

SELECTMEN'S MEETING MINUTES
September 25, 2012

Members Present: James DeVellis, Chairman
Mark Sullivan, Vice Chairman
Lorraine Brue, Clerk
Lynda Walsh
Ginny Coppola

Others Present: Town Manager Kevin Paicos
Town Counsel Dick Gelerman
Atty. Cindy Amara

The meeting was brought to order at 6:00 p.m. by James DeVellis, Chairman. Chairman DeVellis reviewed the agenda. This is an off week meeting to discuss negotiations with the Kraft organization.

Town Counsel Dick Gelerman will be away for 10 days so Atty. Amara will be available for any questions the town has in his absence.

The Board discussed setting up a committee of Mr. Paicos, Atty. Gelerman, one member of the Board of Selectmen and any special counsel or consultants that would be needed to meet with the Kraft organization. All information would be shared with the rest of the Board of Selectmen via updates during open meetings. The Board discussed strategies for the meetings and whether topics such as liquor licenses, ticket pricing and the billboards could be discussed in open session or only executive session.

The Board members would like the ownership of the billboard signs worked out first. Atty. Gelerman stated that his position is that the town is the owner of the signs.

The Board discussed the need for Special Town Counsel or consultants that may be needed such as economists, advertising, financial, etc. The Kraft's will reimburse the town for any expenses incurred for this.

Atty. Gelerman and the Town Manager will research who would be best to use. If the consultants are hired through Town Counsel then the 30B process is not necessary.

The Board discussed the best way for the committee to get information back to the Board. An agenda item will be placed on future agendas both as a regular and executive session item.

Town Counsel can be asked questions by individual board members without violating the Open Meeting Law. Mr. Paicos commented that may not work as the Board members would not be able to get the opinions and views of the other Board members on any particular topic.

The Board discussed the make up of the negotiating team; Ms. Brue and Ms. Coppola would like to have two members of the Board of Selectmen on the team. All meetings will be held at the Foxboro Town Hall. Mr. Paicos was fine with either one or two BOS members but noted that the Board members do not necessarily do the negotiating; Town Counsel and the Town Manager will do the negotiating.

A motion to have two members of the Board of Selectmen on the Kraft Negotiating Team was made by Ms. Coppola and seconded by Ms. Brue. **The motion carried 4-1-0 with Ms. Walsh opposed.**

The Board discussed who the two members should be.

A motion to have Ms. Brue and Mr. Sullivan be the two representatives from the Board of Selectmen on the Kraft Negotiating Team was made by Mr. Sullivan and seconded by Ms. Coppola. **The motion carried 4-1-0 with Ms, Walsh opposed.**

Mr. Paicos stated that any references to the term sheet, billboards, payments in lieu of the sewer plant, sales of assets and liquor licenses must be in executive session unless the conversation is segregated.

A motion to adjourn the meeting to enter into Executive Session and not return to regular session at 7:05 p.m. was made by Ms. Walsh and seconded by Mr. Sullivan. **The motion carried 5-0-0.**

Respectfully Submitted,

Diana Gray

Lorraine A. Brue, Clerk