

TOWN OF FOXBOROUGH  
SELECTMEN'S MEETING  
MINUTES  
MARCH 3, 2015

Members Present: Lorraine A. Brue, Chairman  
John R. Gray, Vice Chairman  
Virginia M. Coppola, Clerk  
James J. DeVellis  
David S. Feldman

Others Present: William G. Keegan, Jr., Town Manager  
Ms. Mary Beth Bernard, Assistant Town Manager  
Mr. Jack Authelet, Town Historian  
Ms. Christina Belanger  
Ms. Sharon Wason, Town Planner  
Mr. Robert Cutler, Town Clerk  
Mr. Michael Stanton, Water & Sewer Commissioner  
Mr. Richard Pacella, Water & Sewer Commissioner  
Mr. Roger Hill, DPW Director

The meeting was brought to order at 7:00pm by Chairman Lorraine Brue.

A motion to enter into Executive Session at 6:30 p.m. and to return to regular session at the conclusion was made by Lorraine Brue and seconded by John Gray. **The motion carried 5-0-0. Roll Call Vote: James DeVellis, yes; John Gray, yes; Lorraine Brue, yes; David Feldman, yes; Virginia Coppola, yes.**

Ms. Brue read the agenda.

**7:00pm – Citizen's Input – Jack Authelet and Christina Belanger**

Mr. Authelet stated that this afternoon they had worked out some details and assuming that the snow will recede they would like permission for a town wide cleanup day on Saturday, May 2, 2015. The Dooley organization has committed fully again to it and everyone will have their safety shirts, their gloves, and their boots as well as the ability to break into teams and to help them make cleanup day number three as successful as number one and two.

Mr. Authelet would like to ask the Board to name Tina Belanger to their committee. She has been a very hard working volunteer all the way through this but she also had some other skills that they thought could really strengthen the program and lighten the load for them and they would love to have her named to the committee.

Mr. DeVellis asked who was on the committee now. Mr. Authelet stated that it was Mr. Dooley and himself and they will be coming with some plans to do some expansion so that cleanup day

will be a central part of some other round of activities. Right now if they could just go to this next step they will be put the finishing touches on a bigger program.

They encourage the groups and organizations and even groups of neighbors to take on their neighborhood or whatever. The amazing thing is it does so much for the town but also look at the hundreds of people that go home that night feeling very good on how they spent their day. It is good community building and fortunately we can expand and get some help.

Mr. Authelet stated the other thing he wanted to mention was many years ago the town markers that they have near the homes of men and women who lost their lives from World War I forward, those town squares needed some attention as well as some of the historical markers and John Gaetani, a painting contractor who lives in town came forward and reconditioned all of those for them. He did a fabulous job and he is back again because the years have passed and some of the markers are in need of attention. Just as an example the Veterans Memorial parking lot just behind the stores will be the first one to be restored. Mr. Gaetani provides all of the labor and supplies and he just wanted to let the Board know that he was going to be out there so if someone sees someone taking a marker down they are not stealing it, they are going to be rehabbing it. When they make a commitment to these people and their families that we will never forget those who made that sacrifice it takes many different forms including maintaining memorials and markers and Mr. Gaetani helps them keep that promise to those families.

Mr. Authelet stated that Foxborough is that kind of place where people come forward and give so much and asked so little in return.

Ms. Brue asked if Mr. Authelet and Ms. Belanger would be putting something on the town website as well about the annual cleanup day in which Mr. Authelet responded yes, they are just a few days away from finalizing details.

Motion made by John Gray that they approve Christina Belanger to join the Foxborough Clean Up Day Committee. Seconded by Virginia Coppola. **Vote 5-0-0**

Motion made by John Gray to designate May 2<sup>nd</sup> as Foxboro Clean Up Day. Seconded by Virginia Coppola. **Vote 5-0-0**

### **7:10pm – Selectmen’s Update**

Ms. Brue stated that the Board wants to again thank all the town employees, the DPW members and the public safety and everyone that has worked so hard during all the storms and continue to work and chip away.

The Attorney General’s Office has approved the towns Sign Bylaw which was voted in at their last town meeting so she was very excited to get that information. They have given them some cautions related to it but it is good to have the word back that it has been approved. The Sign Bylaw Committee will get back together and will review that going forward.

### **7:15pm – Housing Trust –Sharon Wason, William G. Keegan Jr.**

Ms. Wason stated the final Master Plan Workshop will be on March 26, 2015 at the Foxborough High School Media Center at 7:00pm and extended an invitation to the Board. They will be looking at goals and objectives, future land use, future policies for the town and they are really trying to wrap up the whole 3 ½ year process. They are hoping they get a lot of good citizens input and they have had a lot of good “Questions of the Week” and thanked the Foxboro Reporter for their assistance, it has been invaluable.

Ms. Wason stated they are here tonight to talk about the Affordable Housing Trust. Ms. Wason stated that the Housing Trust was created at the Annual Town Meeting in 2013 and it was one of the recommendations of their Housing Production Plan that they create a Municipal Affordable Housing Trust to actually accomplish some of the goals of the Housing Production Plan and it was made all the more necessary or pertinent by the fact the developer at Chestnut Green has chosen to give the town cash in lieu of some of the other affordable units he was going to build. He is paying it off and at the end there will be \$320,000 that has been paid in lieu of constructing the eight units of affordable housing.

It would seem that the Municipal Affordable Housing Trust is the perfect group to figure out how to best use that money to benefit all the people in town. It was not one of the easier activities that they ever got through town meeting. They met with a number of town officials and town citizens, Mr. Gray in particular when he was on AdCom asked a lot of really deep questions that required a lot of thought. They found themselves not only drafting the article but coming up with bylaws, explanations and all sorts of research information on Affordable Housing Trusts. At the time they created theirs, there were about 61 of them across the state. They looked at all the surrounding communities that had them and talked to most of those committees and got feedback about what worked and what didn't. As Ms. Wason noted in her memo there are places in the proposed regulations where they put some caveats on the powers that the act would allow the Housing Trust to do. The statute says that the Housing Trust may sell or lease or convey any property and make any contracts. Ms. Wason stated that they had said they can't make disbursements without a vote of the Board of Trustees and the approval of the Board of Selectmen. They further said that they cannot enter into any long-term contract without the consent of town meeting. They felt it was really important to have checks and balances to make sure that what was being done on behalf of the town, the town was in fact aware of what was going on.

As noted they have drafted regulations and are very close to what the Board has seen before with two exceptions. The original regulations stated that a member of AdCom would be on the committee and Ms. Wason has since read the general bylaws and it said that AdCom members can only be on AdCom.

Secondly, they had initially said that the Board of Selectmen would appoint the trust. Ms. Wason also stated they read the Town Manager Act and found that this is something that the Town Manager could be responsible for.

Given the fact the trust is due to sunset on July 1, 2016 which is literally truly around the corner she is suggesting that the Board of Selectmen adopt these regulations and charge Mr. Keegan with appointing a Board of Trustees for the Housing Trust and let's get moving. Ms. Wason would like to do something good with the \$320,000.

Mr. DeVellis stated that the trust was drafted for seven members and it is mirrored after the state process but the state says a minimum of five members. Mr. DeVellis stated that you would have a Planning Board member, a Selectmen member, and a Housing Authority member as well as four residents. Mr. DeVellis asked where seven members came from instead of five members. Ms. Wason stated they thought with three members of boards that there should be good representation from residents as well. Mr. DeVellis asked if these residents would be on any other boards or committees in which Ms. Wason responded they may not be, no. Ms. Wason stated that they were hoping to have people experienced in housing, finance, municipal government or law. They were hoping to get people that had some skills so that they would be useful to the trust. The Town Manager may appoint any other town officials or staff. Ms. Wason would expect that she would be charged with serving as staff for the trust such as an Ex-Officio member. Again, Ex-Officio members don't vote, the will of the people is what is driving that bus.

Mr. DeVellis stated that there are three or four pages of process on this and again, it probably mirrors a lot of the state, municipal finance sections, how to transfer the land, the procurement act, but the goals and objectives or the purpose of it simply says "the preservation of affordable housing in town for the benefit of low and moderate income persons". If you look at what is happening with the Fisher Street 40B project, the town would be close to the 10% if not past it plus the other two that are going on so the town as a whole was getting past the 10%. Are these rental houses owned by the town and leased out and what happens when you sell it, the 80% numbers and the 30% salary goes towards housing, how is that all defined in there. Ms. Wason stated she has no idea that's why they want the trust to work on this. One of the ideas is that the Housing Authority is looking into buying property near Walnut Street (surplus state property) and they received a grant from the state and they are doing due diligence with that grant money. Some of the money may go to assist the Housing Authority in that project. There are communities which use the money either for moderate rehab for low income people so they can fix their homes up or to help lower income town employees with down payments on homes so there is a whole variety of things that can be done with the money. Ms. Wason doesn't know what the best use of the money is. Mr. DeVellis asked if this group of seven people would come up with parameters such as if someone donates \$100,000, or a house, or property, by the time that comes in here those goals will be set? Ms. Wason stated that she would think that would be one of the first things the Housing Trust would need to do is to think about how broad the role they want to take; do they want to be a bank or a developer, or do they want to function as a quasi-municipal board and be more of a policy board; they will have to figure that out.

Mr. DeVellis asked when the assets come in they could potentially sit on it from 5 to 20 years or spend it yearly as it comes in, are all those parameters in the process being thought. Ms. Wason replied yes; the state law doesn't require the monies be spent within any specific time but she would think the Chestnut Green developer if his money has been sitting there for a couple of years would come back to the town and say use it or lose it.

Mr. DeVellis asked if someone had an asset that they wanted to donate to this group, it comes off of the tax base so for the town to accept, is that a town meeting process or is that a Selectmen process? Ms. Wason stated that it says that the trust can accept and receive in their powers property by gift including money. Mr. DeVellis stated that he has seen in other towns where they take assets and number one it comes off the tax rolls and two there may be issues with that property. Mr. DeVellis would be concerned with the checks and balances working somehow into that process of that set up. Ms. Wason would assume that it would be under the town gift policy with the Selectmen being the ultimate acceptors. Mr. DeVellis doesn't know if this overrides that. Ms. Wason asked Mr. Keegan if they should send it to town counsel with some really focused questions. Mr. Keegan stated yes.

Mr. Gray stated that he assumed they were going to study the document and ask more questions before they adopted it. Ms. Wason stated definitely. Mr. Keegan stated the purpose tonight was to get the discussion going; they are not looking for a vote from the Board tonight. They were just looking to identify concerns and any questions the Board might have and they will certainly take more questions as they come along, even after tonight's discussion if the Board has individual comments they can forward them on to Mr. Keegan and they will start looking into those things right away.

Mr. DeVellis stated he is generally in support of this he just thought at the beginning of the discussion where they had that July 1, 2016 date it was a little more aggressive.

Mr. Feldman stated that this does not preclude the trust from entering into the public/private partnerships of affordable housing in working with DHCD, HUD, MHFA, etc. Ms. Wason stated that it does not, Habitat for Humanity and a lot of the municipal housing trusts worked very closely with Habitat for Humanity. Mr. Feldman stated that the only thing that he would be concerned about is the length of the terms because working with DHCD and the others are a lengthy process and to maintain continuity throughout that process you want to have some overlapping terms with either the Chairman, Vice Chairman, or Clerk. Ms. Wason stated that she and Mr. Keegan could work on that. Mr. Feldman stated that a proposal from MHFA or HUD could take anywhere from 8 months to 18 months.

Mr. Gray stated that one of the original reasons for developing this housing trust was to be the depository for the \$320,000 because there was really no other place to put it. If the fund sunsets what happens to the money. Ms. Wason stated that the money is in a Planning Board account like their recreation/mitigation money or other mitigation monies would remain with the Planning Board and the Planning Board would be charged with figuring out what to do with the money. The Planning Board has a very full plate with development. Mr. Gray asked why they would put a sunset provision on this; he is not recalling with clarity why they did that. Ms. Coppola stated she thinks that was done because they didn't want a perpetual housing trust, people had concerns about that on the Advisory Committee. This was a compromise so they could review it at that time.

Ms. Wason stated that she had spoken with Mr. Cutler before she came over and they felt that they shouldn't wait for the May annual meeting next year, if they were going to extend it they should do it in the fall so that it has continuity.

Ms. Wason looked at a good number of communities (the first 61) and a good two thirds of them are also part of the community preservation act. The Community Preservation Act requires that you spend a minimum of 10% on housing; a minimum of 10% for conservation; a minimum of 10% for recreation and then the final 70% you can divvy up based on your town needs. A lot of those communities it seems like they set up a municipal housing trust to help with the CPA issues. The town of Foxborough doesn't have CPA so that was another reason. They knew they had this one block of money that they would need to find a way to best spend in that there wouldn't be any ongoing stream coming in.

Ms. Brue asked once the Board sends in questions and reviews this document they can come back and talk about potential uses of the existing monies. Ms. Wason stated yes. The next step after they get the regulations the way the Board wants them, they would adopt the regulations and they would charge Mr. Keegan with appointing a committee which requires a member of the Board of Selectmen to be on that and then start thinking about what they are going to do with the money.

Ms. Coppola asked if this trust restricts the people in any way that they have to be a long-standing Foxboro resident. Ms. Wason stated that it is neutral with regard to residency. Ms. Coppola asked if it had to be neutral or can it be restricted to Foxborough residents only. Ms. Wason stated that if you look at 40B regulations for the comprehensive permits, 70% of the units can be for Foxborough residents so she thinks that would be the maximum that they could do to mirror the 40B language. Ms. Coppola stated that this was one of the current stirrings of the Advisory Committee was that the State would come in and say you have to house these people whether you like it or not. Ms. Wason stated that this is a local housing trust addressing local needs with local money. The only way the State would get involved is as Mr. Feldman suggested that they go to them for state funds.

Ms. Brue stated that if anyone on the Board was interested in serving on this committee to let Mr. Keegan know and then the Board can talk about that at one of their next meetings and also the Board can send their questions to Mr. Keegan.

**7:20pm – Spring Warrant Articles – Joint Meeting with the Water & Sewer Commission - Michael Stanton, Water & Sewer Commissioner**

Mr. Stanton stated that he knew they had two placements for warrant articles and one is an article for people who submitted their property lot to be voted on to be included in a sewer service area.

The other one is they have their new special counsel reviewing everything and he was not happy with the Act of 2013. Mr. Stanton stated that they had counsel review the document at that time but they were told it was a standard form. Their new counsel came in and said no, he wanted it more exact. The Water & Sewer Commission had the new counsel draft changes and submit it. They are basically housekeeping items that they want to do.

Ms. Brue asked Mr. Stanton to give them more information about the area that this is focused on. Mr. Stanton stated that they formed the DPW and at the time the Water & Sewer Commission said that they will concede all of their authority over employees to be under the Town Manager Act and they retained everything else that they have had for 30 years. It is the opinion of the Water & Sewer Commission's counsel that the original draft was too vague and he wanted to tighten it up.

Mr. Stanton read the document to the Board.

“Section 3 - The executive powers of the town shall be vested in the Board of Selectmen is the act referred to as the Board of Selectmen shall have the rights and powers given to Boards of Selectmen by general laws except for those executive powers granted to the Town Manager”. Mr. Stanton stated and from this point on begins the change “and except for those executive powers granted to the Town's Board of Water & Sewer Commissioners by Chapter 46 by the Acts of 1986 provided however that all personnel and collective bargaining powers of the Water & Sewer Commissioners shall be vested in the Town Manager”.

Mr. Keegan stated that he would offer a little more clarification. There were a number of things that actually occurred over many years. 1986 was the first enabling of legislation of the Water & Sewer Commissioners to be established gave them intentionally full executive authority over handling water and sewer matters for the town. In 2004 the Town Manager Act came into play which then established the executive authority for the Board of Selectmen and also the authorities vested in the Town Manager which also still it wasn't really clear how it affected the 1986 Act, it was never thoroughly addressed. Ms. Coppola stated that there is the following quote in that 2004 Special Act to have Selectmen and the Town Manager form of government “to the extent that this act modifies or repeals existing general laws or special acts or bylaws of the Town of Foxborough, this act shall govern”. Ms. Coppola stated so this supersedes any special acts. Mr. Keegan asked if this was from 2000 and in which Ms. Coppola stated yes, this was the Special Act of 2004. Mr. Keegan stated that in 2010 there was an amendment to the act as well and it also mirrored the 2004 language because there wasn't a lot of change there either. In 2013 however there was a clear change in terms of how that authority was changed. It said that the executive authority vested with the Town Manager and the Board of Selectmen and it seems as though it actually took away some of the authority of the Water & Sewer Commissioners at that time. What this would effectively do is to put the powers back as they were established in 1986 and to the Town Manager Act. With respect to how that affects things is that right now the Water & Sewer Commissioners actually have authority over the handling of all water in some matters including the selling of septic rights and expansion of the districts and things that nature, which still goes back to town meeting for expanding of the district and it also gives them the ability to contract for services as well. What happened with the 2010 Act which was really the establishing of the MFN which is the Regional Sewer Authority and that created a whole new set of authorities which complicated this even further so the 2013 Act attempted to try to clear that up a little bit more but in fact based upon the reading of their present counsel limited the authority of the Board so the purpose of the request is to put the authority back in the hands of the Water & Sewer Commission. However, if you read the actual act that was done in 2013 it actually referenced back to the 1986 actions. The point in that was it makes Mr. Keegan

believe as he reads it, that there clearly was intent when they did that. Mr. Stanton stated the intent was clear. There were a couple of things going on such as the Municipal Agreement and they were trying to form the DPW so something got dropped. Mr. Stanton stated that he has one attorney saying everything is fine and another attorney warning to tighten things up.

Ms. Coppola read the language from 2013 the Town Manager's Act was amended that is Chapter 173 of the Acts of 2013 and in that it said "the Town of Foxborough shall be governed by this act to the extent that this act is now in conflict with any general or special law including but not limited to Chapter 46 of the Acts of 1986 or the bylaws of the Town of Foxborough this act shall govern". Chapter 46 of the Act of 1986 is what established the DPW and gave you executive authority; what this amendment does is it takes away that executive authority and says the Town Manager still retains the executive rights. Ms. Coppola stated that putting that language in makes the Act of 2013 trump the Act of 1986 and that was done purposely because it was specifically noted Chapter 46 of the Acts of 1986. That was done and there was a reason that was put in there. What this means because of this, is that the Water & Sewer Commissioners can't unilaterally contract the sale of flow outside the town borders; it needs the approval of the Board of Selectmen. This is the same checks and balances that would govern the sale of flow outside the border because their MFN allows the town to sell flow to a neighboring town. But right now; it would be checks and balances for the selling of flow outside of town the same way there would be checks and balances in what is when people want to join the district inside of town they have to go to town meeting so Ms. Coppola thinks this was purposely done so there would be a checks and balances down the road when the sewer thing came to fruition. Mr. Stanton disagreed; it was not the intent of what the Water & Sewer Commissioners planned to do. Ms. Coppola stated that it is protection for the town just like when someone wants to join the Water & Sewer Commission; it has to go to the town for approval. Ms. Coppola stated if they change this the way they want to change it that would mean the Water & Sewer Commissioners can unilaterally make contracts with outside town entities. Mr. Stanton stated they always have. Mr. Stanton disagrees that this was done purposely. Ms. Coppola stated that when you have an amendment things don't get in there by accident, things are put in there purposely and the language says "in conflict with any general or special law including but not limited to Chapter 46 of the Act of 1986". Ms. Coppola stated that wasn't done on a whim that was done for a reason. Ms. Coppola stated that the sewer business was approved by the town, the town meeting wanted to know that they had a say and that was why the provision was put in there; that town meeting had to approve joining the sewer district inside the town. Mr. Stanton stated that what was more important was that they wanted to make sure that they weren't going to shove betterments down people's throats and try to force sewer where no one wanted it. Mr. Stanton stated there is a reasonable test of how are we going to pay for all of this.

Mr. Keegan stated based upon the way the current language reads how does that impede your ability to do your job from the Commission's perspective. Mr. Stanton stated as far as they are concerned based on the prior opinion that they got on this they don't agree with Ms. Coppola. Mr. Keegan asked what would limit their ability to do their job. Mr. Stanton stated they never really got into it. Mr. Gray asked if they had never really gotten into it, why are you asking for a change if you haven't debated it. Mr. Pacella stated that the opinion was that this could strip all of their authority. Mr. Gray stated this is a lawyer's opinion and is this also the opinion of the Board. Mr. Stanton stated they are doing as instructed. Ms. Coppola stated that the Water &

Sewer Commissions lawyer was very good but even he said that they don't have unilateral authority to do contracts, that's why he presented the warrant article and that is the cure for their problem. Mr. Keegan stated that over the years the Water & Sewer Commissioners have always handled the flow issues, the contracting issues and all those things and since 2013 what role has the Board of Selectmen played in any of that. Ms. Brue stated that they have never had any role. Mr. Keegan stated based upon the way the current language reads does it affect their plans to do something else. Mr. Stanton stated he didn't know, no one has ever made an issue of it. Mr. Keegan stated that if the issue of trying to sell flow to another community comes up the way the current language reads is the Board of Selectmen would have to make that decision. Mr. Stanton stated that Mr. Keegan would have to make the decision in which Mr. Keegan replied it would be the Board of Selectmen, he would make the decision regarding personnel and collective bargaining but the executive authority rests with the Board of Selectmen. Mr. Keegan stated if they change that language that decision would revert back to the Water & Sewer Commissioners. There is a fundamental question there, is that too much authority for one board to have. To put that level of authority on one board should that be something town meeting acts on. If you are selling flow outside the community is that something town meeting should actually vote on versus any one board. That is a question Mr. Keegan would have about that. Having said that based on the normal operations he isn't sure why they would want to change it the way it is working; in other words the Water & Sewer Commissioners had the authority to do contracts, they had the ability to do their operations on a day-to-day basis but when it comes to fundamental questions such as selling flow that they have all tried hard to get that flow for a number of years selling it to another community is a bit of a controversial issue. He thinks they would want a higher authority when they are on that side of the situation.

Mr. Gray stated that say that hypothetical situation came up and he thinks he read in the notes there was something about selling flow to Sharon Commons, do they have a problem with running that by the Board of Selectmen or even taking that to town meeting? Mr. Stanton stated only in that the cleaner you can make the deal, the easier it is. In other words they have the authority they get approached all the time and if they are trying to sell flow, is it a timing issue.

Mr. Gray asked if they had an issue with getting input from the community on decisions like that, that could impact the town's ability to develop a better commercial base. Mr. Stanton stated no. Mr. Stanton stated in order for them to get a seat at the table they had to commit to more gallons than they could reasonably expect to sell. They were nervous about going in and buying what they had to anyway but at the same time that opened up to what they just referred to as some sequestered gallons. So in their opinion given the fact that they cannot levy betterments, they cannot force mains down, they have to sell flow to any willing party. If they don't meet their financial obligations it goes into receivership and it will go on the tax base. Mr. Stanton stated those are the stakes so naturally they want flexibility to do whatever they can to protect the thousands of existing customers they have because the whole deal here was if they buy the expansion hopefully they can dollar cost average and soften the impact of the rehabilitation of the existing plan on the existing thousand people. Mr. Gray stated when the town voted for this existing sewer district, they were voting for sewerage for Foxborough. They were voting for sewerage to expand their commercial base and nowhere in their mind did they ever envision that some of this flow would be sold to Sharon. Mr. Stanton stated a big part of what they sell is already in Sharon. Mr. Gray stated once they sell flow to Sharon they are then limiting the

amount of economic growth that the town can get from that. Mr. Stanton stated that is a great conversation to have, what is the likelihood of what is actually sellable. Mr. Gray stated once it is sold it is sold; it's finite that is why he is saying personally involvement by the Board of Selectmen and the community, even if you have to go to town meeting, it involves the town because this sewer district was to bring some long overdue new life into the downtown section, the Route 140 section, and if that begins to get sold away pretty soon you don't have enough to make a substantial impact for a number of years. That is why the Board is saying why don't they want to change it. Mr. Stanton said because of maximum flexibility.

Mr. Keegan stated he actually understands his point and commends him for making sure they are protecting the rates and protecting the investment, the concern is the fact that if they act too quickly and sell that capacity now and they miss an opportunity later when they need that capacity that is a challenge for them. However, the other side of it would be that if in fact it gets down to the final wire and you need to sell that capacity so they can keep the rates down people will listen to that. Mr. Stanton stated that if you miss the opportunity the result could be worse. Mr. Keegan stated that is understandable, it's a little bit of a gamble but in the same token Mr. Gray makes a good point that this capacity was sold to the town for being Foxborough's capacity and then taking it to another community at this junction creates a bit of concern. It is a timing issue. Mr. Keegan shares Mr. Stanton's concern but disagrees with the method on how they get there. Both boards have that authority to have that conversation right now. He understands about not going to town meeting because town meeting only happens once or twice a year. Mr. Gray would imagine that if they were selling flow it would be for a large project and large projects don't happen overnight either; there is enough time.

Mr. Gray stated they need to discuss what they are faced with down the road, the financing structure, what they think they might have in excess flow because the Board of Selectmen don't know; where that flow was originally earmarked to go which was downtown, Route 140 and Foxborough Plaza and the first act after this is to sell flow to an out of town entity, you go timeout we have to stop and think about this. Mr. Stanton stated that is fair. Mr. Stanton stated they spent two years whittling down what their buy-in would be because they were nervous given how they are exposed there how to pay for it. Mr. Stanton stated they can show the Board how they intend to pay for it. Mr. Gray stated the ratepayers can't be paying for all of that. Mr. Stanton stated they are going to get wiped out if they don't get going. Mr. Stanton stated the sooner they get the money the safer they will be and thinking that some of these little subdivisions are going to get together and are going to run a pipe down there, it's never going to happen. You have some critical need areas around the center of town which they worked with the Planning Board and that is designated and that is an identifiable quantity. Mr. Stanton stated that they have had many conversations with some of the smaller developments but no one has been running in with a checkbook and that is concerning to them. Mr. Gray stated in a current sort of checks and balances relationship that exists today these discussions can take place, if there was something of urgency they could at least take a look at it and see if town meeting or even input from the Board of Selectmen could help out the process. Mr. Gray stated he is never one for unilateral authority. The more the community talks to itself the better the outcome.

Ms. Coppola stated she thinks there is an expectation of presenting projects to the town, and town meeting has to approve people hooking up to the sewer district inside the town. She thinks

there is an expectation by the townspeople that they will know what is being sold, where it's being sold to, they just expect that. People want to have a comfort level as to what Water & Sewer are doing with the flow that they have. The expectation of the townspeople is that this was for the town. The expectation was that that it also for the neighboring town to help them develop their economic areas, to give them an economic base but what about the economic base in the Town of Foxborough. It may turn out what the Sharon project is looking for may not be that bad but at least it will be presented and people will know that. They are just looking for a little openness. Mr. Keegan stated if they develop a strategy on how they intend to sell the flow. The strategy is so much of that needs to be set aside for the economic development viability of this community and if there is still some left over after that and it must be sold in order to make the obligations Mr. Keegan thinks that is something that can be talked about at that point. At this point it becomes an open discussion as to what is the best way to deal with this because he thinks putting it all on the Water & Sewer Commissioners is a difficult thing to do anyway. It took a long time to get to the point where they are today and he thinks it's a really great achievement by this community but the last thing you want to do is turn around and say okay we are going to act quickly and use that just to pay off the note.

Mr. Feldman stated the first thing we have to identify is what is the capacity; what is the expected use for the town of Foxborough and whatever is excess, is salable, the Water & Sewer Commissioners should have the flexibility to be able to sell that because when developers come in and say I need 150 gallons a day worth of flow but you have to wait six months to go to town meeting, they are going to go to Plan B or they are going to go someplace else so it is a lost opportunity but he thinks they have to be very careful they don't sell their expected usage. He thinks we can get there and work together on that and if they set aside salable flow they have freedom to sell what they need to sell but if they go above that they either have to go to town meeting or the Selectmen. Mr. Stanton stated he thinks when they see the numbers they will be in agreement very quickly. Mr. Gray asked if they could come back with more details. Mr. Stanton wanted to know if the two warrant articles were on the table. Ms. Brue stated that the sewer service map is and the other one still needs further discussion. Mr. Pacella stated that they are kicking around a hypothetical here about selling sewer to a different town. It is his understanding through special counsel that without this amended, they essentially have no authority. That is the way that it was worded to them, that they would have to work through the Board of Selectmen to make any decisions or authorization and he thinks that is the overall issue. Ms. Coppola stated that when Attorney Madeus wrote his memo he had stated the MFN Agreement allows the towns of Mansfield, Norton and Foxborough to sell flow to surrounding communities. However, the legislation as it is written Water & Sewer can't do a unilateral contract; you have to come to the Board of Selectmen and present it and work with the Board of Selectmen. This doesn't mean that you can't sell things. The Board of Selectmen aren't saying no, they can't do that, what they are saying is according to this 2013 Town Manager Act amendment you don't have unilateral authority, you have to work with the Board of Selectmen. Mr. Pacella stated their attorney is not here, he's been tied up for over a month now between the weather and family issues but it was his understanding that all the authority of the Water & Sewer Commissioners has been overrun by this act. Mr. Keegan stated that he makes a valid point and from a practical perspective he isn't sure the Board of Selectmen wants to be acting on every single contracting effort that the board wants to take. However, the broad-based issue of

selling capacity outside the community is a different definition and that is something that we really need to visit.

It is possible to amend that language and achieve the goal that they want to get to provided that there is language addressing sale of capacity to outside communities. Ms. Coppola stated if you sell it to the inside you still have to have approval to expand the district but to stay inside the district you don't have to have approval. Mr. Keegan stated that's what he is saying that they may not have that approval; every single request for selling of capacity would have to come back to the Board of Selectmen.

Mr. Stanton stated they had the former town engineer pull together a lot of things trying to figure out what a reasonable amount for them to purchase would be so they can show the Board of Selectmen the likely places it would go, with the infrastructure risk, what the gallons would be and what they feel is clearly excess capacity so he thinks they can get to their point pretty quick. Ms. Coppola stated that would be within the expectations of the town people who voted for this. Mr. Keegan stated the first order of business is to make clear what that language says. Getting together with Attorney Madeus and town counsel and have the two of them work that out and then they will get back to the Board of Selectmen. Mr. Gray asked if they can do that in two weeks, in which Mr. Keegan stated yes.

Mr. DeVellis asked for a brief explanation of the addresses on the list presented to be added to the Water/Sewer District Map. Mr. Hill stated that all of the addresses on the list have sewer connection in front of their homes; they were just never added as part of the district because they were never connected. All of residential homes except one are a small business down by the bleachery and all of them would have to pay for the connection. Mr. Gray asked if going forward this could happen regularly. Mr. Hill stated there is a great demand for residents right now, they don't have any requests from commercial operations other than the little place on the bleachery but he is anticipating every town meeting including the specials they will have a warrant article that mirrors this article. Mr. DeVellis assumes that there are septic systems that have either failed or are near failure that want to hook up to the sewer system, Mr. Hill stated correct. Mr. Keegan asked if Mr. Hill anticipated more residents being added to the list between now and meeting day, in which Mr. Hill replied no. Mr. Hill stated if they did have one come in between now and town meeting they could amend this on the floor. Esther Hill is trying to get a grant for a pilot project for Market Street which would serve the entire west side of the common as well as people nearby that are having problems because they have small lots and the only thing they could get is a tight system because the lots are not big enough to hold a septic system.

Motion made by Virginia Coppola to accept as a warrant article from the Water & Sewer Department the revised Sewer Service Area Map.

Mr. DeVellis stated he is not going to vote for this tonight because they just received it tonight and it is with a bunch of other things from the attorney and if they are coming back in two weeks he would rather have this as a discussion and he doesn't like voting on something that was just handed to them in the packet.

Ms. Coppola withdrew her motion.

### **7:40pm – Town Clerk Tenure –Robert Cutler, Town Clerk**

Mr. Cutler stated he had been talking to Mr. Keegan and Ms. Bernard about petitioning to get tenure of office and how there is a statute 41.19B which allows someone who is in a position for at least five years to petition that you have to get 5% of the registered voters to sign the petition and then it gets placed on the ballot. The petition has to be filed at least 60 days before the annual town election which meant he had to file them by tomorrow. They were filed as of Monday and he has the 5%. Mr. Cutler has been talking with Ms. Bernard about this as soon as she got here because the Westwood Town Clerk went through the process last year and she received tenure. He has been debating back and forth whether he wanted to go that route or an appointed route. After discussions with Mr. Keegan and Ms. Bernard he decided the best way to approach it was this route. It would be on the ballot as opposed to town meeting warrant because that's the way the statute is set up and it is a yes or no vote and if it gets voted favorably then he as the incumbent would have tenure during his time in office. When he retires it would go back to an elected position. It still remains elected but the new person would have to run for election. Mr. Keegan stated this essentially means that he would not have to run every time and his term is consecutive until he decides to retire. Mr. Cutler stated correct. Mr. Keegan stated the mandatory age is 70. Mr. Cutler stated if you wanted to do it beyond 70 you would have to be elected again. Mr. Cutler stated he does not plan to be working until 70.

Mr. Gray stated the process is now done and he has the required number of signatures. Mr. Cutler stated he is in the process of certifying now and they are certified by the Board of Registrars and he has not been involved in the certification of the signatures. One of the registrars sat with his staff today and they started, and they will be done this week because they have to certify within five days of filing. Mr. Gray stated the only thing is he called Mr. Keegan last Saturday and he was presented with the petition and he thought it was his nomination papers and you like to live in a world of no surprises and he was surprised, he had no knowledge of this ahead of time. Mr. Cutler stated when he was going through the process he had until November 16, 2014 to get all of the petitions signed for nomination and town elections and he realized you have to have it 60 days before the election and when he figured that out he had two weeks to get it done so he didn't want to make a big deal of it in case he did not come up with the signatures, he didn't want to basically put himself in a position of being embarrassed if he couldn't get the signatures he needed. That's why he was keeping it low so he could go out and get the signatures. Mr. Keegan also admittedly thought this was going to be an article not an election issue and then when Mr. Keegan didn't see the article he thought he just decided not to do it. That was Mr. Keegan's fault for not understanding that.

Mr. Gray asked if he was going to have to campaign for this position. Mr. Gray asked how does he get his position across to the taxpayers that this is a good idea. Mr. Cutler stated the statute tells them what they have to put on the ballot and that was on the petition and the person that showed it to him should've explained that to him. Mr. Gray stated after the fact yes. Mr. Cutler stated it says exactly on there what the ballot says and how it will appear on the ballot.

Mr. DeVellis asked if it was just that one line under the statute in which Mr. Cutler responded yes. Mr. DeVellis stated it says “under the City or Town of Foxborough vote to accept the provisions of this Section 19B of Charter 41 of the general bylaws and therefore provide permanent tenure for Robert Cutler, the present incumbent of Foxborough Clerk.” Mr. Cutler stated that is what it will say and then it will have a yes or a no.

Mr. Gray asked how many municipalities in the Commonwealth have adopted this. Mr. Cutler stated he isn't sure of the exact number, he knows Westwood, Freetown and Sharon had it. Westwood has done it the last three times. Ms. Bernard stated Westwood has done it with the last two town clerks. Mr. Cutler stated there is a handful of others but he isn't sure exactly. He does know half of the towns are appointed so it cuts down your numbers and then you have to be in it for at least five years before you can even attempt it and there has been a lot of turnover lately and he thinks they've turned over probably 30% to 40% of their clerks in the last 10 years. Mr. Gray asked if this would have any impact on his compensation in which Mr. Cutler responded no. Mr. Gray stated there would be no impact other than there won't be a Town Clerk election until he retires. Mr. Cutler responded correct.

Ms. Bernard stated some of the terms are created in the bylaw as well, they include with an asterisk the elected position is one of those remaining bylaw positions so it is covered by the provisions of the bylaw just so there are some employment requirements attached to it.

Mr. DeVellis asked if Mr. Cutler would be termed an elected official. Mr. Cutler responded no. Mr. DeVellis stated some towns choose to appoint but by doing this he wouldn't be appointed. Mr. Cutler stated the statute says you can be elected or appointed and get tenure so he could be an appointed person and still go through the same process. If you read 19B it says elected or appointed. Mr. DeVellis stated he had done some reading on it and he is confused because it is a debatable topic and the debate is, is it better for a Town Clerk to be appointed or elected because who is your boss if you are responsible to the voters or Selectmen. Sometimes Mr. Cutler's job is to report to the Selectmen if they are doing something wrong. That was the big debate so they are not talking about appointed or elected it is that he has tenure and then if he does something egregious there are steps. Mr. Cutler stated correct there is a procedure that you can follow if he is not in good behavior there would be a process. That is the only debate Mr. DeVellis has seen and is there conflict by going this route of still elected but tenure. Mr. Cutler stated to him that the office of the Town Clerk has to be apolitical so by staying elected you don't put yourself in the crosshairs of that debate where you have a boss or people you report to expecting you to behave a certain way which would be in contravention to Massachusetts statute or federal statute. That was Mr. DeVellis's concern and Mr. Cutler is saying that is not the issue in which Mr. Cutler responded that is not the issue. Mr. Cutler stated that is why he decided to stay and go this route rather than be appointed because the office needs to be neutral and sometimes, and it is just human behavior when you report to someone else and they have certain expectations of how you should behave or how you should act and the state statute tells you, you have to act a different way, then that puts you in a bad spot. Ms. Coppola stated he is talking about if that was an appointed position, Mr. Cutler responded correct. Ms. Coppola stated if it was an elected position you are responsive to the elector. Ms. Coppola stated they have had changes in elected positions in the past; the Selectmen went from a three-man board to a five-man board. Those changes were a result of a town government committee study and the committee came back and

they went to town meeting and said we suggest that we make these changes for such and such reasons. First of all there was no town government study done so what is Mr. Cutler's justification or rationale for doing this change other than you don't have to run for election every three years. Mr. Cutler stated the point of it is tenure, other positions in town get tenure such as teachers, firefighters and police basically by their job positions have tenure after a certain number of years so he is just looking for the same treatment as those positions basically. Mr. Gray stated if he is doing a superior job wouldn't you just get reelected anyway. Mr. Cutler stated you would hope so but they would be surprised by the number of races that ended, recently there have been a lot in the Town Clerk world and you get a situation where you get a bunch of young moms out there campaigning around and maybe the sitting Town Clerk isn't as popular as another person that runs against him and it becomes a popularity contest as opposed to who is qualified to do the job. Mr. Cutler is just looking for a little security for a position that really needs security, you can't have constant turnover every two or three years. It takes you a couple of years just to get up to steam to know exactly what you're supposed to do and if you continue to go through that you are going to have problems and you going to have problems in the legislature area and other problems. Mr. Gray stated it is a process that has done well for the town since its inception and he is just wondering what is on the horizon that are bringing storm clouds that he is worried about. Mr. Cutler stated just that sheer chance that some person that is popular in town decides they need a job and they are going to run and they may not be qualified to do the position but they are popular in town and they get more votes and they are the new clerk. Ms. Coppola stated so what this is, is job security. Mr. Cutler stated it is tenure and tenure is tenure, that's exactly what it is.

Mr. DeVellis stated he has thought long and hard about this because the tone is why are you special if someone running gest elected that is the choice of the people but he thinks the one position in town, if he had to vote for a Town Clerk he would vote for a duration of 10 to 15 years because he thinks that is how important that position is and not three years. He agrees with Mr. Cutler that if it is a popularity contest, so be it they get elected but the bigger picture is the town suffers because of the integrity of the job and he is not a board, he is one person that works by himself and has training. Mr. DeVellis thinks there is a danger in turning it over in three years. Mr. DeVellis was on the fence on this until he said if he gets his tenure and in five years he decides to do something else then it reverts back to elections and no one comes in and fills the last five years or whatever. Mr. Cutler stated correct it is not for the position it is just for the individual. Mr. DeVellis stated the Town Clerk is a little bit of a unique position and he thinks if you look at a Planning Board or Selectmen every three years it is good to have new ideas but the longevity and institutional knowledge of a Town Clerk is important. Mr. Keegan stated stability is important in a position like this not only are they the keeper of the records but also they understand the most recent history of how things have transpired. Mr. Cutler is the most recent historian of how the operations work. Mr. Keegan has worked in many communities where the Town Clerk has been elected and year after year there has never been a changeover but he wasn't even aware of this provision until Mr. Cutler mentioned it to him so from his perspective he thinks he does a great job and he handles himself well in the fact that he is an attorney and is a plus and to have a person of that qualification in that role is certainly helpful to someone like him and the staff. It does supply stability so he thinks that is important in an organization, they are trying to build a stable organization as it is.

Mr. Gray stated if you look at it from accountability the Selectmen are all held accountable and they can get thrown out every three years and the keyword Mr. Cutler said tonight is apolitical. It is an apolitical position. That is a good point on how you keep it stable and how you don't have a run on the position. Mr. Gray has to think about this but Mr. Cutler has made some valid points.

Mr. DeVellis asked if Mr. Cutler was here as a courtesy, the Board of Selectmen don't have to vote on this because he is going right to the ballot. Mr. Cutler stated the process provides for the petition and once your signatures are certified then it gets placed on the ballot. He had spoken with Mr. Keegan and Ms. Bernard about this and Mr. Gray had raised it with Mr. Keegan. Mr. Gray had called Mr. Keegan the other day asking him what was going on because he had no clue that this was even in action. Mr. Cutler apologized as it wasn't meant to be secretive he had to make sure he got his signatures before he said anything about it because he really didn't want to put himself in the position of being embarrassed. Ms. Coppola had stated that it was also brought to her attention and she had stated that she had no idea what they were talking about and it didn't make her look good. The Board is asking the questions that she is sure the people at home are also asking. When they are asking questions they are not being accusatory or anything they are just asking what everyone else is asking. Mr. Cutler stated he has gone door-to-door on this and has gotten the same questions and that's why on the petition it states right in their exactly what he is going to do, what the ballot is going to read because he wanted to be completely upfront about this. He is not trying to hide anything or sneak anything in. He really put the effort in to get the signatures because he wanted there to be no doubt that he is doing it for the right reasons.

Mr. Gray stated that the Selectmen really have no role in this other than to support it or don't support it. Mr. Keegan stated it is purely informational. Mr. Keegan stated only because as the Selectmen had pointed out it came as a surprise so he asked Mr. Cutler to come in so everyone would hear it firsthand so he has an opportunity to explain it because you normally don't get that opportunity to do that.

Ms. Coppola stated you don't want to have a situation where someone says I didn't know anything about it. Well this is their opportunity, if they watch the Selectmen's meeting they will have heard this discussion. If they read the Foxboro Reporter or Sun Chronicle they will hear this discussion. Mr. Cutler stated they are more than welcome to come down to the Town Clerk's office and have this discussion with him any time.

Ms. Brue totally understands why Mr. Cutler is doing this and she agrees with Mr. DeVellis about the part of it reverting back to elected, that is good to know also.

Ms. Bernard stated she has lived through two tenure Town Clerk's in Westwood, the first one was there for 50 years and the second one was there for five years and sought tenure and one of the things that they had both conveyed in the request for tenure was that it put you above reproach during the election process. So if you are the person running the elections for the entire town and you are on the ballot running there was always really that tentative feel. She understands Mr. Cutler wanting to be apolitical and not having to be in the election after this ballot question and not to have to campaign but run the elections and use all your energy to do

that. Mr. Cutler stated the ethics has provided some wiggle room for them if you're running the elections but it is still not a comfortable position the day of elections, you don't want to be anywhere near there even though that is your job; you are supposed to be there to make sure the elections are working. That part of it put you in an uncomfortable spot. Mr. Keegan stated that one of the questions may be one who is going to be your overseer and make sure you come to work every day. Mr. Keegan stated that is not an issue with Mr. Cutler and if it was an issue Mr. Keegan would say it. Mr. Cutler is a very dedicated person and he puts in the time to get the job done and he fully expects him to continue on that route. Mr. Cutler stated when he ran for the first time, and there were six of them that ran, one of the persons that were running against him in her mission statement was while you will never see him at Town Hall, he is a practicing attorney and he will just be mailing it in and collecting a paycheck. If anyone knows him, that is not him.

### **8:30pm – Town Manager Update**

Mr. Keegan stated in the interest of the sewer discussion tonight he had a discussion point which Mr. Feldman had asked him about a formation of an Economic Development Committee which he thinks is really helpful to study strategy for economic development and he has spoken to Ms. Wason about this as well and she is going to talk to the Planning Board about that so they can start the wheels in motion. In order for them to be strategic they have to have their own plans and think about how they want to market themselves as a community and what areas they would like to see strategically marketed and they know what certain economic development they want in certain areas and what kind of development they would like to see. Those are the kinds of conversations we have to have internally so the outside world knows what they are trying to advocate for. Mr. DeVellis stated he thinks they already have a committee set up in which Mr. Keegan responded that there are only two or three people and they aren't really that active so they want to try and get that revitalized a little bit and Mr. Keegan would like to play an active role in this as he likes that kind of thing. Ms. Coppola stated that they had discussed that and she had been working with Ms. Wason in regard to the possible fall liquor license and she mentioned that it would be nice to have an economic plan so they can use that as a tool to decide on something. They may decide that they don't need extra licenses or they may decide they need a certain number and then they have to decide what the number is so she thinks it should be a sooner rather than later and it would be a great thing.

Tomorrow morning Mr. Keegan will be having his first operations meeting. There are several key operating departments that he will be meeting with on a regular basis in his office; primarily fire, police, finance, Assistant Town Manager and DPW. They will continue to have monthly department head meetings with the rest of the department heads but this is a week to week conversation to make sure that they are not missing things that normally slip through the cracks because operationally he thinks all of the department heads will find this invaluable for a cross communication tool and it will be invaluable to Mr. Keegan knowing that he has his hand on the pulse.

The new state budget will be coming out tomorrow and they understand there are some challenges with what he is trying to propose for next year but they will see what he comes out with.

MEMA has actually been working with them on the local level to try to come up with a proposal to the federal government that will actually get them some assistance for all the major storms throughout the season. DPW has been putting together this information and they are trying to put all those pieces together along with the fire department to actually make sure they can get their proposal in and make sure that it gets funded. If it did get funded we wouldn't see it in this fiscal year but more than likely it would be next fiscal year. They are hoping where they are in the red right now it will bring them back into the black. We have ways to fund the ongoing situations for this year.

Thanks again to everyone for all their hard work on the storms and he appreciates the Board's comments on that as well because he consistently hears from folks that their guys do a great job and if there are issues let them know so they can get to them because he knows we don't have perfection here but we have a pretty good system in place and people are pretty responsive.

Mr. Keegan did meet with town counsel during the last two weeks and they are very excited about being named and he did reach out to the two remaining candidates and let them know as well, the same day. They are going to go with the hourly approach for now and then they will look at whether or not that makes sense for us to go to the other approach. Town Counsel has agreed that Dave DeLuca can stay on as liquor counsel, there is no issue there. Mr. Keegan stated as far as a duration of the contract, there is nothing stated in the Selectmen's charter that speaks to a specific term so that is strictly up to the Board how they want to handle that but he stated he is used to doing it year-to-year. Ms. Brue stated the Board would annually reappoint in which Mr. Keegan stated correct.

Ms. Bernard stated they had two new employees starting on March 9, 2015, Patti Tisdale will be taking the Board of Health Administrative Secretary position and Cathy Varnum has been hired as the Human Services Coordinator replacing the retirement there. They decided to create an orientation for the first two new hires of their tenure.

They also have a student intern starting, unpaid, a college student so they will be orienting them on March 9, 2015 and telling them a little bit about the town and hoping to create long-term relationships.

They are very close on the DPW contract and tomorrow night they go to AdCom with their other two approved contracts to explain them to them; the Firefighters contract and the Dispatchers.

### **8:45pm - Action Items**

Virginia Coppola moved that the Board of Selectmen reappoint the following members of the Child Safety Committee for a term expiring on December 31, 2016. The reappointments are Bob Correia, Jeffrey Downs, Lynda Walsh, Vicki Lowe, Sgt. Timothy O'Leary, Debra Spinelli, and William Dudley. Seconded by John Gray. **Vote 5-0-0**

Mr. DeVellis stated that they had changed the committee from Child Safety Committee to Child Sexual Abuse Committee so he asked that it be changed.

Motion made by Virginia Coppola to amend the Child Safety Committee to Child Sexual Abuse Committee. Seconded by John Gray. **Vote 5-0-0**

Motion made by Virginia Coppola for the Board of Selectmen to approve a gift acceptance by the Recreational Department of the following gifts:

A \$50 gift certificate from the Eagle Brook Saloon  
Four (4) Taylor Swift concert tickets valued at \$480 from the Kraft Organization  
\$40 of gift certificates for Cupcake Charlie's  
Ten (10) passes valued at \$120 to United Skates of America  
Sixteen (16) game tickets from the New England Revolution valued at \$396  
A sterling silver necklace from Cindi's Jewelers valued at \$90  
A hand knit scarf from Christine St. Pierre valued at \$25

Seconded by John Gray. **Vote 5-0-0**

Motion made by Virginia Coppola for the Board of Selectmen to accept a donation of \$50 from Mary and Edward N. Henry to the Animal Control office in appreciation of help given by the Animal Control Officer, Sue Thibedeau. Seconded by John Gray. **Vote 5-0-0**

Motion made by Virginia Coppola for the Board of Selectmen to approve the meeting minutes of February 17, 2015 as is or as amended. Seconded by John Gray. **Vote 5-0-0**

Motion made by Virginia Coppola for the Board of Selectmen to approve a donation of \$25 from Marie I. Cerquo for the Foxborough Fire Department. Seconded by John Gray. **Vote 5-0-0**

### **8:46pm - Information Packet**

There was a project letter for the 40B

There was a proposal for the Neponset Reservoir on file and is on the website and downloadable

Mr. Gray asked if the new flood maps were out. Mr. DeVellis stated the new ones are online.

Motion by Lorraine Brue to adjourn at 8:50pm. Seconded by John Gray. **Vote 5-0-0**