

BOARD OF WATER COMMISSIONERS
MINUTES FOR THE MEETING OF
December 1, 2020

The statutory requirements as to notice having been complied with, the meeting was convened at 5:02 PM.

Members Present: Chairman Joshua M. Fox, and Commissioner Robert H. Sheldon and Commissioner Robert E. Boyd Jr.

Members Absent: None

Others Present: Treasurer Thomas S. Travers, Executive Director Vincent J. Roy, and Assistant Treasurer Karen Moretti

Chairman Fox called the meeting to order.

1. REVIEW MEETING MINUTES

The Commissioners approved the Minutes for the Meeting of November 17, 2020 as amended. The motion for approval was made, duly seconded, and approved by roll call:

Joshua A. Fox, Chairman - Yes

Robert H. Sheldon, Commissioner – Yes

Robert E. Boyd Jr., Commissioner – Yes

2. REVIEW DIRECTORS OCTOBER 16th REPORT

Director Roy presented his bi-weekly report to the Board and addressed questions regarding several topics:

136 Boston Post Road (Bear MT Sudbury, LLC) property lien:

Treasurer Travers requested an update from Mr. Roy on the property lien for 136 Boston Post Road, to which Mr. Roy responded that he needed to contact District Counsel and would report back to the Board at the next meeting.

Hop Brook Beaver Dam at Saxony Drive:

Chairman Fox asked Mr. Roy to provide an update on the Hop Brook beaver dam located at the end of Saxony Drive. Mr. Roy stated that a Conservation Commission hearing was held this past Monday, 11/30, and that no decision had been determined and that the hearing was continued to 12/14. That continuation was in part required because MassDEP had not yet issued a permit number for the Notice of Intent. Mr. Roy informed the Commissioners that he had submitted a MassDEP request for Determination of Threat to Public Water Supplies Due to Beavers and Muskrats on 11/30. Mr. Roy stated that MassDEP confirmed that a MassDEP representative would be visiting the beaver dam and wells before the next ConCom hearing date to render a determination.

3. OFFER TO CONVEY CERTAIN PARCEL OF LAND (APPROX. 3.7 ACRES) LOCATED AT 16 NORTH ROAD TO THE BOARD OF SELECTMEN OF THE TOWN OF SUDBURY:

Director Roy informed the Commissioners that this item has been deferred to the next Commissioners Meeting, scheduled for December 15, 2020.

4. SWD WATER FOR COLD BROOK CROSSING DEVELOPMENT (FORMER MELONE PROPERTY) IN CONCORD

Director Roy informed the Commissioners that Anderson & Kreiger represents the Town of Concord and would not be available to negotiate an agreement for the District because of potential conflict of interest. Mr. Roy also stated that Chapter 100 of the District Charter, Section 13 requires Quarry North to petition the District for providing water service outside of the District's service area. Commissioner Sheldon stated that having an inter-municipal agreement (IMA) or memorandum of understanding (MOU) in place with the Town of Concord would better document details of the arrangement between the development, the Town of Concord, and the Sudbury Water District. Mr. Roy stated that he would be contacting Bill Henchy, attorney representing Quarry North, of the District Charter requirements and telling him that the District would be working through the process with District Counsel Williams. Mr. Sheldon also asked Mr. Roy to instruct Quarry North to provide the types of homes (55+) and a proposed site plan in their petition submittal to the District for the properties in Concord..

5. REVIEW REVISED SWD REGULATIONS AND STANDARDS AND SPECIFICATIONS:

Director Roy informed the Commissioners that this item has been deferred to the next Commissioners Meeting scheduled for December 15, 2020.

Chairman Fox moved to conclude the open meeting and to move into executive session for the purpose of discussing the purchase, exchange, lease or value of real property with AT&T. The chair confirmed that having discussion in an open meeting may have a detrimental effect on the negotiating position of the District with AT&T Wireless Communications pursuant to General Laws chapter 30A, §21(a) (exception 6). The motion was seconded by Commissioner Sheldon and approved by unanimous roll call:

Joshua A. Fox, Chairman
Robert H. Sheldon, Commissioner
Robert E. Boyd Jr. Commissioner

There being no further discussions the meeting adjourned at 5:50 PM