

SELECTMEN'S MEETING MINUTES
June 8, 2010

Members Present: Lynda Walsh, Chairman
Larry Harrington, Vice Chairman
Jim DeVellis, Clerk
Lorraine Brue
Paul Mortenson

Others Present: Andy Gala, Town Manager
Randy Scollins, Finance Director
Chris Mitchell and John Ricker, September 11th Memorial
Robert E. Hicks, Chairman, Historical Commission
Dan Murphy, Gillette Stadium
George Bell, Stadium Advisory Committee
Wei Chao Guan, Manager, The Foxborough Mandarin, Inc.
Representative Jay Barrows
Dave Lederer, EPA – Hatheway/Patterson Trucking

The meeting was brought to order at 7:00 p.m. by Lynda Walsh, Chairman.

7:00 – Citizens Input – Chris Mitchell, Chairmen for the September 11th Memorial Committee came before the Board to give an update on plans for September 11th Memorial. A design for the memorial was on display. Chris said plans are in place to dedicate the memorial in 2011 on the 10th anniversary of the 9/11 attacks on the World Trade Center. He thanked Paul Mortenson who helped with details to establish a 501C non-profit status for Foxboro Never Forgets, Inc. Foxborough High School art department helped design a logo that would be used for T-shirts and other advertising items. He also thanked the Patriots for donating a terrific raffle package. John Ricker, Morse & Beggs Monument Co., donated the design and architectural plans. Chris expressed his gratitude to all who have come forward to help this become a reality.

Motion by Paul Mortenson to authorize \$850.00 from the Economic Development account to file for a waiver of the application fee. Seconded by Larry Harrington. **Vote: 5-0-0**

Bob Hicks, Historical Commission Chairman, came before the Board to talk about a dedication at Memorial Hall on Founders Day. He extended an invitation to attend the ceremony at 9:00 a.m. on Founders Day at Memorial Hall. A dedication has been planned to honor Carl Kusch and Jack Authelet. The office is being dedicated to Carl Kusch and the Historical Library is being dedicated to Jack Authelet. Lynda Walsh said she could not think of two people more deserving of such an honor because without their dedication to community there probably would not be a Memorial Hall. She added the Board would like to

dedicate the Selectmen's Meeting room in the Town Hall to Andy Gala in honor of his 30+ years of service to the Town.

Motion by Lynda Walsh to rename this meeting room the Andrew J. Gala, Jr. Room. Seconded by Paul Mortenson. **Vote: 5-0-0**

7:05 – Public Hearing – Great American Food and Music Fest – Jim DeVellis, Clerk, read the Public Hearing notice. The purpose of this public hearing was to discuss the application for the Great American Food and Music Fest as submitted by Gillette Stadium. Dan Murphy explained this would be the first food and music festival at the Stadium and he hopes to make it an annual event. This is scheduled for June 25, 2010, the events starting at 12:00 PM with an ending time of 10:30 PM. All parking to be on the Stadium side of Route 1, anticipated attendance about 20,000 over the entire day. There would be 20 or 30 food purveyors with some cooking demonstrations.

George Bell, Stadium Advisory Committee, said the Committee had reviewed the application and voted unanimously to recommend approval of this application. He submitted a memo outlining the details of the review. Fire Chief Hatfield noted that this event would be staffed at a Level 1 detail; he recommended approval. Recommendations of approval were submitted by Police Chief O'Leary and Health Agent Pauline Clifford. A brief discussion was held.

Motion by Paul Mortenson to close the Public Hearing. Seconded by Larry Harrington. **Vote: 5-0-0**

Motion by Paul Mortenson to approve the license application for the Great American Food and Music Fest as submitted by Dan Murphy, Gillette Stadium. Seconded by Larry Harrington. **Vote: 5-0-0**

7:15 – Public Hearing – Patriots Home Games – Jim DeVellis, Clerk, read the Public Hearing Notice. The purpose of this Public Hearing was for the New England Patriots' home games and potential playoff games. Dan Murphy pointed out there are no changes in parking or ticket prices. He noted a game scheduled for October 31, (Halloween) that may present some "challenges". The schedule is similar to last season. Dan said there is a minor change in traffic pattern by a revision of the ring road around the Stadium for better flow of traffic.

George Bell reported the Stadium Advisory Committee was pleased with the upgrading of the booking area and the increased use of portable breathalyzers to address illegal drinking. Chief Hatfield said the staffing for the games would be on a Level IV protocol. The Committee voted unanimously to recommend approval of the Patriots Home Games schedule. A brief discussion was held.

Motion by Paul Mortenson to close the Public Hearing. Seconded by Larry Harrington. **Vote: 5-0-0**

Motion by Larry Harrington to approve the application for New England Patriots home games and potential playoff games as submitted by Gillette Stadium. Seconded by Paul Mortenson. **Vote: 5-0-0**

7:25 – Public Hearing – The Foxborough Mandarin, Inc. – Jim DeVellis read the Public Hearing Notice. The purpose of this Public Hearing was to discuss a license to Alter the Premises for The Foxborough Mandarin, Inc., 369 Central Street. Manager Wei Chao Guan was present to explain the changes to the restaurant. He pointed out that since the “No Smoking” law went into effect it would enable him to expand the size of the bar area. The seating for 98 would remain the same. A brief discussion was held regarding any problems with the serving of alcohol and parking spaces.

Motion by Paul Mortenson to close the Public Hearing. Seconded by Lorraine Brue. **Vote: 5-0-0**

Motion by Paul Mortenson to approve the application to Alter the Premises for Annual All Alcohol Restaurant License, The Foxboro Mandarin, Inc., 369 Central Street, Foxborough, Manager Wei Chao Guan as submitted. Seconded by Lorraine Brue. **Vote: 5-0-0**

7:35 – Financial Forecast – Randy Scollins, Finance Director, came before the Board to present a “*Draft Approach & Timeline to Update the Financial Forecast for the Town of Foxborough.*” This draft is an attempt to achieve the goal of making the budget process more inclusive and transparent. It provides a timeline for specific budget activities, who is responsible for the process and who are the participants. Randy pointed out that there are many variables during the budget process particularly in regard to revenue from the State. Larry Harrington explained that he felt the BOS did not spend enough time on budget preparation as the Board should have. He feels that it would be helpful for the Board to have an idea of expected revenue for the next three years. He gave an example of why it would be helpful for the Board to be informed about available revenue particularly when contract negotiations are starting. He feels that it would also help employees to understand the Town’s true financial circumstance. In his opinion, Larry feels it is important that union employees know where the revenue is coming from. He would like to make sure everybody has a voice in the budget process and should have the same detail of information as the Advisory Committee.

A lengthy discussion ensued including the suggestion to have a public meeting with department heads on some of the larger issues where citizens and/or employees could participate. Larry Harrington pointed out that particularly on large issues the BOS has the responsibility to do due diligence. Holding a

public hearing to go through the budget would be a way for people to raise their concerns. Lorraine Brue pointed out that it is the responsibility of the Advisory Committee to go into depth on budget items. She suggested possibly having the Advisory Committee meetings televised. Jim DeVellis agreed that a public hearing is a good suggestion as long as the focus would not be on specifics. It would give an opportunity for everybody to work together. Andy Gala suggested focusing on the largest departments, not having all the departments participate. Further discussion was held relative to the benefit of such discussions on budget input for Highway and Water & Sewer and services provided by the Town, where the Town is and where it would be in five years. Randy Scollins pointed out that State Aid fluctuates and it is the “high card” relative to the budget. He explained with this timeline/financial forecast, rather than stay in the middle, he is using two scenarios – either moderate growth or what he thinks might happen. He has been looking at community comparisons to get meaningful quantifiers. He said it would take the rest of the summer into early fall to bring this all to fruition. This is an evolving program; he wants to have good information and to start out with a consensus on guidelines. He is concerned that funds from the State may be \$73,000 less than was voted at Town Meeting and the Town may come up \$73,000 short. He said things do not look good at the State level.

8:15 – Hatheway/Patterson Trucking – Representative Jay Barrows, Dave Lederer, EPA, and Project Manager for Severson came before the Board seeking extension of hours of operation. A brief update on the project was given. Jay Barrows explained that 10,000 tons of contaminated soil had been removed from the site; that is about 1/3 of the total; 36,000 tons. The trucks follow the established route out of Town and the replacement soil comes in through Mansfield. The requested extension of hours would commence after the school year is over and would give an added 2-1/2 hours of operation starting at 8:00 a.m. until 5:00 p.m. The expectation is that the project would be finished by the fall. A brief discussion ensued.

Motion by Lorraine Brue to extend the hours of operation to 8:00 a.m. to 5:00 p.m. for the Hatheway/Patterson parking lot project as requested. Seconded by Larry Harrington.

Vote: 4-0-1 (Paul Mortenson abstaining.)

8:30 – Town Asset Review Committee – Lorraine Brue read a report on the Committee’s discussions and determinations regarding the Town Hall renovation. The report included four scenarios discussed as well as details that would have to be addressed as the Committee moves forward. The consensus of the Committee is to hire an architect at this point to look at space needs keeping in mind a building that would be suitable 30 years out. The cost would depend upon which scenario is chosen, an estimation of \$3.5 to \$4.5 Million. Lorraine listed committee members for initial plan design – Kevin Weinfeld, Bill Casbarra, Randy Scollins, Bob Boette, Bob Cutler, Gary Whitehouse and W&S

representative and Lorraine Brue. She asked for a motion by the Board to approve \$40,000 for an architect to work with the committee on initial design.

A general discussion was held regarding how to fund the \$40,000, whether an RFP should be put out, whether a dollar amount should be included in the RFP and who would be responsible for authorizing the cost.

Motion by Paul Mortenson to approve the expenditure of up to \$40,000 for an architect to initiate the design for the Town Hall renovation. Seconded by Jim DeVellis. **Vote: 4-1-0** (Larry Harrington voted in the negative.)

Larry Harrington said he supports the Town Hall renovation but does not think the dollar amount should be determined before an RFP goes out.

ACTION:

Minutes – The Minutes of the Board of Selectmen’s meeting of May 25, 2010 were reviewed.

Motion by Lorraine Brue to approve the BOS Minutes of May 25, 2010 as amended. Seconded by Paul Mortenson. **Vote: 5-0-0**

Invoice – Received an Invoice from Peter J. Epstein, Esq. for professional services relative to Cable TV Licensing through May 25, 2010 in the amount of \$1,100.00.

Motion by Paul Mortenson to approve the invoice in the amount of \$1,100.00 from Peter J. Epstein, Esq. for professional services through May 25, 2010 for Cable TV Licensing. Seconded by Lorraine Brue. **Vote: 5-0-0**

Committee Appointment – Received from Douglas B. Ritter a request to be appointed to the Insurance Advisory Committee representing school bus drivers.

Motion by Larry Harrington to appoint Douglas B. Ritter to the Insurance Advisory Committee as requested. Seconded by Jim DeVellis. **Vote: 5-0-0**

Historical Commission Appointment – Received from Robert Hicks, Chairman of the Foxborough Historical Commission a request to appoint Amanda Smith as an Associate member of the Foxborough Historical Commission. A brief discussion was held.

Motion by Larry Harrington to appoint Amanda Smith as a new Associate Member of the Foxborough Historical Commission for a three year term. Seconded by Paul Mortenson. **Vote: 5-0-0**

Resignation and Appointment – Stadium Advisory Committee –

Received from George Bell, Chairman, a request to accept the resignation of Bob Quinn and to approve the appointment of two new members, Kathleen Donegan and Scott Kelly.

Motion by Larry Harrington to accept with gratitude the resignation of Bob Quinn from the Stadium Advisory Committee. Seconded by Paul Mortenson.

Vote: 5-0-0

Motion by Larry Harrington to appoint Kathleen Donegan, 75 Rear Morse Street and Scott Kelly, 60 Carroll Drive as new members of the Stadium Advisory Committee as submitted. Seconded by Lorraine Brue. **Vote: 5-0-0**

Orpheum Theater – Received from Bay Colony Productions - Orpheum Theater an application for two One-day Beer & Wine Licenses for June 18th and July 17th for monthly comedy nights.

Motion by Larry Harrington to approve the application for two One-Day Beer & Wine licenses for June 18 and July 17, 2010 as requested by Bill Cunningham on behalf of the Orpheum Theater. Seconded by Jim DeVellis.

Vote: 5-0-0

Common Victuallers License – Received from Michael Karp an application for a Common Victuallers License for Toby Keith's I Love This Bar & Grill.

Motion by Larry Harrington to approve the application for a Common Victuallers License for Toby Keith's I Love This Bar & Grill as submitted. Seconded by Paul Mortenson **4-0-1**

Invitation – Received from Michael Webber, Executive Director, Foxboro Cable Access, Inc. an invitation to the Grand Opening and Studio Dedication ceremony scheduled for June 18, 2010 at 6:30 p.m. Lynda Walsh will attend.

Veterans' Agent Position – Andy Gala gave an update on the status of the Veterans' Agent position. He explained this would be sharing the position with the Town of Walpole. A letter has been sent to Mass Dept. of Veterans Services requesting permission to form a Veterans Services District. He said the towns would share a full time position and one support person; both towns would split the hours and both Boards of Selectmen would have to approve the plan to establish a District. Associated costs would be allocated based upon the population. A brief discussion was held.

Motion by Jim DeVellis to approve participation in forming a Veterans Services District as outlined in the letter to Mass Department of Veterans Services dated June 1, 2010, submitted by Michael E. Boynton, Town

Administrator, Town of Walpole and Andrew A. Gala, Jr., Town Administrator, Town of Foxborough. Seconded by Lorraine Brue. **Vote: 5-0-0**

Planning Board – Received from Marc Resnick, Town Planner, notice of Public Hearings for Temporary Parking Lots scheduled for: - 16, Washington Street, Lot #16; 94 Washington Street, Lot #94 and 200 North Street, Lot #200. Comments to be submitted two days prior to the Public Hearing.

NEW/OLD BUSINESS

Lynda Walsh congratulated the Class of 2010 and wished them well on the occasion of their graduation. She noted there was “a lot going on in Foxborough” – Founders Day, High School Graduation and Graduation at the Sage School.

A general discussion was held regarding retiree health insurance. Andy Gala said the Insurance Advisory Committee had met two or three times. Three proposals have been reviewed for health insurance for next year. Issues discussed included the equality of the Town’s contribution for retirees enrolled in HMOs vs. the contribution for Medex, the cost of health insurance for present employees, increasing the employee contribution and working with the union employees on incentives to change insurance plans.

Motion by Paul Mortenson to go into Executive Session to discuss Collective Bargaining and to exit from Executive Session for the sole purpose of adjournment. Seconded by Jim DeVellis.

Vote: 5-0-0	Lynda Walsh, Chairperson	Yes
	Larry Harrington, Vice Chairman	Yes
	Jim DeVellis, Clerk	Yes
	Lorraine Brue	Yes
	Paul Mortenson	Yes

Meeting adjourned at 10:00 p.m.

Jim DeVellis, Clerk