

SUDBURY SELECT BOARD

TUESDAY JANUARY 26, 2021

(Meeting can be viewed at www.sudburytv.org)

Present: Chair Janie Dretler, Vice-Chair Jennifer Roberts, Select Board Member Daniel E. Carty, Select Board Member William Schineller, Select Board Member Charles Russo, Town Manager Henry L. Hayes, Jr., Assistant Town Manager/HR Director Maryanne Bilodeau

The statutory requirements as to notice having been complied with, the meeting was convened at 7:00 p.m., via Zoom telecommunication mode.

Call To Order/Roll Call

Chair Dretler announced the recording of the meeting and other procedural aspects included in the meeting.

Select Board Roll Call: Carty-present, Schineller-present, Russo-present, Dretler-present

Chair Dretler acknowledged that Vice-Chair Roberts would be joining the meeting shortly.

Opening remarks by Chair

Chair Dretler Reported:

- Real Estate & Personal Property taxes due February 1
- Unemployment claim identity theft increasing; the Police Department receiving daily complaints
- Health Department does not have timeline regarding the COVID-19 vaccine, more information on Town website and State website
- Annual Town Election Monday, March 29; residents can vote by mail
- Go Sudbury! Taxi Program providing medical appointment rides only, at this time
- Feature Documentary from Point Made Learning - "I'm Not a Racist... Am I?" – coordinated by Lincoln METCO and Sudbury Committee for Racial and Social Justice; showings from Saturday, February 27th through March 1.
- Diversity, Equity, and Inclusion Commission seeking members
- Design Review Board and Finance Committee seeking members
- Everyone must continue to wear masks and wash hands

Reports from Town Manager

- Energy Aggregation pending change; zero dollars and .00083 difference per kilowatt hours; information on Town website
- The Fairbank Community Center Owner's Project Manager search has begun. The Town received 40 requests for information packets, 20 walk-through participants, 14 proposals, and three interviews to take place on January 28, 2021
- MMA (Massachusetts Municipal Association) Annual Meeting took place; theme was "Leading Through Challenge and Change"

Reports from Select Board

Select Board Member Russo reported:

- Attended MMA Annual Meeting with several other Board Members; topics included State Finances, Municipal Bylaws, and Waterways
- Attended Conservation Commission meeting; Eversource discussion was included
- Co-hosted the Select Board Office Hour with Board Member Carty; three citizens participated in an informative discussion
- Planning Board has three meetings this week; one will include Master Plan considerations
- Congratulated the Planning Board members and staff for their efforts during this very busy time

Select Board Member Schineller reported:

- Recent refinancing of Town municipal bonds; saving the Town \$450,000.00+
- Congratulated the Finance Department on their work with recent bond transactions
- Eversource transmission line permitting continues; two associated appeals are ongoing
- Town Moderator vacancy position

Select Board Member Carty reported:

- In effort to extend the grant funds for the Go Sudbury! Taxi Program, rides will be reserved for medical, dental and therapy appointments, beginning February 1
- SPS presented the annual METCO Report at the SPS meeting last night, which included direct feedback from METCO alumnae and parents
- SPS approved smaller capital items; the \$220,000 Noyes fire alarm systems, the \$310,000 summer program to help students impacted by COVID
- Recommended that everyone review the Municipal Finance Snapshot Data Visualization Tool on the DLS (Division of Local Services) website
- Congratulations to the LSRHS and Concord-Carlisle hockey programs for another great Warriors 4 Warriors/Patriots 4 Patriots event benefitting the Scott Milley fund.
- Thanks to SudburyTV for broadcasting LSRHS hockey games, as spectators cannot enter the arena during COVID times
- On January 19, The Goodnow Library Trustees voted unanimously to sever ties with the Friends of the Goodnow Library charitable organization
- He received his COVID vaccination at work, noting that the rollout plan continues
- Everyone must do their part; wear a mask, keep distance, and get vaccinated as soon as possible

Vice-Chair Roberts reported:

- Attended the Annual MMA Meeting; the topics of Racial Equity, COVID and its financial implications were discussed
- Attended the recent Commission on Disability meeting; focus on goals and promoting awareness of the Commission's mission/purpose

- Attended the recent Finance Committee meeting, CPC Chair presented approved Town Meeting articles; the Committee also addressed the Town capital plan, Annual Report and is preparing for upcoming budget hearings for SPS and LSRHS.
- Attended the recent Board of Health meeting addressing vaccine distribution and dealing with the departure of Town Nurse Phyllis Schilp

Citizen's comments on items not on agenda

There were no citizen's comments

Discussion and vote whether to grant a Special Permit to the Sudbury Companies of Minute and Militia, to hold the annual Parade to Commemorate Patriot's Day on Monday, April 19, 2021, from 5:30 A.M. through approximately 12:30 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.

Present: Resident and parade organizer Joe Tyrrell, 75 Harness Lane

Town Manager Hayes provided related responses submitted by various Town departments. The message from the Health Department indicated that if the parade were to be held today, the Governor's orders would prevent the event from taking place, due to COVID.

Mr. Tyrrell stated that he understood the current health concerns and detailed the National Park Services did not allow the parade last spring. Chair Dretler detailed that the concern was not so much with the masked performers in the parade, but with those gathering to see the parade and the additional events later in the day. Select Board Members indicated they did not feel comfortable passing a conditional vote at this time.

Select Board Members concurred that Mr. Tyrrell could come before the Board in several months regarding granting of the Special Permit for the Patriot's Day Parade, pending the pandemic situation. Mr. Tyrrell was in full agreement.

Town Manager Hayes confirmed that such special permit could be issued shortly after a Select Board vote.

Chair Dretler read:

Motion: That the Select Board vote to authorize the conveyance of the real property located off Raymond Road shown on Assessor's Map L08, Parcel 0010 consisting of approximately 8.86 acres to the Sudbury Water District as authorized by Town Meeting pursuant to Article 27 of the May 6, 2019 Annual Town Meeting, and that the Chair be authorized to execute any and all documents as may be necessary or convenient in order to consummate the conveyance.

Present: Town Counsel Lee Smith; William Henchy, Counsel representing Quarry North Road LLC

Board Member Carty moved in the words of the Chair. Board Member Russo seconded the motion.

Board Member Russo referred to the four related motions being considered and asked about the review process to confirm no oversights were made. He asked "who has put their eyes" on this process to ensure absolute correctness. Attorney Smith responded related matters dated back to 2018 and he and Attorney Jonathan Silverstein closely monitored and were involved with negotiations since that time. Attorney Smith stressed that he was comfortable with the agreement/s and affirmed many "eyes" had been involved. Chair Dretler commented

that she and Board Member Carty had been involved in the project since 2018, as well. Board Member Carty concurred.

Attorney Smith noted that Vice-Chair Roberts had just sent a chat message stating that she would not be present for the following motions.

It was on motion 4-0-1; Carty-aye, Russo-aye, Schineller-aye, Dretler-aye

Vice-Chair Roberts not present.

VOTED: To authorize the conveyance of the real property located off Raymond Road shown on Assessor's Map L08, Parcel 0010 consisting of approximately 8.86 acres to the Sudbury Water District as authorized by Town Meeting pursuant to Article 27 of the May 6, 2019 Annual Town Meeting, and that the Chair be authorized to execute any and all documents as may be necessary or convenient in order to consummate the conveyance.

Chair Dretler read:

Motion: That the Select Board vote to decline an offer from the Sudbury Water District dated January 26, 2021 made pursuant to G.L. c. 40 s. 15B (a copy of which is on file with the Board and attached hereto) offering to convey to the Town the land shown as Parcel A on a plan entitled "Plan of Land 16 North Road in Sudbury, Mass", by Sullivan, Connors and Associates Land Surveying and Civil Engineering, 121 Boston Post Road Sudbury, Massachusetts 01776 dated January 12, 2021, Scale 1"=100', said plan to be recorded at Middlesex South Registry of Deeds.

Present: Town Counsel Lee Smith; William Henchy, Counsel representing Quarry North Road LLC

Board Member Carty moved in the words of the Chair. Board Member Russo seconded the motion.

It was on motion 4-0-1; Carty-aye, Schineller-aye, Russo-aye, Dretler-aye

Vice-Chair Roberts not present.

VOTED: To decline an offer from the Sudbury Water District dated January 26, 2021 made pursuant to G.L. c. 40 s. 15B (a copy of which is on file with the Board and attached hereto) offering to convey to the Town the land shown as Parcel A on a plan entitled "Plan of Land 16 North Road in Sudbury, Mass", by Sullivan, Connors and Associates Land Surveying and Civil Engineering, 121 Boston Post Road Sudbury, Massachusetts 01776 dated January 12, 2021, Scale 1"=100', said plan to be recorded at Middlesex South Registry of Deeds.

Chair Dretler read:

Motion: That the Select Board vote to authorize the conveyance of the real property known as the "Melone property" located off North Road consisting of approximately 36.7 acres to Quarry North Road, LLC pursuant to the Land Disposition and Development Agreement dated February 28, 2019, and as authorized by Town Meeting pursuant to Article 4 of the December 11, 2018 Special Town Meeting, said land being shown as a portion of Lot 3 on a plan entitled "Plan of Land #0, #16, #36 North Road, Sudbury, MA in Sudbury, Mass," by Sullivan, Connors and Associates Land Surveying and Civil Engineering, 121 Boston Post Road Sudbury, Massachusetts 01776 dated January 15, 2021, Scale 1"=100' said plan to be recorded

at Middlesex South Registry of Deeds, and also described as being a portion of Lot 1 shown on a plan entitled “Land in Sudbury & Concord Mass Surveyed for Joseph & Maria Melone Trust”, Scale 1”=100’, October, 1982 Charles A. Perkins Co. Inc. Civil Engineers & Surveyors 444 High St-Clinton, Mass 01510, which plan is recorded at Middlesex South Registry of Deeds as Plan No. 321 of 1992 in Bk 21995, Page 172, and that the Chair be authorized to execute any and all documents, including deeds, as may be necessary or convenient in order to consummate the conveyance.

Present: Town Counsel Lee Smith; William Henchy, Counsel representing Quarry North LLC

Board Member Carty moved in the words of the Chair. Board Member Russo seconded the motion.

Board Member Schineller stated that the Planning Board and the Zoning Board of Appeals were being sued regarding permitting on this property. He asked if the Quarry North developers were comfortable and if there might be legal ramifications associated with the transfer at this time. Attorney Smith affirmed that the lawsuits did not have legal ramifications and would not obstruct the mentioned action.

Attorney Henchy assured the Board that the developers were comfortable with proceeding and assured all that it was lawful for the Town to proceed as well.

Resident John Burke, 48 Northwood Drive, stated that at no time did the Planning Board, Select Board Members, or Members of the Conservation Commission visit Northwoods to assess the situation. Mr. Burke stated that Quarry North developer Chris Claussen forgot about promises made to the Northwood community.

Resident Lucia Ballantine, 20 Northwood Drive, asked the Board to help resolve the disagreement between Cold Brook Crossing developers and the Northwoods Association regarding the 75-foot buffer. She acknowledged that the Town would have over a million dollars in mitigation funds, which could help address the situation.

Resident Donna Carey, 38 Northwood Drive, noted that Board Member Russo was doing the right thing when asking about “how many eyes” had reviewed the Water District motions.

Resident Patience Jackson, 40 Northwood Drive, stressed there were many questions to be addressed.

Resident Cathy Rowan, 10 Northwood Drive, questioned the timeframe of the vote taken tonight and conveyance of property. Attorney Smith responded conveyance would take place in the first week of March.

Resident Andrew Palus, 34 Northwood Drive, stated that the validity of virtual meetings was questionable, and residents could not view legible plans.

Resident Judith Hadley Fisk, 10 Northwood Drive, stated that Northwood residents were not being taken seriously and she intended on further investigating the process.

It was on motion 4-0-1; Carty-aye, Schineller-aye, Russo-aye, Dretler-aye

Vice-Chair Roberts not present.

VOTED: To authorize the conveyance of the real property known as the “Melone property” located off North Road consisting of approximately 36.7 acres to Quarry North Road, LLC pursuant to the Land Disposition and Development Agreement dated February 28, 2019, and as authorized by Town Meeting pursuant to Article 4 of the December 11, 2018 Special Town Meeting, said land being shown as a portion of Lot 3 on a plan entitled “Plan of Land #0, #16, #36 North Road, Sudbury, MA in Sudbury, Mass,” by Sullivan, Connors and Associates Land Surveying and Civil Engineering, 121 Boston Post

Road Sudbury, Massachusetts 01776 dated January 15, 2021, Scale 1"=100' said plan to be recorded at Middlesex South Registry of Deeds, and also described as being a portion of Lot 1 shown on a plan entitled "Land in Sudbury & Concord Mass Surveyed for Joseph & Maria Melone Trust", Scale 1"=100', October, 1982 Charles A. Perkins Co. Inc. Civil Engineers & Surveyors 444 High St-Clinton, Mass 01510, which plan is recorded at Middlesex South Registry of Deeds as Plan No. 321 of 1992 in Bk 21995, Page 172, and that the Chair be authorized to execute any and all documents, including deeds, as may be necessary or convenient in order to consummate the conveyance.

Chair Dretler read:

Motion: That the Select Board vote to authorize the Town Manager to grant and execute a License and Right of Entry Agreement on the real property known as the "Melone property" located off North Road consisting of approximately 36.7 acres to Quarry North Road, LLC for purposes of conducting due diligence and erecting structures on the land.

Present: Town Counsel Lee Smith; William Henchy, Counsel representing Quarry North Road LLC

Board Member Carty moved in the words of the Chair. Board Member Schineller seconded the motion.

Attorney Smith explained the implementation of a small change to the License and Right of Entry Agreement, which substituted the word "shed," for "construction trailers" language.

Board Member Schineller inquired about such structures. Mr. Lee responded that before closing, the developers need the temporary structures for the purpose of working on construction plans, and the developer will be preparing drawings of such proposed temporary structures to be recorded at the Registry of Deeds.

Resident Margo Creelman, 10 Northwood Road, asked for explanation of "due diligence," and requested copy of plans for the proposed temporary structures. Attorney Smith responded that the construction trailers would be on wheels and would be rolled out. He added that "due diligence" involves investigations concerning the testing of water, soil, etc., performed by a party buying a property.

Resident Ann Marie McCarthy, 20 Northwood Drive, asked the Board to vote against this motion.

Resident John Burke, 48 Northwood Drive, opined about the logistics of the Town and Quarry North going forward in consideration of legal appeals by Northwood.

Board Member Schineller asked for assurance that condo models would not begin construction before the closing in March. Attorney Smith confirmed that construction would not take place before the closing and there was no authorization to do so.

It was on motion 4-0-1; Carty-aye, Russo-aye, Schineller-aye, Dretler-aye

Vice-Chair Roberts not present.

VOTED: To authorize the Town Manager to grant and execute a License and Right of Entry Agreement on the real property known as the "Melone property" located off North Road consisting of approximately 36.7 acres to Quarry North Road, LLC for purposes of conducting due diligence and erecting structures on the land.

Chair Dretler read:

Motion: That the Select Board vote to authorize the acquisition of the real property known as the Town Center land, also known as the Sudbury Station land, consisting of approximately 39.92 acres and easements appurtenant thereto from Quarry North Road, LLC pursuant to the Land Disposition and Development Agreement dated February 28, 2019, and as authorized by Town Meeting pursuant to Article 6 of the December 11, 2018 Special Town Meeting, and that the Chair be authorized to execute any and all documents as may be necessary or convenient in order to consummate the acquisition.

Present: Town Counsel Lee Smith; William Henchy, Counsel representing Quarry North Road LLC

Board Member Carty moved in the words of the Chair. Board Member Russo seconded the motion.

Resident Cathy Rowan, 10 Northwood Drive, asked if there were specific conditions related to the million-dollar mitigation fund. Attorney Smith responded that he did not believe so.

Resident John Burke, 48 Northwood Drive, indicated that this was a pre-ordained action; the Town made a big mistake and Northwoods was paying for that mistake.

Resident Thad Jackson, 40 Northwood Road, stated that the Melone Article dated back to the 2018 Town Meeting where the 75-foot butter was mentioned. He stated that Northwoods would compromise, if half of the trees proposed for clear-cutting, could be kept.

Attorney Smith stated that the motion needed to be amended; to substitute “owners of record” for “Quarry North Land, LLC.”

Board Member Russo motioned to amend the motion as read by Attorney Smith. Board Member Schineller seconded the motion.

It was on motion 4-0-1; Carty-aye, Schineller-aye, Russo-aye, Dretler-aye

Vice-Chair Roberts was not present.

VOTED: To amend the motion as read by Attorney Smith.

Chair Dretler read the motion as amended:

Motion: That the Select Board vote to authorize the acquisition of the real property known as the Town Center land, also known as the Sudbury Station land, consisting of approximately 39.92 acres and easements appurtenant thereto from owners of record pursuant to the Land Disposition and Development Agreement dated February 28, 2019, and as authorized by Town Meeting pursuant to Article 6 of the December 11, 2018 Special Town Meeting, and that the Chair be authorized to execute any and all documents as may be necessary or convenient in order to consummate the acquisition.

Board Member Carty moved in the words of the Chair. Board Member Russo seconded the motion.

It was on motion 4-0-1; Carty-aye, Schineller-aye, Russo-aye, Dretler-aye

Vice-Chair Roberts was not present.

VOTED: That the Select Board authorize the acquisition of the real property known as the Town Center land, also known as the Sudbury Station land, consisting of approximately 39.92 acres and easements appurtenant thereto from owners of record pursuant to the Land Disposition and Development Agreement

dated February 28, 2019, and as authorized by Town Meeting pursuant to Article 6 of the December 11, 2018 Special Town Meeting, and that the Chair be authorized to execute any and all documents as may be necessary or convenient in order to consummate the acquisition.

Attorney Smith left the meeting at this time.

Chief John Whalen to discuss Fire Station ATM 2021 article

Present: Fire Chief John Whalen

Chief John Whalen presented construction options via his PowerPoint presentation.

The Board discussed the phasing construction approach, possible funding methods and immediate needs.

Town Manager Hayes stressed that life and safety were the priorities, but available funding could not be determined until final certification was received by the Town. He suggested that Finance Director Dennis Keohane might offer constructive direction.

Board Member Carty maintained that voters initially voted “no” on the fire station construction article, which was why the phasing effort would be the preferable option. He stressed that COVID-19 and related financial uncertainties affect the funding of many capital items at this time. Discussion ensued with regard to the availability of Assessor’s overlay funds that were going to be used last year for this project.

Members of the Board requested additional cost options regarding the phasing construction approach. Chief Whalen stated that he would ask the architect to provide such update.

Resident and Finance Committee Member Susan Berry, 4 Dawson Drive, indicated that when free cash funding is certified, there should be some options for this project.

Review and discussion of audited Sewataro financials

Present: Scott Brody, Operating Manager of Camp Sewataro

Chair Dretler explained that unaudited Sewataro financials were submitted to the Board in November 2020; the auditor for Sewataro recommended an alternate accounting method.

Town Manager Hayes acknowledged that as a result of the presented audited financials, the Town would be receiving \$3,136.40 (20% of revenues) in revenue share.

Mr. Brody detailed that monies were spent on necessary items for camp operations; trucks, golf carts, and COVID-related purchases. He stated that the language of agreement did not deal with tax treatment of the monies. He indicated that the accountant was not looking at the agreement.

Resident Len Simon, 40 Meadowbrook Circle, noted that under new Sewataro management, the Town is taking a tax hit.

Resident Manish Sharma, 77 Colonial Rd, asked what could be done to expediate matters, and suggested a direct deposit process. He mentioned the property tax aspect and inquired about what other deficiencies might be found. Chair Dretler stated that this action represented a revenue share situation, and the only gap was the appreciation method.

Discussion of how the Select Board wants to handle appointments and re-appointments on the Permanent Building Committee (PBC).

Board Member Carty commented that consistency with Town appointments was important. Town Manager Hayes acknowledged that PBC recommended these appointments and the positions were posted.

Board Member Schineller commented that the Board was not responsible for this appointment oversight and suggested the two PBC members be interviewed by the Board for an official reappointment. Board Members agreed.

Longstanding PBC Member Craig Blake emphasized that PBC members with technical and construction expertise was essential. He indicated that Select Board Members might not be able to determine who the best candidate might be and stated that the Fairbank Community Center project requires such expertise. Mr. Blake noted that several months ago, the Board did not vote to appoint the candidate voted for by PBC.

Resident Manish Sharma, 77 Colonial Road, questioned the responsibilities of the Select Board. Chair Dretler stated the responsibility of the Select Board involved appointing members to various committees. She confirmed that the applicants would be invited to interview with the Board.

Board Member Russo maintained that advertising for the positions before the interview process, would be prudent. Town Manager Hayes stated the positions would be advertised.

For the Select Board to vote to intend to layout the following way at a public hearing on April 6, 2021 at 7:00 PM: Anthony Drive from North Road/Route 117 to a dead end, a distance of 613 feet +/-; and further to refer the proposed layout to the Planning Board for its report prior to the April 6, 2021 hearing, and to place this item on the May 3, 2021 Annual Town Meeting Warrant.

Present: Director of Planning and Community Development Adam Duchesneau

Mr. Duchesneau presented the street acceptance plan for Anthony Drive, which was completed last year. He noted that the six homes on Anthony Drive had been sold and are occupied.

Chair Dretler asked what was expected between now and May Town Meeting. Mr. Duchesneau responded that the developer was coordinating with the homeowners, and he would continue to provide those owners with level of service, such as snow maintenance, etc.

Board Member Russo asked if the Conservation Commission or Planning Board had previous issues with the developer. Mr. Duchesneau responded in the affirmative and added that the developer did resubmit a new "as built" plan which addressed those issues.

Board Member Russo motioned that the Board vote to intend to layout the following way at a public hearing on April 6, 2021 at 7:00 PM: Anthony Drive from North Road/Route 117 to a dead end, a distance of 613 feet +/-; and further to refer the proposed layout to the Planning Board for its report prior to the April 6, 2021 hearing, and to place this item on the May 3, 2021 Annual Town Meeting Warrant. Vice-Chair Roberts seconded the motion.

It was on motion 5-0; Roberts-aye, Russo-aye, Schineller-aye, Carty-aye, Dretler-aye

VOTED: To intend to layout the following way at a public hearing on April 6, 2021 at 7:00 PM: Anthony Drive from North Road/Route 117 to a dead end, a distance of 613 feet +/-; and further to refer the proposed layout to the Planning Board for its report prior to the April 6, 2021 hearing, and to place this item on the May 3, 2021 Annual Town Meeting Warrant.

To (1) Authorize the Town Manager to act as the perpetual Sudbury representative in the Marlborough-Sudbury Regional Veterans' District. (2) Also vote to authorize the Town Manager to enter an InterMunicipal Agreement for a period beginning July 1, 2020 and ending June 30, 2021, with appropriate extensions and as legally reviewed.

Board Member Schineller motioned to Authorize the Town Manager to act as the perpetual Sudbury representative in the Marlborough-Sudbury Regional Veterans' District. (2) Also vote to authorize the Town Manager to enter an InterMunicipal Agreement for a period beginning July 1, 2020 and ending June 30, 2021, with appropriate extensions and as legally reviewed. Board Member Carty seconded the motion.

It was on motion 5-0; Carty-aye, Roberts-aye, Schineller-aye, Russo-aye, Dretler-aye

VOTED: To (1) Authorize the Town Manager to act as the perpetual Sudbury representative in the Marlborough-Sudbury Regional Veterans' District. (2) Also vote to authorize the Town Manager to enter an InterMunicipal Agreement for a period beginning July 1, 2020 and ending June 30, 2021, with appropriate extensions and as legally reviewed.

Discussion and vote for the weekend desired and secondary dates for 2021 Annual Town Meeting at LSRHS.

Town Manager Hayes stated that an outdoor Town Meeting must be scheduled for a weekend in May or June.

Chair Dretler motioned to conduct the Annual Town Meeting on May 3, 2021; with back-up dates of May 5 and May 22, 2021. Board Member Carty moved in the words of the Chair. Board Member Schineller seconded the motion.

Vice-Chair Roberts suggested the meeting commence at noontime to accommodate for religious services.

Board Member Carty motioned to retract the prior motion. Chair Dretler seconded the motion.

Chair Dretler moved to have the Annual Town Meeting on May 3, 2021, with a backup week-end date of May 15 and 16, a rain date of May 22 and May 23, 2021. Board Member Schineller moved in the words of the Chair. Vice-Chair Roberts seconded the motion.

It was on motion 5-0; Roberts-aye, Russo-aye, Carty-aye, Schineller-aye, Dretler-aye

VOTED: To have the Annual Town Meeting begin on May 3, 2021, with a backup week-end date of May 15 and 16; a rain date of May 22 and May 23, 2021.

Discuss and possible vote to approve proposed 2021 Select Board Newsletter Schedule of Deadlines.

Town Manager Hayes stated the 2021 Select Board Newsletter articles would be due by February 8, 2021.

Board Member Carty moved to approve the proposed dates for the Select Board Newsletter. Board Member Schineller seconded the motion.

It was on motion 5-0; Russo-aye, Carty-aye, Schineller-aye, Roberts-aye, Dretler-aye

VOTED: To approve the proposed dates for the Select Board Newsletter.

Discuss topics to be assigned for the Winter 2021 Select Board Newsletter.

The Board discussed topics and suggested:

Board Member Carty – History of Town Meeting

Vice-Chair Roberts – Financial Policies

Board Member Russo – Mail-In Voting

Chair Dretler and Board Member Schineller said they had not chosen a topic.

Review open session minutes of 12/8/20 and 1/5/21, and possibly vote to approve minutes

12/8/20 Minutes

Chair Dretler motioned to approve the 12/8/20 Select Board Minutes, as edited. Board Member Carty moved in the words of the Chair. Board Member Russo seconded the motion.

It was on motion 5-0; Russo-aye, Carty-aye, Schineller-aye, Roberts-aye, Dretler-aye

VOTED: To approve the 12/8/20 Select Board Minutes, as edited.

1/5/21 Minutes

Chair Dretler motioned to approve the 1/5/21 Select Board Minutes. Board Member Carty moved in the words of the Chair. Board Member Schineller seconded the motion.

It was on motion 5-0; Russo-aye, Roberts-aye, Schineller-aye, Carty-aye, Dretler-aye

VOTED: To approve the 1/5/21 Select Board Minutes.

Citizen's Comments (cont.)

There were not citizen's comments

Upcoming Agenda Items

Future Items included:

- Policy Subcommittee as regular agenda item (15-minute allocation)

- BFRT Liaison Appointment – Board Member Russo
- Concord Road ice concerns
- Melone Stabilization Fund
- Project Tracking
- LSRHS Agreement
- Select Board Office Hours
- Training Topics per Town Counsel
- Broadacres Farm
- Sewataro discussion in March
- LS Community Field discussion

Consent Calendar

Chair Dretler read:

Pursuant to the provisions of G.L. c. 83, §4, Article XII s. 1 and 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 Herb Chambers 83 Boston Post Road, LLC for stormwater system maintenance purposes upon the property at 83 Boston Post Road

Board Member Schineller moved in the word of the Chair. Board Member Russo seconded the motion.

It was on motion 5-0; Russo-aye, Roberts-aye, Schineller-aye, Carty-aye, Dretler-aye

VOTED: Pursuant to the provisions of G.L. c. 83, §4, Article XII s. 1 and 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 Herb Chambers 83 Boston Post Road, LLC for stormwater system maintenance purposes upon the property at 83 Boston Post Road

Chair Dretler read:

Pursuant to the provisions of G.L. c. 83, §4, Article XII s. 1 and 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 Portside Realty Trust for stormwater system maintenance purposes upon the property at 58 Carriage Way.

Board Member Schineller moved in the words of the Chair. Board Member Russo seconded the motion.

It was on motion 5-0; Russo-aye, Roberts-aye, Schineller-aye, Carty-aye, Dretler-aye

VOTED: Pursuant to the provisions of G.L. c. 83, §4, Article XII s. 1 and 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 Portside Realty Trust for stormwater system maintenance purposes upon the property at 58 Carriage Way.

Chair Dretler read:

Vote to approve an award of a two-year contract to Girard & Associates, LLC by the Town Manager as a sole source procurement for services to be provided for the Fire Department's Advanced Life Support Program involving quality assurance/quality control, in the amount of \$17,800 per year.

Board Member Schineller moved in the words of the Chair. Board Member Russo seconded the motion.

It was on motion 5-0; Russo-aye, Roberts-aye, Schineller-aye, Carty-aye, Dretler-aye

VOTED: To approve an award of a two-year contract to Girard & Associates, LLC by the Town Manager as a sole source procurement for services to be provided for the Fire Department's Advanced Life Support Program involving quality assurance/quality control, in the amount of \$17,800 per year.

Chair Dretler read:

Vote to approve execution by the Town Manager of the Temporary Construction Easement between the Town of Sudbury and Alta River's Edge, LLC for a 70' wide portion of Town-owned property located at 484 Boston Post Road, shown on a plan entitled "License Area Exhibit – 484 Boston Post Road, Wayland, MA", dated December 22, 2020, prepared by Allen & Majors Associates, Inc.

Board Member Schineller moved in the words of the Chair. Board Member Russo seconded the motion.

It was on motion 5-0; Russo-aye, Roberts-aye, Schineller-aye, Carty-aye, Dretler-aye

VOTED: To approve execution by the Town Manager of the Temporary Construction Easement between the Town of Sudbury and Alta River's Edge, LLC for a 70' wide portion of Town-owned property located at 484 Boston Post Road, shown on a plan entitled "License Area Exhibit – 484 Boston Post Road, Wayland, MA", dated December 22, 2020, prepared by Allen & Majors Associates, Inc.

Chair Dretler read:

To approve action by the Town Manager to execute the Budgetary Scope of Work ITC68 set forth by Comm-Tract Corp. to design, engineer, provide and install the Phase 2, South Ring Backbone addition to the Town's Fiber Optic Municipal Area Network; and to execute any documents relative thereto.

Board Member Schineller moved in the words of the Chair. Board Member Russo seconded the motion.

It was on motion 5-0; Russo-aye, Roberts-aye, Schineller-aye, Carty-aye, Dretler-aye

VOTED: To approve action by the Town Manager to execute the Budgetary Scope of Work ITC68 set forth by Comm-Tract Corp. to design, engineer, provide and install the Phase 2, South Ring Backbone addition to the Town's Fiber Optic Municipal Area Network; and to execute any documents relative thereto.

Vote to Adjourn Meeting

Board Member Carty motioned to adjourn the meeting. Vice-Chair Roberts seconded the motion.

It was on motion 5-0; Carty-aye, Schineller-aye, Russo-aye, Roberts-aye, Dretler-aye

VOTED: To adjourn the meeting.

There being no further business, the meeting was adjourned at 10:47 p.m.

1/26/21 Documents & Exhibits

1. Enter executive session to possibly review and release approved executive session meeting minutes, pursuant to G.L. c. 30A, § 21(a)(7) “[t]o comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements” (“Purpose 7”), citing to the Open Meeting Law, G.L. c. 30A, §§ 22(f), (g).

Attachments:

- 1.a Final_BOS Executive Session 12-1-2020
- 1.b Final_BOS Executive Session 12-15-2020
- 1.c BOS Executive Session 1-12-2021_to_review

3. Discussion and vote whether to grant a Special Permit to the Sudbury Companies of Minute and Militia, to hold the annual Parade to Commemorate Patriot's Day on Monday, April 19, 2021, from 5:30 A.M. through approximately 12:30 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.

Attachments:

- 3.a Patriots Day Parade Request 2021_BOS
- 3.b Patriots Day Parade Feedback 2021

4. Motion: That the Select Board vote to authorize the conveyance of the real property located off Raymond Road shown on Assessor's Map L08, Parcel 0010 consisting of approximately 8.86 acres to the Sudbury Water District as authorized by Town Meeting pursuant to Article 27 of the May 6, 2019 Annual Town Meeting, and that the Chair be authorized to execute any and all documents as may be necessary or convenient in order to consummate the conveyance.

Attachments:

- 4.a KP-#747761-v1-SUDB-_Plan_of_Water_District_Land_Offered_to_Town

5. Motion: That the Select Board vote to decline an offer from the Sudbury Water District dated January 26, 2021 made pursuant to G.L. c. 40 s. 15B (a copy of which is on file with the Board and attached hereto) offering to convey to the Town the land shown as Parcel A on a plan entitled “Plan of Land 16 North Road in Sudbury, Mass”, by Sullivan, Connors and Associates Land Surveying and Civil Engineering, 121 Boston Post Road Sudbury, Massachusetts 01776 dated January 12, 2021, Scale 1”=100’, said plan to be recorded at Middlesex South Registry of Deeds.

Attachments:

- 5.a Water District Certificate of Vote - Offer to BOS(1198197.1)
- 5.b KP-#747761-v1-SUDB-_Plan_of_Water_District_Land_Offered_to_Town
- 5.c ANR Application Water District executed
- 5.d ANR-1-12-21
- 5.e ANR-1-15-21

6. Motion: That the Select Board vote to authorize the conveyance of the real property known as the “Melone property” located off North Road consisting of approximately 36.7 acres to Quarry North Road, LLC pursuant to the Land Disposition and Development Agreement dated February 28, 2019, and as authorized by Town Meeting pursuant to Article 4 of the December 11, 2018 Special Town Meeting, said land being shown as a portion of Lot 3 on a plan entitled “Plan of Land #0, #16, #36 North Road, Sudbury, MA in Sudbury, Mass,” by Sullivan, Connors and Associates Land Surveying and Civil Engineering, 121 Boston Post Road Sudbury, Massachusetts 01776 dated January 15, 2021, Scale 1”=100’ said plan to be recorded at Middlesex South Registry of Deeds, and also described as being a

portion of Lot 1 shown on a plan entitled “Land in Sudbury & Concord Mass Surveyed for Joseph & Maria Melone Trust”, Scale 1”=100’, October, 1982 Charles A. Perkins Co. Inc. Civil Engineers & Surveyors 444 High St-Clinton, Mass 01510, which plan is recorded at Middlesex South Registry of Deeds as Plan No. 321 of 1992 in Bk 21995, Page 172, and that the Chair be authorized to execute any and all documents, including deeds, as may be necessary or convenient in order to consummate the conveyance.

Attachments:

6.a KP-#747762-v1-SUDB-_Plan_of_Melone_land-_Town_to_Quarry_North

7. Motion: That the Select Board vote to authorize the Town Manager to grant and execute a License and Right of Entry Agreement on the real property known as the “Melone property” located off North Road consisting of approximately 36.7 acres to Quarry North Road, LLC for purposes of conducting due diligence and erecting structures on the land.

Attachments:

7.a KP-#747801-v2-SUDB-_Melone_Quarry_North_License_Agreement_1-22-21

8. Motion: That the Select Board vote to authorize the acquisition of the real property known as the Town Center land, also known as the Sudbury Station land, consisting of approximately 39.92 acres and easements appurtenant thereto from Quarry North Road, LLC pursuant to the Land Disposition and Development Agreement dated February 28, 2019, and as authorized by Town Meeting pursuant to Article 6 of the December 11, 2018 Special Town Meeting, and that the Chair be authorized to execute any and all documents as may be necessary or convenient in order to consummate the acquisition.

Attachments:

8.a KP-#747770-v1-SUDB-_Plan_of_Town_Center_Land

9. Chief John Whalen to discuss Fire Station ATM 2021 article

Attachments:

9.a Fire Station # 2 Selectboard_Handout_2021_01_26

10. Review and discussion of audited Sewataro financials

Attachments:

10.a Sewataro_Mercurio_email

10.b Camp Sewataro Financial Stmts 12.31.2020

10.c Camp Sewataro Revenue Share FYE 9.30.2020

12. For the Select Board to vote to intend to layout the following way at a public hearing on April 6, 2021 at 7:00 PM: Anthony Drive from North Road/Route 117 to a dead end, a distance of 613 feet +/-; and further to refer the proposed layout to the Planning Board for its report prior to the April 6, 2021 hearing, and to place this item on the May 3, 2021 Annual Town Meeting Warrant.

Attachments:

12.a Anthony Drive Street Acceptance Schedule 210120

12.b Anthony Drive - Street Acceptance Plan 191205

12.c Anthony Drive Street Acceptance Warrant Article 210120

13. (1) Authorize the Town Manager to act as the perpetual Sudbury representative in the Marlborough-Sudbury Regional Veterans' District. (2) Also vote to authorize the Town Manager to enter an InterMunicipal Agreement for a period beginning July 1, 2020 and ending June 30, 2021, with appropriate extensions and as legally reviewed.

Attachments:

- 13.a FY17 Marlborough - Sudbury Veterans District Agreement - Extension Vote 12-17-19
- 13.b Draft IMA - 1-20-21

14. Discussion and vote for the weekend desired and secondary dates for 2021 Annual Town Meeting at LSRHS.

Attachments:

- 14.a Holidays and observances in United States in 2021

15. Discuss and possible vote to approve proposed 2021 Board of Selectmen Newsletter Schedule of Deadlines.

Attachments:

- 15.a Proposed BOS Newsletter 2021 Schedule

16. Discuss topics to be assigned for the Winter 2021 Board of Selectmen Newsletter.

Attachments:

- 16.a BOS Newsletter Previous Topics_1.11.21

17. Review open session minutes of 12/8/20 and 1/5/21, and possibly vote to approve minutes.

Attachments:

- 17.a BOS_draft1_12.08.20_min_for_review
- 17.b BOS_draft_1.05.21_min_for_review

19. Upcoming Agenda Items

Attachments:

- 19.a POTENTIAL UPCOMING AGENDA ITEMS_1_26_21

20. Pursuant to the provisions of G.L. c. 83, §4, Article XII s. 1 and 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 Herb Chambers 83 Boston Post Road, LLC for stormwater system maintenance purposes upon the property at 83 Boston Post Road.

Attachments:

- 20.a JLR Stormwater Covenant and Easement for SB Meeting Jan 12, 2021

21. Pursuant to the provisions of G.L. c. 83, §4, Article XII s. 1 and 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 Portside Realty Trust for stormwater system maintenance purposes upon the property at 58 Carriage Way.

Attachments:

- 21.a 58 Carriage Way Covenant and Easement SB Meeting Jan 12, 2021

22. Vote to approve an award of a two-year contract to Girard & Associates, LLC by the Town Manager as a sole source procurement for services to be provided for the Fire Department's Advanced Life Support Program involving quality assurance/quality control, in the amount of \$17,800 per year.

Attachments:

22.a Girard Associates Sudbury QA Contract 2021 - 2022

23. Vote to approve execution by the Town Manager of the Temporary Construction Easement between the Town of Sudbury and Alta River's Edge, LLC for a 70' wide portion of Town-owned property located at 484 Boston Post Road, shown on a plan entitled "License Area Exhibit – 484 Boston Post Road, Wayland, MA", dated December 22, 2020, prepared by Allen & Majors Associates, Inc.

Attachments:

23.a Wood_Wayland - Sudbury Temporary Construction License_9 (002)

24. To approve action by the Town Manager to execute the Budgetary Scope of Work ITC68 set forth by Comm-Tract Corp. to design, engineer, provide and install the Phase 2, South Ring Backbone addition to the Town's Fiber Optic Municipal Area Network; and to execute any documents relative thereto.

Attachments:

24.a FY21 Capital Improvement Project Form Southern Ring of Town-Wide Fiber
Optic Network
24.b 16-94061
24.c 21-95596