

IN BOARD OF SUDBURY SELECTMEN
TUESDAY, MAY 15, 2018

Present: Chairman Robert C. Haarde, Vice-Chairman Leonard A. Simon, Selectman Patricia A. Brown, Selectman Daniel E. Carty, Selectman Janie Dretler and Town Manager Melissa Rodrigues

The statutory requirements as to notice having been complied with, the meeting was convened at 7:00 p.m. in the Lower Town Hall.

Opening Remarks by Chairman

At 7:00 p.m., Chairman Haarde opened the meeting announcing that the Annual Town Meeting went very well and he congratulated staff, Town legislators, and voters.

Chairman Haarde welcomed newly appointed Selectman Janie Dretler. He shared that the storm debris clean-up is just about done, was completed ahead of schedule, and some chipping is currently being done. Town Manager Rodrigues added that remaining storm debris will still be accepted at the Transfer Station for a limited time. The Chairman further added that the Sudbury Annual Roadside Clean-up will take place this Saturday, May 19, and all assistance is appreciated.

Chairman Haarde stated that Special Town Election will be held on June 12, and added that the Regional Open Meeting Law Training will be held May 16, from 5:30 p.m.–7:30 p.m. in Lower Town Hall.

Chairman Haarde announced that Sudbury recently joined the AARP Livable Communities Network. He mentioned that the Livable Communities survey put out by the UMASS McCormack Graduate School can be found on the Town website for residents to complete online, and will be available on the website for another six days.

Reports from Town Manager

Town Manager Rodrigues reminded residents that the Bag and Bottle Bill goes into effect on July 1. She suggested that residents review the bill.

Town Manager Rodrigues announced that Sudbury was awarded the Housing Choice designation as proclaimed by the Governor, meaning that there will be some access to grant monies for the Town, as well as receiving additional points when applying for various grants.

Town Manager Rodrigues thanked Park and Recreation for babysitting services provided during the Town Meeting. Six people signed up for the babysitting services, and four attended. The Town would like to continue this service in the future.

Reports from Selectmen

Vice-Chairman Simon stated that the Friends of the Bruce Freeman Rail Trail sponsored an event last Friday celebrating the 5-mile trail completion, which he attended. Lt. Governor Polito was there for the opening, and the state is taking a leading role in establishing a network of interconnecting trails throughout the state -- the Interagency Rails Team. This program is a great benefit to the communities in the state for all residents including accessibility for the disabled and elderly. He hopes that Sudbury moves forward with the design process of the proposed trail in the next several weeks.

Selectman Brown congratulated Town Manager Rodrigues and the Town Moderator for a great Town Meeting.

Selectman Carty also repeated congratulations to all involved in the Annual Town Meeting. He also welcomed Selectman Janie Dretler to the Board. The Annual Roadside Clean-up will take place on Saturday, and there will also be a Repair Café from 9 a.m.–12:00 p.m. at the Senior Center. The Livable

Sudbury Community survey is still open on the Town website until May 21. The LS Boosters are having their annual golf tournament on Friday, May 18th at 7:30 a.m. at the Wayland Country Club.

Selectman Dretler thanked the Board for their welcoming words.

Vice-Chairman Simon urged residents to bring bags to the grocery store as the Bag and Bottle Bill goes into effect.

Citizen's Comments on Items Not on Agenda

There were no citizen's comments.

Consent Calendar

Chairman Haarde presented six items for the Selectmen's vote.

Accept the Grant of Easement at "Wigwam Hill"

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 STORMWATER MANAGEMENT SYSTEM" granted by Eligius Homes Company, Inc., for stormwater system maintenance purposes upon the property shown as "Wigwam Hill, Definitive Subdivision of Land in Sudbury, Mass. Surveyed for Defense Housing Trust" by Charles A. Perkins Co., Inc., dated May 21, 1971 that is recorded with the Middlesex South Registry of Deeds as Plan No. 172 of 1980.

Approve the regular session minutes of 3/6/18 and 3/20/18

It was on motion unanimously

VOTED: To approve the regular session minutes of 3/6/18 and 3/20/18.

Grant a Special Permit for the "Bicycles Battling Cancer Ride"

It was on motion unanimously

VOTED: To grant a Special Permit to the American Cancer Society, to Hold the "Bicycles Battling Cancer Ride" on Sunday June 10, 2018, from 7:30 A.M. through approximately 4:30 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.

Approve for FY19 the attached list of annual or renewal DPW contracts

It was on motion unanimously

VOTED: To approve for FY19 the attached list of annual or renewal DPW contracts awarded and previously approved for FY18 or to be awarded in FY19 on a Fiscal Year basis or Calendar Year basis by the Town Manager in accordance with procurement requirements and as reviewed by Town Counsel.

Approve the FY19 Annual Support Agreement and License Agreement for Munis Software

It was on motion unanimously

VOTED: To approve the FY19 Annual Support Agreement and License Agreement for Munis Software made by and between Tyler Technologies, Inc. and the Town, and further, to approve renewal for each of two subsequent one year terms at the discretion of the Town Manager.

Approve the FY19 contract between the Town and Minuteman Library Network, Inc. for the purchase, installation and maintenance of telecommunications equipment

It was on motion unanimously

VOTED: To approve the FY19 contract between the Town on behalf of the Goodnow Library (Participant) and Minuteman Library Network, Inc. for the purchase, installation and maintenance of telecommunications equipment provided to the Goodnow Library for participation in the Network, effective July 1, 2018, as requested by the Goodnow Library Director, said Agreement to be executed by the Town Manager.

Vote to sign warrant for the June 12, 2018 Special Town Election

Vice-Chairman Simon stated that the Board discussed these three warrant questions extensively during Town Meeting and voted on them. Since these three items needed to be bonded, they must go to voters at the Special Town Election on June 12.

It was on motion unanimously

VOTED: To sign warrant for the June 12, 2018 Special Town Election which must be delivered and posted by June 5, 2018.

Public Hearing

At 7:15 p.m., a motion was made to open a Public Hearing.

It was on motion unanimously

VOTED: To open a Public Hearing

Vote to approve license to sell alcoholic beverages and approve the application of Green Cuisine

Present: Vimi Verma, Owner; and Sonny Verma, son of owner.

Vice-Chairman Simon stated that the license involved here is a pouring license. Ms. Verma said that she is asking to change the existing liquor license from a Wine and Malt license to an All-Alcohol license.

Selectman Carty mentioned that Sudbury has two available licenses.

Vice-Chairman Simon asked Ms. Verma when she is moving the restaurant to the new location. Ms. Verma replied that the move was expected within three months. Selectman Carty asked about the new location.

Selectman Brown mentioned that the restaurant would be changing its business structure from Inc. status to a LLC status. Ms. Verma affirmed the proposed business status and added that her lawyer suggested this change.

Vice-Chairman Simon asked Ms. Verma how long she had been manager of the restaurant. She replied she has been the manager since 2009. Vice-Chairman Simon stated that Paani Pure Indian Cuisine has no

record of liquor violation, and that a liquor license is very important to the Town and must be done responsibly. Ms. Verma said that she takes this responsibility very seriously and will be hiring a bartender soon. Vice-Chairman Simon affirmed that Ms. Verma would provide a training program for the new bartender. Ms. Verma replied affirmatively, and added that she hopes to open under the new name of Green Cuisine by the end of July.

Selectman Carty commented that the restaurant is a great place.

Selectman Dretler asked about the layout of Paani, the current restaurant. Ms. Verma said that it seats 70 people with 36 additional seats on the outside patio.

Vice-Chairman Simon stated that the Board of Health, Police and Fire Departments, and the Building inspector have approved the proposed changes.

It was on motion unanimously

VOTED: To close the Public Hearing

Chairman Haarde motioned to approve the liquor license with other changes proposed by the owner.

The motion was seconded.

It was on motion unanimously

VOTED: As the Local Licensing Authority, voted to approve the application of Green Cuisine, Inc, d/b/a Paani - Pure Indian Cuisine, 621A Boston Post Rd., Sudbury, for multiple amendments to its license to sell alcoholic beverages on the premises, under G.L.Ch. 138, s.12, Vimlesh Verma, Manager.

Discussion and appointment of subcommittee to review Selectmen's Policies

Vice-Chairman Simon said that Town Manager Rodrigues worked hard on the Selectmen Policies, which come up to a total of about 25-30 policies to be reviewed. This explanation of policies serves as a refresher course for the entire Board, and enables the Town to see how the Board operates. Vice-Chairman Simon suggested that rather than forming a subcommittee, the Board could review the policies, a few at a time, during a regular Board meeting. He feels this would be more transparent.

Selectman Carty asked how frequently the Selectmen's Policies are reviewed. Vice-Chairman Simon replied that some of the Policies were last reviewed approximately five years ago. Chairman Haarde added that from time to time, Policies have been updated.

Selectman Brown made the statement that anything done in subcommittee would have to go through the Board. Town Manager Rodrigues added that there are Rules and Regulations Committees formed in other communities, and those subcommittees make recommendations and then refer back to the Board for discussion.

Chairman Haarde suggested that meetings do not take up any new topics after 10:00 p.m. for transparency purposes as viewers might retire earlier and miss topics covered after that time, and presenting all this policy information as a full Board would take much time. It is far more expeditious to have policies reviewed in subcommittee, and then discuss amendments/changes to the full Board for approval at regularly scheduled Board meetings.

Selectman Carty felt comfortable with the formation of subcommittees.

Selectman Dretler asked if the entire Board could review policies in a separate open meeting, as it does when setting goals. Chairman Haarde said that it could be done this way, but it would mean extra meetings of the entire Board, when it could be addressed by the Subcommittee, with final changes/amendments to be presented to the full Board at a regularly scheduled meeting.

Selectman Brown said that there are two options to consider here, one having additional meetings, perhaps scheduled at non-standard times at various locations, and the other option is the subcommittee would report to the full Board when final goals and decisions should be made regarding policy.

Chairman Haarde suggested that he, Selectman Brown and Selectman Dretler might compose the subcommittee.

Selectman Brown made a motion to appoint a subcommittee consisting of Bob Haarde, Janie Dretler and Pat Brown to review the Selectmen's Policies.

Vice-Chairman Simon made a motion to amend the motion to include that once the subcommittee review is complete, it must be brought back to the full Board at a separate goals-type Board meeting for review and approval. Chairman Haarde thought that the logistics of that amended motion would be vague, because the meeting schedule is not known yet, and he did not want to mandate that Board members attend extra meetings.

There were no seconded motion to the proposed amended motion.

Town Manager Rodrigues stated that the original motion stood.

It was on motion unanimously

VOTED: To approve the appointment of a subcommittee consisting of Bob Haarde, Janie Dretler, and Pat Brown to review the Selectmen's Policies.

Interview candidate for appointment to the Commission on Disability

At 7:30 p.m., resident and applicant, Patricia Guthy of 24 Pinewood Avenue, said that she has been a resident of Sudbury for some 43 years, served on the Town Report Committee, had been a director of benefits for many years, and a special education teacher for 18 years. She stated that the Commission on Disability is very important to her, and acknowledged that the Sudbury population is aging.

Chairman Haarde thanked Ms. Guthy for her service and her volunteerism.

Selectman Carty asked Ms. Guthy if she had met with Kate Bell, and Ms. Guthy affirmed that she had. Vice-Chairman Simon thanked Ms. Guthy for all her work with children and stated that she had a great background.

Selectman Brown asked Ms. Guthy how she was recruited. Ms. Guthy responded that a neighbor and friend of Kate Bell told her. She added that there are a few residents that she could try recruiting to apply to the Commission on Disability.

Vice-Chairman Simon asked Ms. Guthy when she became aware of the Sudbury Disability Commission. Ms. Guthy answered when she worked on the Town Report 15 years ago.

It was on motion unanimously

VOTED: To approve the Town Manager appointment of Patricia A. Guthy, 24 Pinewood Avenue, to the Commission on Disability for a term to expire 5/31/21.

Discussion and possible vote on Fairbank Task Force recommendations

Chairman Haarde stated that the Task Force, the Council on Aging and Park and Recreation have agreed on the same scenario for a new Fairbank Center, and he supported their recommendation.

Selectman Brown mentioned to the Board that they received the recommendation from the Task Force, as well as from Park and Recreation and the Council on Aging. The Fairbank Task Force feels that it has fulfilled its purpose, and now a different committee with a different mission should take over.

Selectman Brown stated that the least the Board can do is to bring this before the Town and make sure that the positive aspects for the new center are understood, as well as the cost. The plan is educate residents this summer and then vote in the fall.

Selectman Carty stated that the two Fairbank studies came up with the same results and that he would like to dive into the finances of the proposed project, and wants to understand the financial aspect. He detailed that he submitted his questions to the consultant, but did not get all his questions answered. Chairman Haarde agreed that addressing the financial aspect of this project was very important. Vice-Chairman Simon agreed and asked who the Board should speak to about these unanswered questions. Selectman Carty suggested that individual might be Finance Director Dennis Keohane.

Town Manager Rodrigues said that everything must be put in laymen's language, and that would be the goal this summer. Selectman Carty said that if the Board wants to put this before the Town voters, then everything must be fully understood.

Selectman Dretler stated that her concern is timing.

Town Manager Rodrigues said that the Fairbank Task Force did a great job, and now education and awareness is needed. Selectman Dretler said that summer could be a difficult time for awareness education, as many people are on vacation, and suggested that a better time for this might be in the fall.

Vice-Chairman Simon made mention of the fact that the roof at Fairbank needed repair, and had been in poor condition since 2012. Vice-Chairman Simon further stated that the Fairbank Task Force are the most knowledgeable people about this project, and should not disband, but perhaps remain in an advisory capacity.

Chairman Haarde asked the Board if they thought that a promotion committee should be formed. Selectman Carty asked if that committee should be composed of two or three members.

Selectman Dretler stated that she would like to see members of the Task Force be involved, as they are the most knowledgeable about Fairbank.

Resident and Task Force Committee member, Jack Ryan, 155 Ford Road, stated that he and fellow task force member, Jim Marotta, felt that more work is needed to go forward, such as technical expertise and financial involvement. He added that it is key that the process for the right mix of assigned committee members start now. He would be more than happy to continue working on the Fairbank Task Force, but wanted the Board to understand the critical need for more expertise.

Town Manager Rodrigues recommended that she and Selectman Brown get together and move forward with the planning aspect.

Vice-Chairman Simon asked about the cost of the design aspect of the project. Mr. Ryan responded that the cost of a design plan would probably be \$1.8–2 million dollars, 10% of the total project cost. Selectman Brown added that the cost given in the consultant's report was \$1.9 million for the design phase.

Selectman Dretler asked when the Fall Town Meeting would take place. Town Manager Rodrigues replied that the date depends on the state and she would know the exact date by the end of July. She stressed that volunteers for this project are needed now.

A motion was made to accept and support the public relations campaign as presented by Town Manager.

Selectman Carty said that he wanted to vote to move forward, but added that he must understand associated finances before he could vote. Chairman Haarde agreed and added that financial people are needed to provide more information to the Board. Vice-Chairman Simon asked if the composite of the new Task Force would include former officials from the Task Force, Park and Recreation, and from the Council on Aging. Town Manager Rodrigues responded that everyone would probably be involved as it is a comprehensive process. Vice-Chairman Simon further questioned if someone from the Finance Committee might be included as well. The Town Manager Rodrigues stated that Dennis Keohane, Town Finance Director, would probably be included.

Chairman Haarde presented an amended motion.

It was on motion unanimously

VOTED: To move forward with this plan for Town Meeting, support PR campaign as outlined for the Board, and ask Town Manager Rodrigues and Selectman Pat Brown to work on a recommendation for the June 5th Board of Selectmen Meeting, and move forward with the plan at this point.

Vote to disband the Fairbank Community Center Task Force, and thank the members for their valuable contribution to the Town

Town Manager Rodrigues stated that she felt that the existing Fairbank Task Force needed to be replaced with something else. Selectman Brown agreed, and due to specific skill sets, we need to go forward with the project. Vice-Chairman Simon suggested that keeping the existing Task Force intact until a vote a Town Meeting would be beneficial. Selectman Dretler suggested forming a new committee with particular skill sets, and have the existing Task Force advise the new committee members and then disband.

Selectman Carty stated that there is great participation connected to this project. Chairman Haarde mentioned that people currently on the Task Force who still want to participate are welcome to do so.

Vice-Chairman Simon reiterated that there is still a question about the roof. Town Manager Rodrigues said that an engineer would have to access the roof if that is the preferred manner to proceed.

It was on motion one abstain, and four in favor

Haarde-aye, Carty-aye, Dretler-aye, Brown-aye, and Simon-abstain

VOTED: To disband the Fairbank Community Center Task Force, and thank the members for their valuable contribution to the Town.

Town Manager Rodrigues said that she would send the letter of thanks to members.

Vote to elect the Chair and Vice-Chair of the Board of Selectmen

Selectman Carty nominated Chairman Haarde to the post of Chairman of the Board of Selectmen. Selectman Brown seconded the motion. Selectman Simon stated that in the past, a new chair was elected, not one who had chaired in the previous year. It helps to have a new set of eyes. He felt that re-electing Chairman Haarde would be a change in procedure.

Selectman Carty said that Chairman Haarde is doing a great job, and technically, did not serve a full year. Chairman Haarde added that there were years when the same person chaired the Board, and he is willing to serve again, and accepts the nomination.

It was on motion unanimously

VOTED: To elect Robert C. Haarde as Chairman of the Board of Selectmen

Selectman Brown nominated Daniel E. Carty as Vice-Chairman of the Board of Selectmen. Selectman Simon seconded the motion.

It was on motion unanimously

VOTED: To elect Daniel E. Carty as Vice-Chairman of the Board of Selectmen.

Citizen's Comments (cont.)

There were no citizen's comments.

Discuss upcoming agenda items

Town Manager Rodrigues stated that the Fairbank Center, Sewer project with Dan Nason, and Annual Board and Committee reappointments were on the agenda list. Chairman Haarde said that the Board would receive list of all committee members up for reappointment. Selectman Brown suggested that a list of inactive Boards and Committees also be presented.

Selectman Simon recommended that there also be an engineering contract discussion.

There being no further business, the meeting adjourned at 8:35 p.m.

Attest: _____

Melissa Murphy-Rodrigues
Town Manager-Clerk