. He also noted a property owner could potentially fight compliance if their well was built under the existing bylaw. Mr. Murphy stated he is concerned as to how much BOH staff time will be needed for enforcement. He also stated the number of wells in Sudbury is not accurately known.

It was noted that drought conditions such as those experienced in 2016 are a rare occurrence.

Vice-Chairman Woodard stated there is a compelling need to protect the Town's water supply for public safety purposes. He asked what would happen for those who do not comply. Mr. Murphy stated there would likely first be a warning, and then they would be subject to a fine.

Chairman Iuliano and Mr. Murphy noted both Boards plan to further deliberate the proposed Article at a later time.

Sudbury resident Bob Beagan, 25 Pine Street, stated he believes property owners who have made a substantial investment in wells on their private property should be fairly taken into consideration.

Sudbury resident Dan DePompei, 35 Haynes Road, asked for clarification as to who imposes the warning levels. Mr. Murphy stated the advisory levels are determined by the State.

It was on motion and roll call unanimously

VOTED: To adjourn the Joint Meeting of the Board of Selectmen and Board of Health, Selectman Patricia A. Brown, aye, Selectman Robert C. Haarde, aye, Selectman Leonard Simon, aye, Vice-Chairman Charles C. Woodard, aye, and Chairman Susan Iuliano, aye.

**Bruce Freeman Rail Trail Design Task Force – Presentation of Recommendations**

Present: Bruce Freeman Rail Trail (BRFT) Design Task Force Chairman John Drobinski, BFRT Design Task Force Vice Chairman Dan Carty, Task Force Members Bobby Beagan, Charles Russo, Lana Szwarcz, and Leroy Sievers, Environmental Planner Beth Suedmeyer and VHB representative Tracie Lenhardt

At 8:30 p.m., Chairman Iuliano opened a discussion regarding the recommendations of the Bruce Freeman Rail Trail (BFRT) Design Task Force. Copies of the PowerPoint slides for tonight's presentation, an aerial view of possible alternative routes and spreadsheets reflecting an "Alternative Ranking Matrix" for BFRT Off-Trail Alternatives, and a spreadsheet regarding "Considerations for Various Trail Treatments along the Rail Road Alignment" were distributed tonight.

With the use of a PowerPoint presentation, Environmental Planner Beth Suedmeyer stated the BFRT project is approaching 25% design completion to then be reviewed by the Department of Transportation (DOT).

BFRT Design Task Force Chairman John Drobinski displayed a slide of the Task Force's Mission Statement, noting he believes nearly all the objectives have been satisfied, with the exception of some cost estimates.

Ms. Suedmeyer stated the Task Force has held six public meetings and 16 meetings and/or presentations have been held since the Task Force was formed by the Selectmen. She noted there have been meetings to solicit input from the Department of Public Works (DPW), Fire Department, Board of Health, Planning Board, Historic Districts Commission, Council on Aging, Conservation Commission, and Parks and Recreation Commission. She also stated the Task Force has reached out to the Chamber of Commerce, both School systems, the Agricultural Commission and the Energy and Sustainability Committee. Ms. Suedmeyer highlighted a Public Meeting was held with abutters (along with two individual abutter meetings) and a Public Information Meeting was held on March 9, 2017.

Ms. Suedmeyer displayed a slide of "Alternative Routes Considered," and she summarized the color-coded green and blue routes shown. She noted the design consultant VHB was contracted to investigate the Union Avenue (green route) and to look at more alternative routes as part of the wetlands impact analysis.

Mr. Drobinski stated the Task Force determined none of the presented roadway alternative options were feasible due to a limited right-of-way, lack of abutter support, cost, safety concerns at roadway intersections and numerous driveway intersections, and the lack of a true rail trail experience. He further stated the Task Force recommends that the design team should continue to collaborate with concerned businesses abutting the rail corridor to identify potentially more feasible alternatives. Mr. Drobinski displayed photos of Union Avenue and Concord Road, noting how narrow they are.

Mr. Drobinski stated the Task Force has recommended a paved surface for the trail because it considers user safety, safer access for vehicles, easier maintenance, and continuity with the BFRT to the north, and containment of potential railroad contaminants. He also stated bridge surfaces are anticipated to be paved, and the surface for boardwalks is yet to be determined. Mr. Drobinski stated the Task Force has recommended a standard trail width of a ten-foot path with two to three-foot shoulders (depending on the adjacent slope and need for a barrier) and he displayed a slide regarding a typical cross section, noting there are challenge areas.

Ms. Suedmeyer stated consideration is being given to minimizing impacts from the project, especially environmental impacts and those to abutters. She displayed an aerial view slide of challenging areas.

Mr. Drobinski stated the Task Force has recommended the following treatments for challenge areas: challenge area #1 south of Hudson Road (650 feet) – 14-foot elevated boardwalk, challenge area #2 south of North Road (1,200 feet) – reduced width and retaining walls -10-foot path and one-foot shoulders. He stated the Task Force recommendation vote regarding Challenge Area #2 was a majority vote and it was not unanimous, noting some members believed there would be permitting challenges.

Regarding roadway intersections, Ms. Suedmeyer stated standard pedestrian crossings at several locations have been reviewed by VHB, which she listed, and rectangular rapid flashing beacons for Old Lancaster Road, Haynes Road and Pantry Road have been recommended. In addition a pedestrian signal has been recommended for Hudson Road and North Road and renderings were shown of several of these areas.

Mr. Drobinski presented the Task Force recommendations regarding roadway intersections as follows: Hudson Road – avoid large overhead mast arm for signals, and to synchronize it with the Town Center signals per the request of the Fire Department, Morse Road – consider supplemental signage to slow down vehicles and bicyclists, Pantry Road – consider supplemental signage to slow down vehicles and a design is needed to allow for safe vehicle access, Peakham Road (and Hudson Road) – concern with proposed elimination of right-hand turn lane, need to determine appropriate intersection mitigation to protect path users, conduct further investigations of impacts to traffic, and possibly look at traffic data available from proposed Sudbury Station development. He also presented additional recommendations of the Task Force for the next (75%) design phase including: to prepare natural resources technical memo consolidating information to supplement wetlands permitting process (Concord example was referenced), upgrade culverts as needed and where there are opportunities to improve environmental condition of streams and adjacent wetlands, identify environmental impact mitigation options, reuse existing stones from the Pantry Brook abutments and retain the cattle passages to the extent possible and to clarify if a boardwalk design will meet H10 or H20 loading capacity (he noted this last item would need to be worked through with the DEP and Sudbury Public Safety Departments. Mr. Drobinski further stated recommendations for ongoing investigations also included the following: to continue to coordinate with abutters and identify suitable mitigation (in particular with Cavicchio and Method's Machine), to identify opportunities for improving the environmental condition adjacent to the corridor and discuss this with the design engineers, to conduct outreach to interested groups and relevant Town committees on parking and trail interconnectivity (especially the Schools and the Park and Recreation Commission) to make the trail a real Town asset, to reach out to the Chamber of Commerce and business community so they are integrated into the future rail trail, and to respond to comments and feedback received from citizens and businesses so they know their input was valued.

Mr. Drobinski asked for guidance regarding the Board's expectations for a final report and for determining the next steps for the Task Force. He stated members are willing to continue to serve if they are needed ( although one member may need to be recused during the permitting phase).

Chairman Iuliano thanked the Task Force for the substantial work it has done, and she stated the Board would further discuss the recommendations at its April 4, 2017 Meeting. She stated the Selectmen met earlier tonight in Executive Session regarding the funding for the remainder of the design phase of the project. Chairman Iuliano further stated the Board voted to release a confidential opinion from Town Counsel regarding the best funding approach in order to use Community Preservation Act funds, which would include pursuing a lease, which could only be terminated for good cause, from the Department of Transportation (DOT) for at least 30 years.

Selectman Simon stated he attended nearly all of the Task Force meetings, and he commended the members for the remarkable amount of work accomplished in two months. He noted the recommendations

include input from several Town Departments, and he commended Ms. Suedmeyer for the work she has done to coordinate and facilitate the project. Selectman Simon stated he believes the Selectmen now need to communicate the recommendations made to VHB so the 25% design can be submitted to DOT. He emphasized time is of the essence, and he urged the Board to vote tonight on the three key recommendations regarding surface, challenge area treatments, and width which VHB needs to proceed with its work. Selectman Simon stated the Metropolitan Planning Office recently stated there will be TIP funding available in 2019 for the Bruce Freeman Rail Trail, and he encouraged Sudbury to get its submission in so it is in queue for funding. He also stated further changes can be made at a later stage, and approval of the recommendations does not lock in the Town.

Selectman Brown asked for further clarification in the form of a narrative of the matrix and charts provided tonight. Mr. Drobinski stated this could be provided.

Selectman Haarde expressed his concern that project planning for the rail trail be sensitive to Town businesses and their issues, especially Cavicchio and Methods Machine. Mr. Drobinski stated the Task Force discussed this and there are alternative options to help serve the interests of Cavicchio and Methods Machine under discussion with Town Counsel. Selectman Simon stated both of these businesses also attended a Task Force meeting and expressed their concerns. Selectman Haarde stated he believes the more communication and outreach there is with interested parties the better it will be for the project. He also believes the Town needs to reach an agreement with Mr. Cavicchio as part of this process. Mr. Drobinski and Chairman Iuliano concurred.

Vice-Chairman Woodard stated communication with businesses which are abutters is very important. He stated the next step in this process should be to get the 25% design submission to the State. Vice-Chairman Woodard stated he believes the Board does not need to wait two weeks until its next meeting to accept tonight's report and recommendations. Selectman Simon concurred.

Chairman Iuliano questioned whether it would be better to deliberate the recommendations at the April 4, 2017 Board Meeting. She asked for confirmation that the Board would still have opportunities for follow-up on items at a later stage in the process. Ms. Suedmeyer stated the recommendations highlighted tonight for width, surface, and challenge-area treatments will help further the 25% design submission to DOT and it is anticipated other revisions could be revisited in the 75% design.

Task Force member Lana Szwarcz stated the abutters have made their concerns clear in the meetings held and in communications.

Vice-Chairman Woodard asked what is most needed from the Board to facilitate the 25% design submission to DOT. Ms. Suedmeyer stated approved recommendations on width, surface treatment and challenge-area treatments would be most helpful. Selectman Simon suggested the Board should vote on these three recommendations tonight. Vice-Chairman Woodard concurred, noting he thinks it would be best to not delay the work of VHB.

Ms. Suedmeyer stated VHB representative Tracie Lenhardt has noted VHB is contracted to investigate one alternative route, which has now been deemed to be infeasible. Thus, a vote tonight would be helpful to direct VHB to redirect its resources elsewhere.

Chairman Iuliano summarized the votes which could be taken tonight as giving VHB a clear indication of the route to investigate with its resources, recommending a trail width and a surface treatment and treatments of challenge areas #1 and #2. She further stated Fire Chief Miles recommended that an ambulance should be able to access the entire trail.

A brief discussion ensued regarding having VHB use its resources to investigate an alternative route which better serves the Cavicchio property. Selectman Brown asked what this would look like. Mr. Drobinski stated it would need to be negotiated between the Town, Mr. Cavicchio and the DOT.

Sudbury resident Dan DePompei, 35 Haynes Road, suggested it might be presumptive to consider altering the alignment for the Cavicchio property, and that it might limit the Town's negotiating options. Mr. Drobinski stated it will be up to the engineers to research the options, and if the areas are environmentally sensitive they will go before the Conservation Commission.

It was on motion and on roll call unanimously

VOTED: To authorize VHB to use resources which would be used to explore alternative routes for Union Avenue and apply them for use to consider a modification for where the rail trail crosses the Cavicchio property, Selectman Patricia A. Brown, aye, Selectman Robert C. Haarde, aye, Selectman Leonard Simon, aye, Vice-Chairman Charles C. Woodard, aye, and Chairman Susan Iuliano, aye.

It was also on motion and on roll call unanimously

VOTED: To recommend to VHB that the surface of the rail trail be a standard ten-foot wide paved surface with the exception of challenge areas #1 and #2, Selectman Patricia A. Brown, aye, Selectman Robert C. Haarde, aye, Selectman Leonard Simon, aye, Vice-Chairman Charles C. Woodard, aye, and Chairman Susan Iuliano, aye.

Chairman Iuliano requested a vote regarding treatment of the challenge areas be deferred to the Board's April 4, 2017 Meeting. Task Force member Charles Russo and Mr. Drobinski explained there was not conflict on the Task Force regarding Challenge Area #2's non-unanimous vote, and they noted it received a majority vote. Ms. Szwarcz stated the members were comfortable that revisions, if necessary and especially regarding boardwalks, could be made in the 75% design phase.

Chairman Iuliano stated she is inclined to want to keep the Task Force available for input through the 75% design phase. Selectman Brown concurred, stating it would be good to be able to use the knowledge gained by this group.

Regarding guidance for the Task Force's report, Selectman Brown asked that it includes text and narrative copy regarding the matrices and charts provided.

It was on motion and on roll call unanimously

VOTED: In principal, to accept the Bruce Freeman Rail Trail Design Task Force recommendations as presented tonight, and to thank the Task Force for its work, Selectman Patricia A. Brown, aye, Selectman Robert C. Haarde, aye, Selectman Leonard Simon, aye, Vice-Chairman Charles C. Woodard, aye, and Chairman Susan Iuliano, aye.

### **FY18 Budget and the Use of Free Cash - Discussion and Potential Vote**

At 10:08 p.m., Chairman Iuliano opened a discussion regarding the FY18 Budget and the use of Free Cash. The Board was previously in receipt of copies of a spreadsheet entitled "Free Cash – Override Budget" and another spreadsheet entitled "Free Cash – Non-Override Budget."

Chairman Iuliano stated the Finance Committee has asked if the Board would consider recommending the use of Free Cash to fund the proposed Eversource and Sudbury Station litigation articles for the May 2017 Town Meeting as opposed to the Stabilization Fund. She reported the Finance Committee voted to support the bulk of the capital articles, and it reiterated its position to retain .5% of the current year's Operating Budget in reserve.

A brief discussion ensued regarding the pros and cons of funding the litigation articles with Free Cash, which would necessitate not funding another article (possibly the Bruce Freeman Rail Trail (BFRT) Design) currently listed on the Free Cash spreadsheets distributed tonight or reprioritizing projects.

Chairman Iuliano stated she views the Stabilization Fund as an appropriate funding source for the litigation articles.

Selectman Brown stated there is only one tax levy for the Town and wherever the funds come from, they all relate back to the levy. Vice-Chairman Woodard stated he believes Selectman Brown is confusing two separate issues and he clarified that the override is intended for the operating budget. He also emphasized the proposed capital items have been vetted, reduced, and prioritized, and he believes the time is right to properly fund the BFRT design. Selectman Simon concurred.

It was on motion and on roll call

VOTED: To fund the May 2017 Town Meeting Sudbury Station litigation article from Free Cash, Selectman Patricia A. Brown, aye, Selectman Robert C. Haarde, aye, Selectman Leonard Simon, nay, Vice-Chairman Charles C. Woodard, nay, and Chairman Susan Iuliano, nay.

A motion was made to fund the May 2017 Town Meeting Eversource litigation article from Free Cash, but the motion was not seconded, and thus there was no vote taken.

#### **Board of Selectmen's Meeting Schedule – Discuss and Possible Vote to Reschedule Meetings**

At 10:27 p.m., Chairman Iuliano opened a discussion regarding rescheduling the May 9, 2017 Board of Selectmen's Meeting and possibly a few summer 2017 meetings. She explained May 9, 2017 is the Special Town Election so the previously scheduled Board Meeting for May 9, 2017 needs to be rescheduled or cancelled.

Selectman Haarde suggested the May 9, 2017 Meeting may not need to be rescheduled, since it so closely follows the May Town Meeting.

Chairman Iuliano asked Board members to keep May 16, 2017 as a possible meeting date, if needed.

It was on motion and roll call unanimously

VOTED: To cancel the Board of Selectmen's May 9, 2017 Meeting, Selectman Patricia A. Brown, aye, Selectman Robert C. Haarde, aye, Selectman Leonard Simon, aye, Vice-Chairman Charles C. Woodard, aye, and Chairman Susan Iuliano, aye.

Chairman Iuliano stated Town Manager Rodrigues has asked the Board to review its June and July 2017 Meeting dates to see if any should be rescheduled. It was mentioned that the June 20, 2017 Meeting could possibly be changed to June 13, 2017. Board members were asked to review their summer calendars and to make Chairman Iuliano and Town Manager Rodrigues aware of any conflicts.

**May 2017 Annual Town Meeting Articles - Take Positions and Assign Presentations**

At 10:30 p.m., Chairman Iuliano stated the agenda item to discuss the 2017 May Annual Town Meeting and the assignment of presentations and the taking of any remaining positions on articles will be postponed to a future Meeting agenda.

**May 9, 2017 Special Town Election Ballot Question – Discussion and Selection of Persons to Write Supporting and Opposing Arguments**

At 10:31 p.m., Chairman Iuliano opened a discussion regarding the selection of persons to write supporting and opposing arguments for an Override Ballot Question on the May 9, 2017 Special Town Election Ballot. She stated Fire Chief Miles and Sudbury Public Schools Superintendent Anne Wilson have offered to write arguments in favor of the Override Ballot question and there have been no volunteers to write opposing arguments.

It was on motion and on roll call unanimously

VOTED: To ask Fire Chief Bill Miles and Sudbury Public Schools Superintendent Anne Wilson to write arguments in favor of the May 9, 2017 override ballot question and to ask Town Counsel Barbara Saint Andre to write the opposing argument, Selectman Patricia A. Brown, aye, Selectman Robert C. Haarde, aye, Selectman Leonard Simon, aye, Vice-Chairman Charles C. Woodard, aye, and Chairman Susan Iuliano, aye.

**Citizens' Comments – Continuation**

At 10:25 p.m., Chairman Iuliano announced no citizens had requested time for comments tonight.

**Future Board of Selectmen Agenda Items - Discussion**

At 10:33 p.m., Chairman Iuliano opened a discussion regarding future agenda items. She stated the Town Manager's evaluation will be discussed at the April 4, 2017 Board Meeting and the Bruce Freeman Rail Trail Design Task Force recommendations will be discussed again.

**Minutes**

Copies of two requested edits to the February 28, 2017 Meeting Minutes by Selectman Brown and a revised draft of the February 28, 2017 Meeting Minutes incorporating the edits were distributed tonight.

It was on motion and on roll call unanimously

VOTED: To approve the Regular Session Meeting Minutes of February 28, 2017, as amended by Selectman Brown, Selectman Patricia A. Brown, aye, Selectman Robert C. Haarde, aye, Selectman Leonard Simon, aye, Vice-Chairman Charles C. Woodard, aye, and Chairman Susan Iuliano, aye.

**Sudbury Cultural Council - Appointments**

It was on motion and on roll call unanimously

VOTED: To appoint Martha Romanoff, 21 Pokonoket Avenue, and Claudia Brandon, 60 Balcom Road, to the Sudbury Cultural Council, for terms ending October 30, 2020, Selectman Patricia A. Brown, aye,

Selectman Robert C. Haarde, aye, Selectman Leonard Simon, aye, Vice-Chairman Charles C. Woodard, aye, and Chairman Susan Iuliano, aye.

**Special Permit – Sudbury Companies of Minute and Militia – April 19, 2017**

It was on motion and on roll call unanimously

VOTED: To grant a Special Permit to the Sudbury Companies of Minute and Militia, to hold the annual Parade to Commemorate Patriot's Day on Wednesday, April 19, 2017, from 5:30 a.m. through approximately 12:00 p.m., subject to Police Department safety requirements, Proof of Insurance Coverage and the assurance that any litter will be removed at the Parade's conclusion, Selectman Patricia A. Brown, aye, Selectman Robert C. Haarde, aye, Selectman Leonard Simon, aye, Vice-Chairman Charles C. Woodard, aye, and Chairman Susan Iuliano, aye.

**DCL League Meet- Donation to Atkinson Pool Scoreboard Trust Account**

It was on motion and on roll call unanimously

VOTED: To accept, on behalf of the Town, a \$144 donation from the DCL League Meet, to the Atkinson Pool Scoreboard Trust Account, 7168-000/598000, as requested by Kayla McNamara, Director of Parks, Recreation & Aquatics, Selectman Patricia A. Brown, aye, Selectman Robert C. Haarde, aye, Selectman Leonard Simon, aye, Vice-Chairman Charles C. Woodard, aye, and Chairman Susan Iuliano, aye.

**Grant of Easement Regarding Stormwater Management System – BPR Development LLC – Meadow Walk – Village Retail Lot 1**

It was on motion and on roll call 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, 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 BPR DEVELOPMENT LLC, for stormwater system maintenance purposes upon the property shown as Lot 1 on a plan of land entitled "Subdivision Plan of Land in Sudbury, Massachusetts", prepared by VHB, Inc., dated May 6, 2016 and recorded with the Middlesex South District Registry of Deeds as Plan No. 1005 of 2016, Selectman Patricia A. Brown, aye, Selectman Robert C. Haarde, aye, Selectman Leonard Simon, aye, Vice-Chairman Charles C. Woodard, aye, and Chairman Susan Iuliano, aye.

**Grant of Easement Regarding Stormwater Management System – BPR Sudbury Development LLC – Meadow Walk – Village Retail Lot 2**

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, 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 BPR SUDBURY DEVELOPMENT LLC, for stormwater system maintenance purposes upon the property shown as Lot 2 on a plan of land entitled "Subdivision Plan of Land in Sudbury, Massachusetts", prepared by VHB, Inc., dated May 6, 2016 and recorded with the Middlesex South District Registry of Deeds as Plan No. 1005 of 2016, Selectman Patricia

A. Brown, aye, Selectman Robert C. Haarde, aye, Selectman Leonard Simon, aye, Vice-Chairman Charles C. Woodard, aye, and Chairman Susan Iuliano, aye.

**Grant of Easement Regarding Stormwater Management System – Sudbury Senior Housing LLC**

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, 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 Sudbury Senior Housing LLC, for stormwater system maintenance purposes upon the property shown as Lot 5 on a plan of land entitled "Subdivision Plan of Land in Sudbury, Massachusetts", prepared by VHB, Inc., dated May 6, 2016 and recorded with the Middlesex South District Registry of Deeds as Plan No. 1005 of 2016, Selectman Patricia A. Brown, aye, Selectman Robert C. Haarde, aye, Selectman Leonard Simon, aye, Vice-Chairman Charles C. Woodard, aye, and Chairman Susan Iuliano, aye.

There being no further business, the meeting adjourned at 10:36 p.m.

Attest: \_\_\_\_\_  
Maryanne Bilodeau  
Assistant Town Manager