

TOWN OF FOXBOROUGH  
SELECTMEN'S MEETING  
MARCH 22, 2016

Members Present: James J. DeVellis, Chairman  
David S. Feldman, Vice Chairman  
Christopher P. Mitchell, Clerk  
John R. Gray  
Virginia M. Coppola

Others Present: William G. Keegan, Jr., Town Manager  
Ms. Patricia Stevens, 63 Mechanic Street  
Mr. Robert Stanley  
Chief Robert Hatfield  
Captain Edward Noonan  
Amanda Martin  
Veronica Darling  
Lieutenant David McSweeney  
Captain Kelleher  
Firefighter Cory Shephardson  
Mr. Lou Lopes, Superintendent, Southeastern Regional High School  
Ms. Lorraine Brue, Economic Development Committee  
Mr. Randy Scollins, Finance Director  
Mr. William Casbarra, Building Commissioner  
Ari Weinstein, 112 S. High Street

The meeting was brought to order at 7:00 p.m. by James DeVellis. Mr. DeVellis read the agenda.

**7:00pm – Citizen's Input**

Patricia Stevens 63 Mechanic St. – Ms. Stevens stated that she had talked to Chief O'Leary and she was before the Board because she was concerned about the traffic speed. The traffic is going very fast on Mechanic Street which is out of control. She spoke to Chief O'Leary and she drove around town and took pictures. She went down South Street and there is a lot of signage down there and there are no speed limit signs from the center of town on Mechanic until you get down to just before the Ahern School. There is no school sign for the Ahern School and there is no school sign for the Sage School. There are no crosswalk signs at the crosswalks at any of the schools (High School, Igo School, Taylor School) and she has all of those pictures. Chief O'Leary told her that the Selectmen would need to talk to him and someone in the Highway Department if there was a study to be done. She has pictures of the bright green crosswalk signs that are in the center of town and on Neponset Street (7 on one side and 7 on the other) and she actually ran into a problem at the funeral home as she pulling out of the street at Bank of America and as she went to take a right to come towards the High School, there were people

crossing at the crosswalk right in front of the house and there are no crosswalk signs there either. The policeman at the funeral home had to cross the street to stop the cars coming in the other direction. She doesn't know what could be done about that, there are no speed limit signs at all from Mechanic Street all the way down Chestnut heading towards the police department; there is one sign on the way back up on a tree in front of a white house and she brought pictures of that also.

Mr. DeVellis thanked Ms. Stevens for coming and where she was under Citizen's Input it was very limited as to what they could have a dialog on so Mr. DeVellis asked Ms. Stevens to leave her information and they will have a follow up meeting with Mr. Keegan. Typically what they do when people have concerns (there are answers for crosswalks, signs and speed limits) they will get together with Chief O'Leary and see on a broader reach what can be done or what the issues are and what the perceived issues are. He will then bring it back to the Board under another meeting to see if it goes further. They have done this on other roads and cut throughs.

Ms. Stevens stated that she was home last Thursday and lives right in front of the YMCA and she sat outside from 11:15am-12:45pm. During that time, there were 191 cars that went in and out of the YMCA. This morning from 5:15am-5:30am there were 31 cars that went into the YMCA in 15 minutes and 20 cars went by so it is very busy. 191 cars at 11:15am on a Thursday she thought was quite unusual but she isn't home that often either. Mr. DeVellis stated that the YMCA is a very busy business. Mr. DeVellis told Mr. Keegan to schedule something and take Ms. Stevens information and in a couple of weeks come back with something. Ms. Stevens stated that she didn't have time to label the pictures. Mr. DeVellis stated that everyone in town knows Mechanic Street very well. Ms. Stevens stated that it wasn't just Mechanic Street; she took pictures of South Street, Chestnut Street and Cross Street. Mr. Keegan stated that if she wanted to label them and drop them off at his office they will look at them.

### **7:05pm – Selectmen's Update**

Mr. DeVellis stated that he wanted to take a moment of silence for Joe Heinricher who passed away recently. Tonight was his wake and tomorrow is his funeral. Joe Heinricher was someone who was born and bred in Foxborough and spent 30+ years at the school from teaching to coaching to administration and has touched a tremendous amount of lives; a whole generation of kids. Their deepest sympathies and hearts go out to his wife Sharon and his extended family.

Next Tuesday night there is a FoxCares meeting. Mr. Feldman stated that the FoxCares Group is a group of liquor license holders in town. Of the 40+ liquor license holders there is a group of 25 regular members and what they do, is they are trying to promote responsible service. This is not to take the place of their regular TIPS training but they reach out as a group and they bring speakers in to talk to the restaurants and the staffs as a whole and they share best practices. One thing that they are doing is on March 29, 2016 they are bringing in Mike Marcantonio who is a TIPS Master Trainer and he is going to speak about alcohol awareness, issues of consumption and fake identification intervention. The group that participates in FoxCares is actually sending their staff to this seminar. That is going to take place from 3:00pm-5:00pm but what they are also doing is from 6:30pm-7:30pm they are opening up to parents, educators and students and they are going to have an open forum to talk about the effects of alcohol consumption including

pharmacological effects and intervention procedures. This is something that they are doing as a group and they are paying the bill for this as well as sponsoring this. They are reaching out to the community and trying to promote responsible service. If you are in restaurants in town and you see the FoxCares stickers on the door, they are one of the good guys. He encourages people to attend and it will be at ShowCase Live.

Mr. DeVellis stated that if you live in and around the Neponset Reservoir (this is something that has been going on for years) but DEP is at the point with their MS4 permit (Municipal Separate Storm Sewer System Permit) and there is an awareness meeting put on by the Neponset Stormwater Partnership and everyone is invited. It is at 6:30pm at the Public Safety Building. There are a lot of people around the reservoir and past boards have worked to clean up the reservoir and get it to the point where it is at.

On April 1, 2016 there is an Open House that Doug King Builders is putting on for any Veteran in town. There are four brand new multi-family apartments on Chestnut Street that were just built and they are earmarked specifically for a Veteran. Mr. DeVellis stated that it is at 12:00pm at the apartments on Dexter Road. If you have any questions regarding this, reach out to Mike Johns the VSO Officer and he will give you the details on that.

Mr. DeVellis wanted to give a shout out to the Jaycees. Two weekends ago they brought hundreds of kids into the common, they have been doing this going on 25 years and they had 3,000 Easter eggs and it is probably the biggest one they have had yet. The Jaycees are a local group and every season they bring something to Foxborough so this was a tremendous success and he wanted to thank them for all the hard work that went into that.

Mr. Gray stated that they had a town hall kickoff meeting on Friday and it was very informative and basically they went through the roles and responsibilities of all the contractors and subcontractors and what the site is going to be like and the security for the site. When the chain-link fence goes up around that site, it then becomes the ownership of the general contractor. There is going to be a lot of curious people to see all the stages of production but please keep your distance and try not to disturb the folks that are trying to get a job done. It is going to be pretty exciting and he thinks tentatively they are planning to break ground around the first week of April and one thing they need to organize is a groundbreaking ceremony. They are all glad to see there is going to be heavy equipment up there and a lot of dirt being moved. Parking is going to be a little bit difficult for town hall employees and from what he understands there is going to be one row of parking left available right behind the building so that citizens can come up and handle their regular business. Town employees will be dispersed around the town center. Mr. Keegan stated that it will be around 14-18 months. Mr. Gray stated that it will be 14-18 months of organized chaos but it is something that they need to do. It is a tight site and they will start to see progress hopefully this summer and people will see things that look like a building.

### **7:15pm – Robert Stanley - Recognition**

Fire Chief Hatfield wanted to start off by thanking everyone for being there and thanking the Board of Selectmen and Town Manager for allowing them to be there this evening and talk about a celebration of life. On behalf of all of us here in Foxborough and the men and women in

Foxborough Fire & Rescue and from all the teams they work with, Fallon Ambulance, the State Police, local police; they all work at Gillette and it is a very busy season and they always have situations occur. On this one, it was a very positive situation that came out of it. Chief Hatfield truly wanted to thank Mr. Stanley for allowing them to share this moment with the public and with their town and they are so excited that he is doing well. On that day Chief Hatfield was the Commanding Officer and he was working inside the stadium; it was a playoff game and they had Captain Edward Noonan being the Operations Chief and he was working outside in the parking lots. Captain Noonan was on the scene pretty quickly and he has a narrative of what occurred that day.

Captain Noonan stated that he was the Operations Officer that day and he oversees and assists in any given situation that may arise. On that particular day Squad One and he were just clearing from another call when they received a call for a man down and unresponsive on the P-1 roadway. It was a playoff game and the dynamics of Gillette Stadium on any given football day never mind a playoff game in January; the crowds were bustling and the fans were excited and the football was in the air and it was supposed to be business as usual. As they got the call it was challenging at best because of the crowds. As they made their way there, they arrive at P-1 roadway and on the sidewalk there is a flurry of activity. Quite impressively they saw Lieutenant Dave McSweeney doing compressions on Mr. Stanley and Captain Noonan stated that they were some of the best compressions he has seen in a long time and kudos to him because they were very effective and proficient and that was part of the whole plan that came together. Prior to Lieutenant McSweeney performing those compressions, Amanda Martin and Veronica Darling were right behind Mr. Stanley and it was their initial assessment and their initial steps in CPR that got those parts moving and allowed a team effort to revive Mr. Stanley. So again, Amanda and Veronica were the first ones there; they assessed the patient and their training, education and professionalism kicked in and they started CPR and then Lieutenant McSweeney came in performing compressions until Squad 1 arrived and that teamwork allowed Captain Kelleher and Firefighter Shephardson to apply the AED, the defibrillator and were successfully able to deliver an electrical current that changed the rhythm in Mr. Stanley's heart. With that, the Fallon Paramedics and EMT's were able to transport him to the hospital and a positive outcome was had that day. Chief Hatfield stated to Amanda and Veronica that with their skill and along with Lieutenant McSweeney, it gave their folks the opportunity to get there and complete the job so thank you. Everyone working the details and Fallon Ambulance, all the men and women from Foxborough Fire Department he wanted to thank. Chief Hatfield stated that people don't realize that they have a lot of people that take part to make those events successful and those are the people that allowed Mr. Stanley to be there.

Captain Noonan stated they were going to be recognizing their paramedics for a job well done at a later yearly awards banquet, but at this time he wanted to give a Letter of Commendation to:

1. Amanda Martin "For your actions at Gillette Stadium on January 16, 2016 where her training, experience and professionalism proved to be instrumental in the act of saving a life."

2. Veronica Darling “For her actions at Gillette Stadium on January 16, 2016 where her training, experience and professionalism proved to be instrumental in the act of saving a life.”
3. Dave McSweeney “For your actions at Gillette Stadium on January 16, 2016 where his training, experience and professionalism proved to be instrumental in the act of saving a life.”
4. Fallon Ambulance Mike Poulit Peter Rubsys and John Rassa they transported Mr. Stanley to the Medical Center in Boston.
5. Firefighter Cory Shephardson and Captain Kelleher. They were first on the scene with the AED and luckily that one shock was able to reverse the cardiac erythema.

Mr. Stanley stated that he has a lot of emotions going through him and it was hard to pinpoint which was getting the best of him right now. He mostly wanted to say thank you to so many people. When he was lying in the hospital in the ICU Unit the next day and getting thousands of texts from everyone (a lot of the people there tonight found ways to connect with him and communicate), he received a text from Lieutenant McSweeney. What it said in that text was that he was in real tough shape that day and he didn't look like he was going to make it. He said that the stars aligned themselves and everyone was in the right place at the right time and he was absolutely right. He had the perfect group of people just from the fans walking by all the way up to the professional staff that saved his life. When he was walking into the game, he had no idea that was coming. About 50 yards from the entrance he felt a little tired and he stepped aside and had about two seconds of warning, he felt a little dizzy and he went down. From that point on, the clock started and from what he heard he had about 3-6 minutes for people to come through for him and they came through for him. There are so many other places that this could have happened and he wouldn't be standing there. So his life going forward he is going to try and make a little difference and do some things differently because he knows he may not have been here. He wanted to thank everyone from his family, friends and community. The Town of Foxborough he realizes is quite an organization from the bottom all the way up to the top that gets into place the right people for this because he is sure that this happens a lot but this time it happened to him and just everything that Foxborough had done by having those right people there at the right time he is here right now and he can't thank them enough.

Mr. DeVellis thanked Mr. Stanley on behalf of the Board and stated that it was very nice for him to come back as he knows it could not have been easy and he is sure that he has a new lease on life and that is something that he is sure he is very lucky to have. Speaking from the bottom to the top to see a room with their Chief, Lieutenant, Captain, EMT's, ambulance, staff, and Firefighters, we are a small town and these people have personalities and faces and they know them so they put a lot of pride in their police and fire staff because their lives depend on them as well and they are very well trained so he did (unfortunately for him) but fortunate that he fell in the Town of Foxborough so he can't be more proud of the people that they have in their Fire Department. He wished Mr. Stanley luck and it is a perspective that most of them don't have because they haven't gone through it but he is sure that his eyes are more open now than they were before and he appreciates him coming back and sharing that with them.

Mr. Keegan stated that this is truly a problem for him because as the Board knows he has only been the town manager here for about two years but he was actually town manager in Dedham for twelve years and worked with Mr. Stanley very closely; Mr. Stanley was his Recreation Director. He had no idea that it was Mr. Stanley that went down that day and he was with the Chief when the call came through; they were walking around the stadium doing their usual walk through before the game and the call came through and they said there was a man down by the CBS Scene building. He had no idea it was Mr. Stanley but they were monitoring the situation very closely and the good news was that it was coming back that he was being revived and the team was able to get there in time to make it all worthwhile. Mr. Keegan stated that he is very pleased and very proud of all of their staff members and all the players that were involved in this. He is glad for Mr. Stanley personally because he is a good friend and a good colleague and he was happy that they were able to make this happen for him and his family.

### **7:30pm – Southeastern Regional High School – FY17 School Budget, Superintendent Lopes**

Superintendent Lopes stated that this was his eleventh year there and his tenth year presenting the budget. On the budget side for the ninth year in a row they are going to be presenting a budget that the school committee voted on and the budget that is at net school spending or at the minimum required by law so they were able to keep costs down as much as they can. Their enrollment continues to swell and the Board will see that they had a slight increase in enrollment. What he is happier about is not just the increase in enrollment but the fact that their graduates and students are exceling. Last year the senior class earned over \$850,000 while seniors through their cooperative education career placement program. They have seen a tremendous growth in academic performance and that is shown with more and more of their students going on and being successful in higher education. In fact just this past week they had two students; one got a full ride to Stonehill and another got a full ride to Providence College. They are trying to work very hard at meeting both their missions and just prepare kids for college and careers.

Their total budget request is \$25,531,215 and is up 3.9% from the previous year and it is very close to the enrollment increase which is up 3.7%. They are oversubscribed; they have already received 870 applications for the fall and they only accept 375 students so by the time September comes around they will probably have close to 1,000 applicants for those 375 slots.

This year they only had 375 slots and they actually started with 378 students because they had a couple of repeat students and those same 378 are still their students. One way you can measure a schools success is kids voices are their feet and they can talk with their feet. They have a lot of options of great schools in the nine communities that they serve and the fact that they are attracting them and keeping them not only through graduation but through successful careers and colleges is important to them.

In terms of Foxborough, the assessment request is up for FY17 which is \$370,255 which is up \$61,000 and percentage wise it is 19% which mirrors very closely to enrollment; enrollment is up 17.4%. Several districts asked them to take that enrollment and break it from a per pupil standpoint so the per pupil cost is up \$272 or 2.1% from the previous year.

Mr. Gray asked if there was a formula that the state crunches all of these numbers in and then they come up with the number and that is how the assessment is determined. Superintendent Lopes stated yes, because they are a school with net school spending they are at minimum contribution and by law you have to at least spend that amount of money. It is based on the Aggregate Wealth Model and three pages of the hand out that had been given to the Board explained how the formula was calculated (foundation, property value and income of the residents). Basically under the Aggregate Wealth Model the state determines how much each community can afford for education regardless of how many school aged students there are. In Foxborough's case they say Foxborough can afford \$21,628,000 for education (all their students; kindergarten through Grade 12) and then they look at where the students go and they apply a number for the kids that go to a vocational school, kindergarten, etc., different numbers, different factors then add all that up and they come up with a total cost. Whatever that cost is (in this case the total cost is \$27M base cost) which is minimum then the state says they will pitch in the rest. A community like Foxborough only gets about 20% aid from the state so that is why the per pupil cost if you compare that to the City of Brockton where they get 65% of their kids, it is almost flipped where they are paying more like 20-30% and the state is reimbursing them 80%. As far as they are concerned, the costs are the same whether the student comes from Foxborough, Sharon or Easton it is just a matter of the reimbursement each community gets, which is what creates that fluctuation in per pupil costs.

Mr. Gray stated that it was good to hear that the demand for seats in Southeastern is growing. Obviously they are executing their mission very well and it is good to see that people are looking at their institution as a viable choice of when it comes to primary education.

Mr. DeVellis stated that he has seen Superintendent Lopes come in for a number of years and he is very well prepared and very comfortable. The school certainly provides a much needed service to what Mr. Gray was saying, the fact that they have such a heavy numbers trying to get in, their numbers are limited and they are not leaving once they are in, speaks a lot for the school. Mr. DeVellis has seen Superintendent Lopes come in during the low times in the budget and thinking outside of the box (how to share bus routes and things like that) and the numbers didn't go up and Foxborough appreciates that. He asked Superintendent Lopes if there was anything unique about Foxborough for feedback from them or if he needs something from Foxborough. Superintendent Lopes stated that they have a very good relationship and they go in and work closely with the middle schools and they welcome them with open arms and he wishes they could accept more students from Foxborough. He quickly looked at the numbers and 35% of the students that applied got in. If you look at 1,000 applicants and 375 get accepted that is about where it is. He has to talk to Superintendent Spinelli over an issue that he thinks someone may not be getting in to Southeastern that is trying to go somewhere else through school choice; they don't have school choice so they need to work together on that issue. It is great to have that and he doesn't see it as competition he sees it as they are trying to educate students wherever they choose to go they will educate them and that is their philosophy.

Mr. DeVellis asked what kind of outreach they do when he says they are involved with the Ahern Middle School, is it a Career Day. Superintendent Lopes stated that they do a lot of things and their big event is their open house showcase day where the students can actually go in and experience hands on and spend some time. They do something where they can go in and spend a

day at the high school. They try not to do that as much anymore because that would take them out of the day at the middle school but they will go in and do a presentation in the fall to the students that are interested and if they are interested, they can go in with parent visits much like you would a college.

Mr. Mitchell asked if there was an opportunity for students in 9<sup>th</sup> grade and it isn't working out good, or they want to change, is there an opportunity for them to enroll in their sophomore year. Superintendent Lopes stated there is. It used to be a lot easier but right now their sophomore waiting list is the same thing (300-400 students). By the time it gets to junior and senior year, it becomes more difficult particularly in some of the programs because they need hours and safety issues because they are working on the same type of equipment that they will see out in the industry. What they are trying to do is expand their post-secondary and getting involved in college fairs where they have a very strong post-secondary program that is expanding. They are reaching out to those kids that didn't get in that maybe a four year university is not the answer for them. They can go down to Southeastern and in ten months they can get a nursing degree. They have a nursing program, dental program and they are expanding to include electrical and plumbing within two years so that will be some avenues for those students that didn't get in but it would have been a great spot for them.

Mr. Keegan stated in terms of real numbers that he just talked about tonight, he knows they are up 17% but what is the real number attached to that. Superintendent Lopes stated 27 students. Mr. Keegan asked if these were new students in which Superintendent Lopes stated no, new students are four. Percentage wise it is such a small number but assessment is up 19% so that is \$60,000 which is still significant. Mr. Keegan stated that it is not huge in comparison. Mr. Keegan just wanted to clarify the numbers for residents that it is not a huge number that makes that differential.

Mr. Mitchell asked for the cost again per pupil in which Superintendent Lopes responded the per pupil cost is \$13,094. Mr. Mitchell asked if that was in line with the Town of Foxborough. Superintendent Lopes stated that this is based on budget numbers for FY17 that were \$11,856 and he doesn't know if that is close or not close; those are preliminary numbers and they haven't been voted yet.

FY16 is the budgeted amount that is on the Department of Education site and FY17 is anything that was advertised or that they pulled out of the papers. Those other ones are accurate.

**7:44pm – Economic Development Committee - Additional Alcohol Licenses – Town Warrant Article – Lorraine Brue**

Mr. DeVellis stated that they are having a PowerPoint presentation that was mailed to everyone on Friday and was a handout in the Board's packet tonight. Mr. DeVellis stated that they just had a fall/winter town meeting where they solicited two additional liquor licenses for Foxfield Plaza so on the May warrant list there is an article for a number of additional liquor licenses for different areas of the town.

Mr. Feldman went to join the Economic Development Committee.

Ms. Brue stated that she wanted to take a minute to say a couple of words about the help that they had from Ms. Duncan and Mr. Casbarra. For the Economic Development Committee, they have done a tremendous amount of research for them and pulled together so much information that it has really helped keep them focused and productive and she thinks in the long run, it has made a big difference on how far they have been able to come even in this short amount of time.

They have a short PowerPoint presentation for the Board to give them a little bit of background as to what the committee has been working on.

Ms. Brue started off with their membership stating that they have a really good cross-section of people from the town. A combination of business people, people with development backgrounds, architects, they have representation from the Chamber of Commerce so a really great cross section and it really does bring a lot of good discussion to the table.

The members are:

Mark Grebbin, Sr.	Stephen Coote
Dan Krantz	Thomas Murphy
Michael Saegh	Lorraine Brue
Michael Stanton	David Feldman
Kurt Yeghian	Paige Duncan
Tim Kenneally	William Casbarra

When they first started they were given the mission basically to work together to attract strong, diverse businesses. They wanted to make sure that what they brought forward is in support of the Town's Master Plan and specifically the economic development strategy that is in there. Their intention is that they want to make sure that the town is identified as a prime location for new and expanding businesses and they want to bring forward as many ideas as possible to make that happen. They are also focusing on strengthening some existing business relationships which is very important and ultimately their intention is to make sure that they can enhance the quality of life and the prosperity over their town by doing what all the residents want to be seen done with the Master Plan which is to expand the Town's commercial tax base.

Following the lead of the Master Plan, they focused their discussions on four growth nodes and they identified them as:

1. Downtown area
2. Chestnut Green
3. Route One
4. Route 140 South/Foxborough Boulevard Corridor

They spent a lot of time talking about each of the those nodes individually so for the Downtown Revitalization of the Master Plan they talked about the potential for that being a good area for mixed use. The zoning is in place for that to happen so mixed use development they have actually had an application filed by Ms. Duncan with MAPC and have put in a request to hire an

intern to help support the Economic Development Committee project and that intern will work on grants for them and also help develop a website that can feature some of the information they are pulling together.

They talked about sewer infrastructure and the need for that with finances being a major issue and how to make that happen.

They had many conversations about the development of the fire station property in hopes that this will represent a real anchor to the development and revitalization of the downtown.

They had some meetings with local business owners and also have a survey planned which Ms. Duncan has developed and they were hoping that the intern will administer that survey, pull together the results and bring that forward for them to look at.

One of the things that came up in their discussions about downtown revitalization is that Mr. Yeghian has done a project of 3D Laser Scanning and they are getting their first show of it to the Economic Development Committee next Wednesday and everyone is invited to come see it. Mr. Yeghian stated that the tool that they used is like radar but it uses light waves instead of radio waves and it sends out a signal and returns anything that it bounces off of and creates a 3D point cloud of data. What they have done so far is that they scanned the entire common area and they are just wrapping up now down the street towards the post office and into the back parking lot behind the businesses in the downtown area and create one big point of cloud of data. What this is going to give the town is a photo realistic and dimensionally accurate depiction of everything in line of site in that area and the downtown common area and all the way into the back parking lot. It will be a useful tool for understanding the volumes and the spaces that you have available; what is vacant; heights of buildings; setbacks and overall footprints and square footage. It can be used for things like presentations to potential people that want to come down town and for any other reasons the town or the developers might need dimensional information in a 3D way for those areas that are scanned. That is what they have done so far and it can be added on to or expanded, this is just the first step to get the downtown area documented. Also, from a historical preservation perspective, they scanned the Memorial Hall so now they have a full 3D model of that down to 2mm of everything in line of site and in and around that area so it is good for historic preservation as well.

Ms. Brue invited everyone to the DPW Building next Wednesday to the Economic Development Committee meeting at 7:00pm.

The next node is the Route 1 Development area. They have had extensive discussions on zoning. There are a number of barriers to develop the entire length of Route 1 that is in place right now so most of the discussion is in that area. A subcommittee has been set up and Dan Krantz is part of that subcommittee. Mr. Krantz stated that a couple of the barrier topics as it relates to the Route 1 development because they are looking from town line to town line and how to best open up some untapped potential there for economic development but there are some dimensional setbacks that they are looking at; little things like increasing buffers and landscaping. There have been some ideas about business improvement districts and there are just a number of ideas that they started to look at as the subcommittee that can really just take

that corridor and open it up to development. They are looking to work with local professionals for their input and they have talked to some of the local lawyers and local engineers as to how they see best to assist them on unlocking that as well as getting the input from the Planning Board. A lot of opportunity there and they look forward to reporting back to the Board on the direction they are taking.

Mr. Feldman stated that one of the important things to note is that they reached out to Mass Works about the potential of Route 1 and development opportunities and they are very interested in assisting the town with technical assistance and grants and funding to unlock the potential that is actually lying out there. Mr. Mitchell asked if that was town wide in which Mr. Feldman stated that one of the things they mentioned when they spoke to them was the fact that the downtown was very important to them and they would like to try and work Route 1 into downtown together in any type of funding mechanism and they didn't say no but they would definitely take it under advisement because they know how important the downtown is to the Town of Foxborough.

Ms. Brue stated that there is a grant they will be applying for in July hopefully with the assistance of their new intern. They have also talked about looking at the Water Resource Protection District with potential Zone 3 modifications with a study on that. Sewer is a major issue there. Transportation discussions about the right of way next to the railroad tracks and what can be done to make that a connective path between Route 1 and the rest of downtown. The additional 122 room hotel brings the total hotel rooms in that area to 276. Mr. Feldman stated that is just in Foxborough, just on Route 1.

For informational purposes, Chestnut Green still has one remaining restaurant liquor license so they do have the potential for development of another business there.

The Route 140 South/Foxborough Boulevard area they have the new hotel construction going on there with 139 rooms so there will be a total of 408 hotel rooms in this node and they have had discussions about studying that area and looking at potential zoning changes to create opportunities for mixed use there also.

Mr. Mitchell asked where that would be, would that be across from Bradlee's Plaza in which Ms. Brue stated yes. Mr. Feldman stated that is actually zoned industrial right now so you are really limited to what that can be so they are thinking that maybe if you go with a mixed use model you can actually have some residential multifamily in there with some stores, it is a big campus. Ms. Coppola asked if this was Route 140 South Foxborough Boulevard, that includes what they call "Bradlee's Plaza" all the way down to the Mansfield line which would include Forbes Crossing so that is no longer a separate node. Ms. Brue stated correct; it is just one long section and they have several maps that they can show them on that also.

Ms. Brue stated that in a recent issue of the Beacon "liquor licenses are considered an essential tool for economic development". They really are the anchor in many places to start development.

The ABCC application process for existing available licenses takes approximately three months and that is not including the local process that Foxborough goes through.

The average legislative process for home rule petition takes an average of six months and basically if you don't have liquor licenses available, this can represent a barrier to new business developers who are looking for a place to land their business; they will just drive right through your town potentially to another town that does have available licenses when they are looking to start their development process.

Market Competition - Walpole is requesting five licenses for two specific zoning districts. Wrentham has two all alcohol licenses available now, and they are looking for six more restaurant licenses. In addition they have three wine and malt restaurants and three wine and malt package store licenses in inventory. Mansfield has nine site specific licenses available and then two available town wide. In Mansfield, their licenses are located: two in the Mansfield Crossing are available and one in the Staples Plaza; four downtown; and two on Route 106 near the Chocolate Factory so those are their site specific nodes that they have identified for development.

Mr. Feldman stated that it is important when you are looking at other communities to stay competitive; all things being equal. When restaurants are looking for locations obviously they want to have some definitive license availability. It is really not as important to them which town they are in; they are going to look at demographics and look at traffic when they do their market studies so all things being equal they are going to go to the location that has a license available. They don't want to have to wait anywhere from 12-14 months to see if a liquor license will become available so it is a good tool to have in your economic development toolbox, to have those available whereas ultimately the Board is going to approve the issuance of that license, but to have that available is a good thing to have.

Mr. Feldman stated when they first started this, they sent out a survey to all the liquor license holders and basically they asked "do you look to expand in town, would you like to upgrade your license if you had just a beer and wine license or a beer and wine restaurant license. They had about 40% respond and they had requests for upgrades of licenses; one from a package store and one from a restaurant. Their growth node proposals for additional licenses were developed around the discussions with the Master Plan always in mind. The additional licenses that they are going to request based on the growth nodes is taking a long term view to the development of those nodes.

Mr. Mitchell asked if those requests from existing license holders, do we have any licenses that can work right now in which Mr. Feldman stated no. Mr. Gray stated that we have some beer and wine licenses. Mr. Feldman stated that they will go through the additional licenses and where they can move some things around.

The financial impact of meals tax is including alcohol because obviously the bigger restaurants rely on being able to serve alcohol. The town receives \$7,500 for every \$1M in sales of food and alcohol. FY16 the projected revenue is \$950,000 so if you do the math that is \$126,600,000 in food and alcohol sales in 2016 town wide. That is a big number but that is gross sales, which are

not net. Each new restaurant with a full on premise pouring license could add an additional \$1M-\$3M including alcohol sales.

In the downtown node, they are going to request one all alcohol restaurant license which would go to Mandarin Chef who has a beer and wine license now and they would like to upgrade that and that will free up a wine and malt restaurant license to be used town wide. They would also ask for two additional all alcohol restaurant licenses and that would be with the sale of the Legion and fire station sale. There would be a total of three additional all alcohol licenses for downtown (showed map of downtown growth node).

The Route 140 South/Foxborough Boulevard node, Hops & Grapes has requested to upgrade their beer and wine package store license to an all alcohol package store. What is happening now, people from that end of town are driving to Mansfield so they would like to keep some of that business here in town. That would actually free up a wine and malt package store license for Normandy Farms who has requested a wine and malt license to be used in their convenience store which they have on the campgrounds.

They would also request two additional all alcohol restaurant licenses with the potential zoning changes that they are going to propose to the Planning Board and they don't know what the full development of Forbes Crossing is going to be so that will give them an opportunity to develop that, or possibly another restaurant within the Ocean State Job Lot plaza. Mr. Gray asked if they have been in touch with the owners of that mall (Bradlee's Plaza) in which Mr. Feldman stated not yet, they are going to be getting a survey and they are going to be reaching out to them. Mr. Gray stated that he was just wondering what their long terms were and if they are melding with what Mr. Feldman just said. Mr. Gray stated that would be nice and that is in need of a wholesale upgrade. Mr. Feldman stated having that license available opens up the opportunity for them to expand and maybe attract a restaurant. Mr. Keegan stated that plaza is actually doing well right now so to diversify a little more will even make it more attractive.

Mr. Feldman showed the Board a map which gives them an outline between the Ocean State Job Lot Plaza and Foxborough Boulevard which includes Forbes Plaza.

The Route 1 development node as they talked about earlier, they are looking at some zoning changes to make zoning a little bit more palatable particularly in the S-1 District. There are a lot of restrictions and most of the restrictions affect Walpole by some of the setback requirements so if they can ease some of those setback requirements they could actually pull the construction off the Walpole line and create better use of that developable land. Ms. Brue stated closer to Route 1.

They are hoping to look at the Water Resources Protection District in particular they are going to make a recommendation based on science and hydrology as it relates to the Zone 2 and Zone 3 protection area for that well head. They are also going to propose expanding the mixed use component within Route 1. The Master Plan process identified residents' desires to offer more commercial and development opportunities on Route 1. 95% of respondents viewed Route 1 as an opportunity for Foxborough to increase its tax base. That is the basis why they are looking at that.

The zoning changes will open up development on the entire length of Route 1. Route 1 is 3 miles +/- long and it is 840 acres of commercially zoned land within Route 1 - 153 parcels so it is ripe for development. It is the biggest area between Providence and Boston that is open for development that has not been developed yet so they think that the zoning changes they are going to present to the Planning Board hopefully will unlock some of that potential.

Mr. Gray asked if the infrastructure up there is ready for development or is there more work involved. Mr. Feldman stated that part of the zoning changes is a step; working with Mass Works is a step. Ultimately they are going to have to bring in sewer; water is not an issue but sewer is an issue and it all has to come together but where do you start, do you start with the zoning, do you start with the sewer. They think starting with the zoning makes sense so they can attract the businesses and that will bring in the discussion of sewer. Mr. Gray stated that it is a hard question. Mr. Feldman stated that they have to start somewhere but they have to have businesses interested to come in there. Mr. Gray stated that the zoning changes would actually allow businesses to preposition in the event that sewer came through. Mr. Feldman stated absolutely and it will offer them the opportunity to participate in some of that with mitigation and help fund it.

They are looking for four additional all alcohol restaurant licenses within the Route 1 corridor. Restaurants are easy, it is low hanging fruit. Mr. Keegan stated that he can speak from a more regional perspective that Plainville and Wrentham are both looking to develop on the opposite end of the Route 1 corridor and so it seems very clear to him that with the developments that have already occurred on the opposite end of Route 1 that the corridor is going to start to shrink; it is going to tighten up and then what is going to happen is that if they don't zone it the way they want it to be zoned now to be zoned for the type of development that they want that they could end up with something that they don't want. They have to be careful about making sure that they make the right decisions now to preempt the type of the development that they want for that area and the type of development that is most beneficial to the community overall. Mr. Gray asked when they think they might have draft zoning proposals. Mr. Feldman stated that they are going to work on it over the next few months and it is going to take time. Mr. Gray asked if it would be at May town meeting in which Mr. Feldman stated no, they are shooting for fall town meeting.

Mr. Feldman stated to give them a little history of what is going on, in Walpole there is a proposal in place for 135 additional hotel rooms just beyond the Foxborough line and the Wrentham/Plainville line at the Route 1/Route 495 interchange, 160 hotel rooms, 220 apartments, 140 senior apartments and a 112 bed assisted living facility; that is right on the other end of Route 140. The last thing they want is people driving through our town and not stopping. They have 1M+ visitors that pass through the town annually. They know they have traffic and it is on the perimeter of town and we should take advantage of that and try and take advantage of those dollars.

In summary, the Economic Development Committee's proposal for additional liquor licenses is aligned with the economic development requests of the residents as outlined in the Town's Master Plan. It levels the playing field with neighboring communities; all things being equal.

Business development is stimulated by restaurant based liquor licenses and improve the town's commercial tax base.

Additional meals tax generated by the sale of food and alcohol will continue to support funding for road improvements and OPEB liability. If you look at \$7,500 per million, nine additional licenses when they are fully vetted could add an additional \$150,000-\$200,000 a year in meals tax revenue.

Do we have nine licenses to give out tomorrow, absolutely not. They do have requests but more importantly it is good to have them available so when people come looking for licenses in our community; they want to bring nice restaurants to a specific area, we will have those available and they are not waiting 12-14 months.

Mr. Mitchell stated on the second page of their PowerPoint presentation is the four nodes so they are not requesting any more for Chestnut Green. Mr. Feldman stated no, there is one available there now. Mr. Mitchell asked if there is any talk of that getting used in which Mr. Feldman shook his head no. Mr. Mitchell stated that one of his thoughts is that he agrees with all of this but he would like to see if and he doesn't know if they had thought about applying for any additional ones that are town wide. That one at Chestnut Green he really can't see how it is ever going to be used and it is landlocked there. To have a couple of spares hanging there what if across from Bradlees Plaza really takes off and we only have two and we don't have anymore. We are taking one from the Chinese restaurant in town that is a node and they are requesting node specifics, but they are taking one from there and opening one up anywhere in the town. He thinks that if they are going to do this, they should request a couple of extras just in case. Mr. Feldman stated that they have thought about it but it was their understanding that when requesting liquor licenses they have to be site specific. Mr. Keegan stated that they do. Mr. Mitchell stated that it says in Wrentham that they are requesting town wide. Mr. Keegan stated that those are already in place and the legislature is because there has been quite a bit of talk at the legislative level the Governor has proposed that liquor licenses be brought back to the jurisdiction of the local level and the legislature is pushing back on that request and it is his understanding that this was pulled out of legislation and recently sent up by the Governor about this particular issue because it is a contested, hot issue amongst legislatures. The one thing that they are saying is that they don't want to have too many licenses out there especially if there are other communities that need them and they are not available for them. What they would like to do is make sure there is a plan in place on how you plan to use those licenses before you start requesting them. That is the reason why the chairman of that committee and the legislature has indicated when you make such requests that they are specifically designated for certain areas. Ms. Coppola asked if there was also a time limit because she knows in the Mansfield legislation it was seven years and if they were not used by seven years, they were gone. Ms. Brue stated that they have to give them back to the state. Mr. Mitchell asked if they have that in place for Chestnut Green in which Mr. Keegan stated that it may have come in afterwards. Ms. Coppola stated that this goes with the original Chestnut Green legislation.

Mr. DeVellis stated that he is a little more reserved in what he is hearing. A few town meetings ago there was a push to get a number of liquor licenses and do all this later so he commends them on the work they have done on the zoning and looking at the people that are on the list with

full time jobs there is a tremendous amount of work that went into this. His concern is when he looks at the numbers when they put the restaurants and the liquor licenses up there when you look at Wrentham, Mansfield and Walpole the numbers may be plus or minus because the wording was not quite jumping out but it looks like there is about 13 liquor licenses in the three surrounding, touching towns. When they add up to what they are looking for it comes to 10 plus they are looking for a couple more. He is wondering if they are feeling that liquor is the vehicle to get money into town without looking at the existing businesses that we have. There are a whole bunch of existing restaurants that if you go on a Wednesday, they may be struggling and go to a pub or Chinese restaurant and he is going to go out the same amount of times with his family during the week or the month whether there is two or five restaurants so the money that he is not spending at a local to go to this other restaurant you are kind of robbing Peter to pay Paul. He is all for free trade but the existing businesses that they have in town when you are looking for a liquor license to expand he can see them saying "yes, the more the better" but what about Pub 99 just to throw that out (he has no connection with them); they are not going to expand liquor licenses, they have what they need so on a Wednesday night they are going to have less customers because they are going to go to five new places in town so that is one of his concerns. Mr. Gray asked if he was saying that they are at a point of saturation. Mr. DeVellis stated that he does not know that but they are looking at taking industrial and commercial land and changing it to restaurants because it is the thing to do and everyone else is doing it, what happens to that tax base if they have someone that wants to go across Route 140 into the buildings and it is no longer available. Mr. Feldman stated that he doesn't think they are talking about that, he thinks when they are talking about mixed use; they are talking about residential as well with some retail and some restaurants. He thinks with the additional hotel rooms, both on Route 1 and in Forbes Crossing you are creating more traffic. The higher end restaurants, they are going to do the market studies and they are going to do their traffic and demographics; they are going to do their homework they are not just going to say "well there is a liquor license in Foxborough so I am going to Foxborough". But, all things being equal they want to have those licenses available to make Foxborough appealing to them. Mr. DeVellis stated that he is not disagreeing with that but if you look at our population and square miles, we have a boat load already and now we are going to add 10-12 more which is equal to the surrounding three towns combined with what they are asking for more. It just seems, he doesn't know if it is a saturation issue or it is all built ten years from now and they are all functioning and they have a tremendous amount of liquor establishments in town, is it going to get to the point they are going to say "what did we do". He doesn't know but he thinks that is a dialog between now and whether it happens at this table or happens on town floor or somewhere in between, he thinks that is a valid question someone is going to ask. Ms. Coppola stated that she thinks this gives the opportunity for a variety of restaurants. She asked how many times you have gone to the Horse & Carriage in Norfolk or there is an Italian restaurant in Norton and how many times have you gone there and seen people from Foxborough because there is no Horse & Carriage type restaurant in Foxborough. She thinks what they are giving is the opportunity for variety and then people don't have to go outside of town they can just stay in town. Mr. Feldman stated that he doesn't think these businesses and restaurants are going to rely 100% on Foxborough residents to support them, they have to create some variety. People from Mansfield, Wrentham and Plainville are already going up to Patriot Place on Route 1. If they get something that is out of the ordinary downtown, they will be bringing those dollars into downtown.

Mr. Gray asked if their committee focused mostly on liquor licenses, he was just wondering if there was any other discussion on drivers of economic development for instance, light industrial, they talked about a bio tech campus awhile back, manufacturing or professional offices. Mr. Feldman stated that one of the big issues with site selection for those big corporations (bio tech) is public transportation, which is a major stumbling block so they are looking at that as well. He said earlier that restaurants particularly Route 1, it is an entertainment destination. There are a lot of hotel rooms going up and you have a lot of residential and more traffic on Route 1 going through either back and forth to Route 95 or Route 495. If they can give them some places to stop they will spend their dollars in town and it will afford them the opportunity to work through some of those other issues with the transportation because ultimately the goal is to expand the commercial base with bio tech or an office park and some more mixed use retail and residential apartments. Mr. Gray stated that he is talking about things like Cabot, Cabot & Forbes and Myles Standish, they have a lot of high tech companies in there and they don't have any public transportation and they still do fairly well; he is talking about those types of companies. Geographically we are well positioned between Boston, Providence and Worcester, we are right smack dab in the middle and we could really draw from a large section of New England coming into Foxborough. Ms. Brue stated that they are looking at it as a step wise process so you have to have your toolbox and liquor licenses is just one of those tools. She thinks the zoning changes are the key in terms of starting to open this up more and she thinks that is where that type of development opportunity becomes real. Mr. Feldman stated to really open that up, zoning is number one and sewer is number two; it doesn't matter but you need zoning, you need sewer and ultimately you are going to need some sort of transportation. Mr. Gray stated that twenty years from now we are really going to need larger high tech companies to provide good jobs for our kids and restaurants he doesn't think it is the be all and end all. To go back to Mr. DeVellis' point, he wonders, in ten years he doesn't want to say what have we done; we don't want to turn into a saloon. Mr. Feldman stated that is not the goal or the plan and like he said, it is low hanging fruit and ultimately those other things to get the broader commercial base is going to take some time. Ms. Coppola stated they brought Meditech in and everyone has to go out to lunch and maybe go to dinner afterwards. Meditech is bringing so many people in and Forbes Crossing right now is in a great position because they will be able to provide those things. Mr. Gray stated when that industrial park spills out at noon and after work there are a tremendous amount of people coming out of there. Mr. Feldman stated that a lot of them are going to Mansfield.

Ms. Duncan stated just to calm some fears, as evidenced by the other towns, just because you have the licenses doesn't mean they will be used; the market will dictate but again, the ones that they are pursuing are Route 1; that is a known area where they do have people coming in and it is not necessarily Foxborough residents, they will be capturing some people they are not getting now that will come and go and not necessarily be here. Forbes Crossing, that node is a clear need with all of the businesses. Ms. Duncan spoke with Schneider Electric again the other day and they are desperate for hotel rooms; they have a lot of people coming in and they were asking about something the intern could do where they could create like a "You are in Foxborough" brochure, something like that because they are always trying to advise. These people are from China, Indian and where do they go. They are going to be capturing new dollars and new population, not necessarily pandering to Foxborough residents to try and turn them into people with drinking problems. The downtown is obviously an important location and they are working

heart and soul and it is going against the grain; downtowns are not really meant to survive in this day in age but they are going to fight for it. It sounds like a lot and it looks like a lot but it is really the tools in your belt that may not be used but if they are not there they can't be used.

Ms. Coppola stated that this just demonstrates the importance of the Master Plan; it was so many years in creation and it is finally here and we are able to use it and we have the sewer coming in, she thinks Foxborough is really in a good position for really good development.

Mr. DeVellis stated that this is on the warrant article and obviously the Economic Development Committee will be doing more work so the Board will keep bringing this back to the table.

Mr. Keegan stated that it was a great discussion.

### **8:26pm – FY17 Budget – Randy Scollins, Finance Director**

Mr. Keegan stated that he was just going to say a few brief words about the budget process and turn it over to Mr. Scollins for the more detailed presentation. Mr. Keegan is happy to say that through their collective efforts of going up and down the budget process several times during the past several weeks, they have concluded with a balanced budget presentation for the Board for FY17. Not many of Mr. Keegan's colleagues can say that right now so that is good news for them. It is important to note that he thinks they were able to meet a lot of needs that they haven't been able to meet in previous years. They have taken quite a bit of time to go through the requests that were made. They weren't able to meet all the needs because there simply wasn't enough capacity in the budget to do that but they have made progress and this is something that they strive to do every time without selling the farm so to speak in the process of doing that. He thinks it is important where they are building capacity into the budget right now and the staff capacity that they have not had to this point. As he looks at the organization right now, the one thing that concerns him is the fact that right now they have limited administrative support capabilities in the organization almost to the point where it is actually inefficient. They don't have enough people to do the nuts and bolts type of things that they need to have done to make presentations come to life and to provide the level of detailed information that boards want and committees want to make them effective. This budget actually does that and it also helps support some of their higher paid executives in the organization that don't have support either. A lot of us do their own work on computers nowadays and there are still a lot of things that need to be done on the ground level whether it is daily communications or just coordinating meetings and getting people together. It takes time and effort to do that and they simply don't have that capability built into the organization right now. They have done a better job of that in this budget proposal and people that have not had support previously are going to have some limited support now. They are also building capacity in areas that truly need it in light of the fact that right now the legislative requirements that are being placed on cities and towns particularly as it relates to recordkeeping is going to be increased over the next several months. They are building capacity into the organization to take care of those things now that they haven't had in the past.

Mr. Keegan wanted to say thank you to Mr. Scollins and to all the staff members, all the department heads and all the people that work really hard to make this process work. Even though he was able to give support to a lot of the operations he knows he had to go around and

still give some bad news to people that were hoping to get things that they just simply couldn't support at this time. Every one of them understood and they were very appreciative of the fact that they made the effort and they were glad that we were at a point where we at least balanced.

Mr. Scollins stated that he was going to start with the memo itself just to cover the highlights of the operating budget first and he wants to cover the capital budget as well. This year the way that it breaks down is their all in operating budget proposal for FY17 is \$69.39M and that is up 5.1% or \$3.4M in total but as Mr. Keegan had stated, it is balanced and it is balanced within their strategic plan. They did not push the limits of this plan to balance this budget so all of the things that Mr. Keegan discussed that were able to be addressed administratively and some other areas, it is actually a good achievement that those things could actually be done within the plan given all the other things that are now going to be absorbed within this proposal.

How it breaks down, on the municipal side meaning non-school and non-fixed costs, the municipal department budget is up 1.91% or \$294,000. The school department budget is up 3.9% or \$1.24M. Fixed costs are starting to come back and eat up the budget resources and once again they are up 10.8% or \$1.5M; fixed costs being their benefits (insurance, pension assessment and things like that) so blended together the total general fund, municipal, school and fixed costs are up a total of 5% or \$3M; again really being led by the fixed costs. The enterprise funds (Water & Sewer) are up just over 7.5% or \$372,000.

The drivers of the increases in each area, on the municipal side about \$45,000 is being added into the administrative level in a variety of areas including the proposed BoardDocs for an application for the Board to make things more efficient here; a part time non-benefited H.R. Clerk. Mr. Gray asked if this was a one time or recurring cost for the BoardDocs in which Mr. Scollins stated it is a recurring cost. Mr. Keegan stated that it is a recurring cost but it allows them to provide that service to multiple boards now, not just this board. Mr. Gray stated that it is a platform in which Mr. Keegan stated yes. The Board of Selectmen Secretary hours will be increased by five hours a week to eliminate the overtime and then reinstating some money for administrative interns which have proved their value over time. As Mr. Keegan had indicated, what is being supported is to increase the Senior Account Clerk and Election Registrations from 23 to 35 hours to allow that position to focus on being a true records custodian. They have a great records storage system within the town hall building now but with the requirements that are really incumbent to manage that to retrieve all of the records that should be at the disposal of the town clerk and to be responsive and manage that and the fact that the legislation being proposed on records management is going to require that citizens and towns actually have a records custodian so they thought that was a wise move.

In the central maintenance they are adding about \$20,000 primarily to address an organizational structure that was proposed to them by the school business administrator regarding rather than just funding another maintenance supervisor to handle municipal buildings but to actually elevate that position to an assistant facilities person to the director because they don't need another true maintenance worker just focused on that, they need another individual for Tony to be able to count on and to be able to manage a lot of the maintenance projects. Mr. Gray asked if there will be an offset savings and that there will be less reliance on outsource maintenance. Mr. Scollins stated that the central maintenance people are primarily doing everything they can do insourced

and are managing everything that we have staff for but they don't do everything. Mr. Gray stated that he didn't know if Mr. Scollins noticed any savings going out less for outsourced specialties. Mr. Scollins stated that he would say looking at the central maintenance budget where they collapsed and they took from all of the municipal budgets not only their utility costs but their maintenance costs and put that into one central budget it is actually coming in nicely this year, they are within budget and everything is being coordinated through the Facilities Director and all those pass by not only the Facilities Director but himself and all those costs, they both review them given this is their first year and make sure everything that is coming in is something that actually should be coming in but naturally Tony is out on the front end of the services requested. It is built to work that way to be efficient. Mr. Gray stated that this has been a budget item that they have talked about for 20 years so it is good to see it here. Mr. Mitchell stated on the municipal side of it, what are the buildings that they are talking about. Mr. Scollins stated the town hall, the public safety building, Council on Aging, the Booth shed, the Mill Street property, and the library as well. Mr. DeVellis asked if the conservation land was included also in which Mr. Scollins stated yes, they are down to one.

On the police side, there about \$141,000 incremental items there, the bulk of that being actually funding the police contract itself. The retirement costs associated with the retirement of the Chief and some minor increases as it relates to some compensation aspects that were underfunded (holiday pay and Taser stipends). Mr. Gray asked if the \$48,000 is going to be a one-time item in which Mr. Scollins stated yes, although they seem to be in a cycle where they are having more times like that annually, some larger than others; the Library Director retired last year and if they can get to a point where they don't have a retirement, then yes, that will fall off. Mr. Gray asked why they just don't budget for that and why wouldn't they set it up as an accrued liability. Mr. Scollins stated that the funds that the town has to work with are fairly scarce so although it is great to be able to sock money away for things that might happen or occur, if they do that usually what is happening is you are starving out a more pressing need so what the town has been doing in its history is when that situation arises they plan for it then and they have to hunker down in that year. Mr. Gray stated that it is a pay as you go system in Mr. Scollins stated exactly.

There is \$8,000 for some E9-1-1 software. Street lighting costs are going up slightly about \$10,000; on the Human Services side they are proposing an additional \$89,000. They have a Part Time Board of Health Sanitarian at 19 hours and that is recommended to increase to 35 hours give the workload there. The van driver hours are being requested to increase by about 12 hours given the need to have more service for that. The Veterans Office is requesting to have a new Part Time Clerk and that is something the Veterans Agent has requested for quite some time, he is handling all the paperwork himself and Mr. Scollins is glad to see it is supported. In addition to that, the benefits that have been flowing through the Veterans Office for Veterans benefits again are increasing; his case load is increasing and the run rate of benefits is increasing so there is an incremental ask for benefit increases there \$24,000 and of course they get \$75,000 of that back.

They have Library contractual wage increases; \$170,000 for the unsettled union and nonunion contracts so they have DPW, Dispatch and some other non-unions so you won't see that appropriated at town meeting unless it is associated with another article. On the good news side

they looked at AdCom's urging for the second year time around, reduced fuel budgets and tied them right back down to what they are seeing in the market and naturally they buy on contract but they reduced the grand total of \$110,000 out of a variety of budgets including the school budget and it was a consistent methodology that they used. This may be short lived, a 1-2 year thing but it is not needed now and they do budget at the line level so there is an opportunity to reduce there and put those resources elsewhere so \$78,000 out of the general fund, \$25,000 out of the school and \$7,000 out of enterprise.

They also moved \$67,000 in savings related to the new solar field as a reduction to the municipal department's electricity budget because they consolidated all of the electricity budgets on the town side. Next year/the end of this year should be the start of the new solar field and they are anticipating the beginning of a revenue stream there and \$67,000 is associated with rate reduction and there is another \$30,000 in lease payments on the revenue side.

Across all of the other departments there is another \$71,000 in reduction so that is how they managed to come in at \$1.9M on the municipal side.

The School Department is primarily driven by salary increases and contractual increases and they are 2.1% FTE increase in total mostly related to SPED. Their expenses are up \$434,000 and again mostly SPED. Regarding the Kindergarten program they are offering now, the schools are going to be phasing in a no cost kindergarten for over the next 2-3 years and he believes next year is going to be about half price from what it has been and if it can be absorbed fully, the second year will be free and if not certainly within the third year. That is also absorbed within the school budget. Unfortunately fixed costs are a big driver here for the items; health costs they estimate a 7.8% increase based on what they are hearing from MIIA and there is always enrollment increases every year whether it is related to a retirement or a couple of new positions so all in that is driving the \$683,000 increase in health insurance. Mr. Gray asked if any of that is experience based. Mr. Scollins asked what he meant. Mr. Gray stated if you had a bad year in claims you would be considered a higher risk so your rates will go up. Mr. Keegan stated that they are part of a pool. Mr. Gray stated that we are not driving the pool in which Mr. Scollins stated no. Mr. Gray stated that this is just market based increases in which Mr. Scollins stated exactly. It varies; they do get rewarded for their experience so that if someone has a worse experience they are going to get a higher increase from MIIA and those that are a little bit better are going to get a lower increase. He believes the increases range from 6-12. Mr. Keegan stated that it is 6-12 but that is claims based. Mr. Gray stated that we are in a pool but experience does factor into it. Mr. Keegan stated yes. Mr. Keegan stated on the experience based model it is usually more of a broader brush and this is more of a specific based so our individual experience has been pretty good compared to most communities. The driver of health insurance this year is more in the area of some of the fixed cost items and also some of the Obama Care provisions that are affecting us. Mr. Gray stated for a large group that isn't bad; they are in a small group and they had a 14% increase this year. Mr. Scollins stated that they have been more fortunate going back the last few years because of all the plan design changes that they have made but they have reaped all the benefit from that at this point so now it is more a function of the Obama Care costs as well as the cost of health care claims. Mr. Keegan stated on the horizon though there are other plan design changes coming down. At this point they are going to be talking to the Public Employee Committee to get their input and see what their thoughts are on that but they can drive

downing the costs but what is turning the corner in terms of health care costs is that employees are becoming more consumer oriented in terms of how they handle their health care costs so if they have more skin to gain, they will be a lot more selective on where they go for their coverage. Mr. Gray stated that deductibles are going through the roof. Mr. Keegan stated that if deductibles go up that means you would think twice about going to a certain facility when you maybe could get it at a cheaper facility if you can shop that coverage. That is what they are going towards in the near future because what is going to happen is otherwise the cost of buying that coverage is becoming so prohibitive just on a local increase side but also to the employee itself.

Mr. Scollins stated that debt service costs are increasing \$393,000; \$549 of that is associated with the estimated town hall debt service so they have a \$156,000 reduction related to just the natural amortization and the savings that they had with the refinancing.

The Norfolk County Pension assessment is up \$336,000 and they are still in a very aggressive funding schedule.

Southeastern Regional is up \$61,000.

All the other fixed costs are \$30,000.

On the Enterprise side really the only item of note is increased costs for the Regional Sewer assessment which is going to be up from what they had budgeted this year by about \$218,000 and then there also is an additional Water Tech position that they need in that area as well as well as the budget wage increases. Mr. DeVellis asked if that was completely in the Water Enterprise in which Mr. Scollins responded yes, that piece, the \$217,500, is within the Sewer Enterprise account and that is likely all going to be funded with the sale of flow so it is a relatively tight budget and ratepayers are not going to be absorbing that.

Mr. Scollins stated that those are the highlights on the operating budget.

Mr. DeVellis asked if Mr. Scollins was in a position to talk about the CIP. Mr. Keegan stated that they are going to talk about that next.

Mr. Feldman stated that we are reducing costs on the electrical side and wanted to know why the increase on the enterprise side. Mr. Scollins stated that the electricity costs on the enterprise side were under-budgeted and so since you have two major treatment plants online now, they are seeing the full effect of that plus with the rise of electricity costs. Mr. Scollins stated that he, Mr. Hill and Mr. Keegan had a conversation about that and this is the first year of the solar revenue stream and the numbers are going to grow; they are going to be healthy six figure numbers annually, \$12M over the 14 year life of the project so they agreed with Mr. Hill that once this actually takes hold, then yes there should be some sharing back with the enterprise account but since they are just getting off the ground here and they have to absorb everything in their budget they thought it best just to start off here in the general fund.

Mr. Feldman wanted to know what the street lighting costs and where they are with buying back those. Mr. Keegan stated that they just engaged a new person who he worked with before to get the program off the ground because their previous consultant was not really pursuing as aggressively as Mr. Keegan wanted him to so he went back to the person that he worked with and he is excellent. Mr. Keegan will have him come in and meet the Board. This person actually wrote the legislation for the street lighting so the towns could actually take over the street lights. He is extremely knowledgeable and they met with him a couple of days ago and he already has a plan in place of how that is going to happen. It is going to happen this year.

Mr. Gray stated from a taxpayer perspective, the taxpayer is saying what is the town doing to bring more efficiencies to the operation of the town to deliver services at lower costs (better/faster/cheaper) and over the years, this is actually a pretty good list of bringing solar into town to reduce costs and finding ways to apportion rates and other costs to the town departments. He continues to ask this and continues to wonder if there are other towns out there from a best practice perspective that have found ways to reduce their operating budget and still deliver those same services. Mr. Scollins stated that there is no magic bullet for that but there are certainly many areas to attack that; tapping into the solar revenue stream is obviously one of them and centralizing departments like they have with IT and maintenance. He knows the Board heard a presentation on regionalized dispatch as well; ultimately that is going to be big savings not where you would expect it; maybe not necessarily on the labor side but certainly on the capital equipment side with replacement costs for the investment in that equipment is pretty significant and they are getting close to the replacement cycle so he is hoping that goes forward. He knows that Mr. Keegan is talking to their neighboring town about another possible revisit to regionalization initiative. Mr. Keegan stated that they think over the next several years that they are going to be partnering with two or three towns in this area for things such as street light maintenance, looking at perhaps assessing potentials and looking on a regional basis of perhaps even providing some regional Board of Health services and looking at inspectional services to increase the capacity because right now no one town has enough capacity so if are able to combine those efforts to a degree they might be able to provide better services at a lower cost overall to each and every one of the communities collectively. Mr. Gray stated that the reason he asked is they take a look at budget increases at 4%/5.1% and compound it year after year, it is outpacing peoples earning increases and at some point it becomes "can I afford to live in my house". The average tax bill right now is \$5,000-\$6,000. Mr. Scollins stated that it is about \$4,500-\$5,000. Mr. Gray stated that it is a never-ending slow creep but when wages are stagnant, Foxborough is going to become unaffordable. Mr. Gray stated that it is always on his mind if they can drive efficiencies or look for efficiencies they can bring the cost of government down. Mr. Scollins stated absolutely, he and Mr. Keegan think about that every day but he thinks the other point that each of them would make is that they can deliver any number that the Board would like to have delivered but at the end of the day, ultimately it does translate into services and as Mr. Keegan had said, he knows that administratively, the town is lean and his personal opinion is that he doesn't believe that the staffs that deliver field service are not in the same boat. Mr. Gray stated that they did a good job, they timed the issuances of bonds well and took advantage of low market rates so there are a lot of things are in place and if those hadn't been in place he wonders what the budget would look like so congratulations for those.

Mr. Keegan stated that if he looks at your budget and he compares that to other towns that say they are doing full budgeting; we are doing full budgeting because they are paying for the OPEB costs, they are paying for all of our debt services and we are paying for all of our retirement services. Everything that goes into this budget, is a fully paid for budget. They are not kicking the can down the road and they are taking care of our capital needs. They are addressing those things because as we go along without putting all of it on the burden of the taxpayers in terms of debt exclusion and things of that nature, they are still going to have those from time to time simply because we don't have enough capacity to do that. Over the longer term, strategically what they would like to get to is a point where they don't even have to do that. Right now we have to continue to have those conversations about where we want to be in the long term. The government is going to continue to change and evolve he just sees more and more interest with his colleagues around the state to do regional services primarily because they can't do it all on their own.

Mr. Scollins stated that the debt service for the town hall will be within the operating budget but it is not a debt exclusion.

Mr. DeVellis stated that the bigger picture that gets brushed over every year is the people of Foxborough including everyone at this table have expectations of what we need so it is the whole discussion of level of service; whatever is out there now we keep the same service with the understanding it is going to go up. If the budget stays the same something has to give and he knows the anxiety when people want things in the departments and want things in town and you have to say no. You said it a minute ago that it is the expectations; you can make the budget work to whatever the directive is and if they are continually saying level service because that is what people want and no overrides (we haven't done overrides), you are going to see the 3% and 5% increases every year until it snows and people don't mind plowing at 8:00 rather than 3:00am. People have expectations and they are used to it and it is hard to go backwards. If they could find a way to go backwards and people could do without he thinks that is where we are at.

Mr. Keegan stated that he thinks that the other thing that you have to weigh out is the fact that if you don't provide those services what kind of negative effect does it have on housing values. If the expectation is that when you pay a certain level for a home and the taxes that go with that, you have a certain level of expectations for services and when you don't get that, that changes the value and the equation so you have to be very careful. Mr. Gray stated that there is a fine balance for sure; it is just that they need to pay attention to the fact that compounded percentage increases year after year are outpacing people's ability to pay them. Mr. Keegan stated that their biggest challenge is the fixed class area and that is what they are really trying to figure out how to get that down. Mr. Scollins stated that he would be remiss if he didn't say that right now and every year prior to now they work hard to balance very tightly within what they have and there are a lot of needs that don't get met. He is hopeful that maybe in the next 3-5 years that the development that Ms. Coppola alluded to that they are primed for that, the Board just heard from the Economic Development Committee and the sewer capacity and other major pieces of land in town that are ripe for if not in the planning stages, once that all kicks in he envisions that they will rise to a different level than they have ever experienced before in terms of their ability to deliver the services that people want and hopefully slow the growth of taxes. Mr. Gray stated that another round of new growth would be great. Mr. Scollins stated that his take is that is what

they are poised for that is when he pieces altogether what they are all hearing and talking about and he thinks within 3-5 years we might find ourselves in a situation finally where we are able to realize that. Mr. Scollins stated that they went through that analysis the last time around with the independent consultant (Patriot Place) and one of the things that was pointed out to him and then he went and researched it, is when you add a child to the school system, you are not adding the full average of the cost (\$13,000-\$14,000), you are just adding marginal variable costs and they think the capacities that they have within our schools today you could later on literally add 300-400 students into our school system without bursting the school system, you might have to rearrange depending on where they all fell but he is less concerned about driving a 14,000 times everything multiple student that you would add and actually with the types of developments that are coming to town here have proven that they are not driving a lot of the population.

The Capital Committee met a week and a half ago and what the Board has is the Capital Committee's recommendation. Just to be clear because he knows that it is going to be confusing in the documentation, there are three warrant articles that deal with the Capital Committee's recommendations:

The primary one which is Article #5 which is what he calls the normal blocking and tackling capital items (vehicles, software, etc.), but then you also have Article #6 which is the water infrastructure article which is about \$16.7M and then you have what he believes is the next article which is the Burrell Elementary School for the feasibility study and the reason that one is a separate article is because they have incorporated that in the past and the Mass School Building Authority requires it to be a separate article. There are three articles that this list of capital covers.

At a high level what the committee is recommending is \$17.25M for water infrastructure improvements; \$16.7 of that being associated with a new treatment plant; Well 1 Pumping Station Road and \$200,000 of that is to move that over from the closed out Oak Street project and move that into this project.

The next largest item is road improvements which is \$837,000 and the bulk of that is from the state grant and you have \$217,000 that is flowing into that from meals tax.

The \$700,000 for the Burrell School MSBA feasibility study and an important note on that one is that when that project gets green lighted at the end of the process of going through the feasibility study that is when the reimbursements would kick in from the MSBA although last time around they received (High School) 49.3% reimbursement so if that held up for this particular round of funding here they could expect about \$345,000 back. He considers this \$345,000 a loan much like they did with ambulance receipts for the breathing apparatus where they didn't have all the money but they needed to replace that equipment so they loaned some free cash for that and when the ambulance receipts had the money, they put it back into free cash. He looks at this project as very similar to that because they will take that back once the grant money occurs. Mr. DeVellis stated that this year he is not on the CIP and he did listen to the presentations for a feasibility study and specifications for \$700,000, the ones that were done for \$750,000 and he has seen the past two that they have done for the Burrell School in his professional opinion looked like the \$30,000-\$40,000 range. Mr. Scollins stated that the one they just did for the

town hall was \$557,000. Mr. DeVellis stated that if this doesn't go through and get the funding you don't get the reimbursement percentage from the MSBA. Mr. Scollins stated that the school department wouldn't go forward if it wasn't funded because the MSBA is looking for a commitment from the town. Mr. DeVellis stated so if the town said spend the \$700,000 it doesn't get spent until the MSBA says it's a project. Mr. Scollins stated right, they are waiting for the final, final; they have been given indications that this project is going to be allowed to advance to this stage but they will get that affirmatively he believes at some point later this month but then in order for them to advance, the town has to appropriate funding for the feasibility study, then they go forward with the feasibility study and if everything works out well over the 290 day process then the project gets green lighted. Mr. DeVellis stated that maybe it is the terminology when he says feasibility and specifications, is it feasibility, get the concept and get the buy in and then do the design development, permitting and construct documents. Mr. Scollins stated that he believes that the funding here is to cover all of that.

Mr. Scollins stated that if Bill Yukna, the School Administrator was sitting here, he would tell the Board that he believes this number to be high but this is what he is being required to ask to appropriate for this project so he is anticipating if this does go forward that it will come in less. Ms. Coppola stated that this figure actually came in from the MSBA and Mr. Yukna did say that it did seem a little high. This is what the MSBA said so in order to move along in the process you have to okay it; they are giving permission to do this. Mr. DeVellis stated for the record this number just blows him away. Mr. Scollins stated that it blows everyone away including Mr. Yukna.

Mr. Scollins stated that two facilities for DPW \$448,000; one is for an equipment facility so now that they don't have the fire station to store their equipment, they do need a facility to store their millions of dollars investment in equipment within a covered shed. The salt storage facility is at end of life and they are looking to replace that as well. The good news with that is because of the mild winter that we had, the cost of the salt storage shed \$113,000 is going to be absorbed within this years' estimated snow and ice budget both combine the budget and the contingency so they are doing that within budget.

School related equipment (buses) \$428,000.

Fire and police portable radio replacements apparently are also at end of life for \$384,000. The Fire Chief is pursuing a grant but there is no certainty of that.

\$245,000 for DPW vehicle replacements

\$125,000 for the turf field concession stand and bathrooms; that is a \$200,000 project with \$25,000 that was already raised privately and \$50,000 being kicked in from the school building rental revolving account and they asked the town for \$125,000 on that one.

Mr. Mitchell asked why the town taxpayers are funding a Booster's facility. Mr. Scollins stated that the primary reason and the bulk of the cost associated with this particular structure is the bathrooms and the plumbing, etc., it is not mostly the concession stands. However, the concession stands are run by the Boosters and they also can be rented out to other non-town entities that actually use the facilities and become a revenue stream to help replace the turf field. He did ask the School Business Administrator about this and they said it is common practice in any town. Attleboro just built a \$3.1M facility which included the concession stand and if you

think about it the Boosters who run the concessions, all of the concessions are at their cost, they are manning them and then anything that they make on that, they are just plowing right back into our youth sports programs so it is not like it is a profit. Mr. Mitchell stated still, the taxpayers are funding a private group's revenue source. He doesn't think the town should be paying for it. The existing Ahern facility doesn't have bathrooms. Mr. Scollins stated that it doesn't have bathrooms but they run the same model though in terms of who runs it and the revenue. Mr. Mitchell stated that the town doesn't get any revenue. Mr. Scollins stated if they were to rent that out to an out of town group they would. Mr. Keegan stated that before he came here Dedham did the same thing and they spent over \$3M renovating the high school field including the concession stand and the bathrooms. The major expense is the bathroom area and the building itself. The philosophy was that the money being raised by that group is going back into the school programs so as a result they were more or less providing a vehicle to help raise money to help offset the costs that they would have to pay otherwise so it is six and one and a half dozen of the other in some ways of looking at it. Mr. Mitchell stated that he still sees it as the taxpayers are paying for a private group's concession stand and he really doesn't think they should. Mr. Scollins stated that he sees his point but the reality is the contributions that the Boosters make to be used for its programs if they weren't putting them forward then they probably would be coming out of the taxpayer's pocket. Mr. Feldman asked if we had a total dollar figure of what the final cost of that campus is in which Mr. Keegan stated that they talked about that during the process and he thought about the idea of a track and the stands, etc. Mr. Feldman stated that it just seems like they are doing a piece here and a piece there where we might be better served just saying alright, it is going to cost "x" so let's just do it. Mr. Scollins stated that there would be quite a few people to hear that but he thinks they have been taking the incremental approach because that was the commitment that was made by the school administration is that we wouldn't do this all in one fell swoop because the town couldn't bite it all off at once so it is being done incrementally. Mr. Feldman stated that it just seems like they are nickel and diming it, we should know what the ultimate goal is for the complete build out of the campus and what the dollar value is. Mr. DeVellis stated that they have those numbers; when they went to town meeting for the turf field it was Phase I all the way to the end. They are all published numbers because they did a full cost estimate. Mr. Keegan stated that it is probably another \$1M. Mr. DeVellis stated that he thinks that the pieces that were missing were the track, the concessions, bathrooms, the bleachers and the press box. Mr. DeVellis stated that to his point it is \$3+M; it is piecemeal and it is a slow process but they are going to end up spending fifty cents on the dollar to get the same product. The lights were half price, the field was half price, the concessions, \$75,000 was raised privately and \$125,000 public so that is the balance. Mr. Feldman stated that they are raising money to help build out the campus and everyone is chipping in to get it done. Mr. DeVellis stated that if he thought the town had the appetite to fund it all, he doesn't think it would have passed. Ms. Coppola stated that you have to weigh what the voters will vote for.

Mr. Keegan stated that he thinks the understanding is that the school department's priority is to get the schools done and that was taking less of a priority in terms of what they let them achieve first. They are fully supportive of it but they have other priorities to address first.

\$118,000 for Fire Department replacement vehicles

\$100,000 is their continued investment (our town wide network infrastructure)

\$83,000 for the Fire department integrated data base management system. This is going to integrate the data from five different systems that manage the fire department  
\$58,000 for end of life Police Department Taser replacements

Mr. Mitchell asked if the \$83,000 was for the Integrated Dispatch System. Mr. Scollins stated that is for the data base. Mr. Mitchell asked if that has anything to do with Dispatch. Mr. Scollins stated right now all of the Dispatch logging goes into a particular system. Mr. Keegan stated that it is the fire side, not the police side. Mr. Mitchell stated that the end result is that they talked about regionalizing and they/we are putting an \$83,000 band aid on something or is this separate. Mr. Keegan stated that this is separate. It is also consistent with the type of equipment that they are looking at for the regional dispatch as well. Mr. Scollins stated that the other towns are doing the same thing and trying to communize. It is actually going to help facilitate regionalization because if we can all be pulling all of the data that run the different aspects of the department into one system it is then going to be easier to integrate and manage. Mr. Mitchell stated that he just wasn't sure if we were putting new money in and then they were going to leave it. Mr. Keegan stated that they were pushing that point very well at the meeting during capital discussions so it is a fair point. Mr. Mitchell asked if this CIP has gone to AdCom yet in which Mr. Scollins responded last Wednesday. Mr. Mitchell asked if everything has already been approved by AdCom. Mr. Scollins stated that they considered it and they took a "we don't vote" the first night they see it but it is on their agenda to be considered for a vote tomorrow night.

\$30,000 was for an on line permitting system so they can bring their permitting functions into the 21<sup>st</sup> century and that is supposed to be piggybacked along with some anticipated mitigation funds so they can actually do this town wide rather than just inspections and the fire department.

Mr. Scollins stated that they are on track with the budget process and to stay on track he wants to be back in two weeks to ask for their recommendations and votes.

Mr. DeVellis stated that they did get this delivered on Sunday so if the Board could look through this because this is probably the biggest thing they have on the table and send their comments back to Mr. Keegan. Ms. Coppola stated that at the CIP there were lively discussions. They were good questions and everyone was really forthcoming with their information. Mr. Mitchell asked if anyone else was questioning what he was, in which Mr. Keegan stated yes. Ms. Coppola stated that the representative from the Advisory Committee had similar concerns. Mr. Keegan stated that there were even questions about the concession stand.

**9:15pm – Comprehensive Permit/Domain Foxborough Discussion/Vote to Accept Mitigation – William G. Keegan, Jr., William Casbarra**

Mr. DeVellis stated he was just going to give a quick summary so people would understand. The 40B is a process where residential development occurred in one area, it is a dense, big development and it got the town out of the 10%. It is outside the jurisdiction of the Board of Selectmen and outside the jurisdiction of a lot of boards and under the jurisdiction of the Zoning Board. The Zoning Board and Conversation brought it through their process and it was

approved/appealed and worked out and came back to the Board's table and there were two items that they had on the agenda last time.

1. Part of the Zoning Board mitigation that was proposed is to install a right lane so if someone is coming down Fisher Street they can take a right while someone is taking a left at the lights with the understanding that there is a \$30,000 mitigation for them to retime and change that light. The option in front of the Board is do they have the developer do that right turn lane or do they hold off and take the money and do it themselves or do other things with it.
2. There was a mitigation amount of another \$150,000 (the first one was for \$150,000 – keep it or do the lane) going towards mitigation and that is where it got debatable where some people went to the meeting and thought that the mitigation needed to stay in the area and other people thought it could go throughout town. There are probably a lot of different thoughts on it.

The neighbors came and presented to the Board at the last meeting their thoughts and they had people from the Zoning Board and then at the last meeting the Board said they were going to reach out and look at their meeting minutes from the Zoning Board and reach out to whoever you wanted to and come back with some thoughts to try and make a decision tonight because some of the permitting process and construction is predicated on them making a decision and if they don't make a decision it may go in a direction without them.

Mr. Mitchell asked if they knew where they are in the permitting process. Mr. Casbarra stated that they have not applied yet.

Mr. DeVellis stated that he had spoken to a bunch of neighbors and he walked the properties/cul-de-sacs, and talked to Zoning Board members and to building officials. He didn't know where this was going to go with five people thinking different things and then neighbors saying what they thought so it could be another going on forever meeting so if it was alright with the Board he had a suggestion and they can start from there and if the Board disagrees or want to change it they can do that.

Going back the way the Zoning Board 40B process worked is they asked the department heads; here is the concept plans and here is the design, come back with us with concerns or mitigation so that went in that path. He didn't hear much back from any of the department heads or school or different boards and basically his feeling is, it was located in an area that was on the Interchange of 95 and it was in the corner. It was put in an area where there were woods but it was surrounded by residential and the highway and most of the people stayed away from the discussions other than those neighbors. What he heard back from the town was that it was not going to impact the town and by the way we get our 10% so the project was approved. He went back to the neighbors to talk about the two items and he asked about the right turn lane and not one neighbor thought it was a good idea. He looked at the traffic study and our consultant, their traffic consultant and he doesn't know where the right turn lane came from because it makes no sense to him and he doesn't want to build a right turn lane just because it was on a piece of paper. The consensus is that they are going to go down Fisher Street, they are going to wait at

that light and they are going to take a left. The more of a concern is coming up Route 140 from Route 95 where it merges but at no time was a right turn lane the end all to be all savior. At the same time he doesn't want to take the money and spend it somewhere else because once it is built it could be an issue or the issue could be the left turn lane and it might not work out. Mr. Gray stated that he thought they talked about a double left-hand lane. Mr. DeVellis stated that they talked about it but the mitigation doesn't include that, it is a right turn on the light. Mr. Gray asked if it was that specific in which Mr. DeVellis stated yes. Mr. DeVellis stated that the Board could say to the developer do the left hand lane but it is a little more involved, it is a Mass Highway and it is changing right of way configurations inside of it. His suggestion on that is don't do the right turn lane but let the project get built out six months once it is full occupancy and see what the issue is. The town went through this same concern when the Lodge was built, that it was going to be this huge thing and the traffic hasn't been a huge issue so his suggestion is to take that money and put it in an interest bearing account until the last permit or the last house is built and add six months to that and then see where it is and let it come back to the table to see if there is an impact or not. Mr. Mitchell stated didn't they have a timeframe to use it or lose it in which Mr. Keegan stated no. Mr. DeVellis stated that his concern is that it goes to the general fund. He could see if the school department was saying it was going to be a disaster with these kids because they are going to have a big enrollment and they need that money and no one said that they needed it and no one said that they needed it for this development so he just doesn't want it to go someplace else. Mr. Gray stated that they had talked about that in the past and the crystal ball on this project is pretty fuzzy and they really don't know what is going to happen. It is going to be a big project and there will be traffic issues. That intersection, what is the right configuration, he doesn't think any of them know. Mr. DeVellis stated that the \$30,000 is to take that light and fix the timing so that might take care of it by itself. Mr. DeVellis stated that is part of the developer's mitigation.

Ms. Coppola stated that in the last paragraph it says "In the event the Board of Selectmen elects the payment option"; there were two options, \$150,000 for the right lane or a payment option and that can be used "for purposes of such roadway improvements and safety as the Board of Selectmen may determine." The money is kind of earmarked for roadway so they can use it for roadway whether it is down the road or they could use that for sidewalks in which Mr. Keegan stated that it is the Board's call. Mr. DeVellis stated that some of the concerns he heard was sidewalk and it is funny because some developers, they do the sidewalks as part of their project, here it is considered mitigation. Should there be sidewalks up and down the road, yes, but he is not going to second guess the Zoning Board and the process. Ms. Coppola stated that what Mr. DeVellis is saying is they should go for the option. Mr. DeVellis stated yes, the payment option and holding it until it is built and they see what the impacts are. Mr. Mitchell stated that he thinks that right hand lane is useless and if anything there should be two left hand turn lanes there. Mr. DeVellis stated if that is the case then they should take that money and go back and look at the second turn lane on the left.

Mr. DeVellis stated that the second mitigation payment was for \$150,000 and that is where it gets interesting because there are different thoughts of where that should go. He met with some neighbors and walked the site and the question was if this was built what didn't you get or what mitigation would make sense. He knows there was a settlement and he doesn't know what the terms are and he doesn't know if everyone got what they wanted, it is irrelevant but looking at

cars coming out and taking a left or a right you have headlights, streetlights, parking lot lights, you have a four story building which there is nothing in the area like that so it is a hardship for the people living there whether they got mitigation or not in their settlement. He asked what else, could they put berms up and fencing; there is no land left on the other side of Fisher Street because that is all private and there is a clear shot across Fisher Street to that cul-de-sac and all those houses there. The thought process could be something but until it is built he doesn't know what the impacts are; it may be nothing or it might be something so horrendous they take that money and do something further that wasn't in the plans. The only twist is what he would like to take out of that \$150,000 is \$50,000 and separate that because he thinks there is some community benefit that could be made that is on the table right now. If you look at the CIP, there is some money allocated to online permitting. What is missing is the Building Department and Fire Department and that \$25,000 additional would complete the entire town so if you were a resident or a business or someone that is doing business in town, you could go online and do your permitting without having to drive in. It saves money, it saves aggravation, it is streamlined and a lot of towns have done it. We just got GIS over the last couple of years and he thinks that would help on a complete community wide basis.

The other \$25,000 he would like to finish the effort that the community started with the pavilion on Payson Road because that represents to him some businesses stepped up, the residents stepped up, the Recreation Department stepped up and this addition just about gets them there. It gets them -\$5,000 and he thinks the \$5,000 should come from the different sports groups in town, lacrosse, football and basketball to complete it and then they can get that done and the complete town wide permitting online around the same time in short order.

Mr. Gray stated that if they are earmarking those funds for those purposes wouldn't that have to go back through CIP and prioritize them. Mr. Keegan stated that the Board of Selectmen has authority over this because that is the way it was written into the decision. If you ask some people they think there is no mitigation needed in that area it should go to the town. If you ask some of the neighbors, it all has to stay there; this is a little bit of a compromise where the bulk of it stays there and again the same criteria as the first mitigation that they wait until all the permits are issued, it is up and running and the cars are going in and out, the noise level, lights, everything is understood then the Board at that time would say here is the first mitigation money plus the second, put it together and how can we fix it or it is not an issue.

Mr. Feldman asked if he was saying to take \$250,000 and put it in an escrow account for future mitigation if a problem arises with the traffic situation on Fisher Street onto Route 140 and take the \$50,000; \$25,000 for online permitting and \$25,000 for the Sharon Wason Pavilion. Mr. DeVellis stated that is exactly what he is saying. Ms. Coppola asked if it would have to be put in two separate accounts only because the second \$150,000 is the Selectmen's mitigation fund but the first one was roadways. Mr. DeVellis stated the logistics would be two separate accounts.

Mr. Casbarra stated that he did some calculations on the online permitting and a little bit more on the pavilion. If you vote on those two items rather than set it at \$50,000 if you could just state: not to exceed \$60,000 because \$50,000 is just cutting it so close. Mr. DeVellis asked if he was saying the \$60,000 would cover all the permitting and all of the costs for the pavilion. Mr. Casbarra stated yes; it will be close but it will do it. Mr. DeVellis stated that he did have those

numbers in his mind but he did back up because his feeling is that there are a lot of users down there and a lot of people on Payson Road that wanted something out there. He had a \$5,000 number in mind to get them over the top that needed to come from the users, not from this. Mr. Casbarra stated that they still may need that if they have to get a crane over there that is going to tip the scale very quickly so he wanted not to exceed \$60,000, he thinks \$60,000 is a more comfortable number. Mr. DeVellis stated that if it is less it would not come from us. Mr. Casbarra stated that it would be the exact figure presented. Ms. Coppola stated that this would come from the Selectmen's mitigation fund; the second one. Mr. Casbarra stated that one of the conditions that had to deal with the traffic and selecting the payment option is that upon 80% occupancy it is the applicant that has to do a traffic assessment plan at that point to the tune of \$30,000 that is separate from everything which would be presented to the Board which would help that decision on where that impact money should go.

Mr. DeVellis stated that during the project they did a traffic study on anticipated traffic and at 80% occupancy they do an actual study of the trip generations and where it goes and if there is more trips or trips in a different direction are they obligated to go back and address the changes with brick and mortar. Mr. Casbarra stated no, they would present a traffic assessment but again, if you selected the payment option to go for road work or safety then you would want to use that assessment to make a decision. Mr. DeVellis stated that the study is funded by the developer. Mr. Casbarra stated yes, they set aside \$30,000 separately for that study. Mr. Mitchell asked if there was an additional \$30,000 before to adjust the lights. Mr. Casbarra stated that is separate. There was a total mitigation including \$300,000 and they had a mitigation of \$220,000 which consisted of \$30,000 for assessment, lights, sidewalks, buffering, fence, land acquisitions which wasn't part of this, they were paying directly for those improvements; \$220,000. Mr. Gray asked how much money out of these two tranches will be left to deal with unforeseen mitigation for the neighborhood. Mr. DeVellis stated that if they are putting it in two categories, the first is \$150,000 and the second one is \$150,000 minus the \$60,000. Mr. Keegan stated \$240,000 total. Mr. Gray asked if any of it expires in which Mr. Keegan stated if you take the payment option then the answer is no. Mr. Casbarra stated that there is no shelf life on it. Mr. Keegan stated that the actual road improvements, there was a time limit on that because they want to do it during construction.

Mr. DeVellis stated it would be \$240,000 combined broken down by \$150,000 and \$90,000.

Mr. DeVellis stated that if this was in general agreement he wants to open up the discussion to anyone in the audience.

Ari Weinstein, 112 S. High Street – Mr. Weinstein stated that this process has been extremely surprising and disappointing from the neighbors perspective. Every single step of the way and every single Board have ignored their concerns and have dismissed their worries; also they get over the 10%. He wanted to say two things about the money that is available; he would say that the money that is available for the traffic, leave that with the developer and have them deal with MassDOT in planning out traffic design there and have them deal with that rather than the town taking on the issue. As for the \$150,000 that is at the Selectmen's discretion, Mr. Keegan has agreed to meet with counsel for the neighborhood and that no decisions would be made for what to do with that money until after such meeting had occurred. He would also suggest to the Board

that the position of the neighbors is that any use of any of that \$150,000 for anything other than direct mitigation would be a violation of the permit and would be an actionable decision. Mr. DeVellis asked him to repeat that. Mr. Weinstein stated that if the second \$150,000 was to be used for anything other than the direct mitigation; counsel will likely be getting involved in that. With regard to the traffic concern and with regard to the process of developing this, that the traffic be resolved, that the sewer connection be resolved before any trees start getting taken out. Who knows what might happen in the interim if you pull out all the trees and something stops or slows this development then there is just a big huge opening there that looks like Sharon Commons he thinks they will find the neighborhood would be even angrier than people already are. Mr. DeVellis stated that he understands their concern but that is a process and that is what bonds are for and that is what the building process is for.

Mr. Keegan stated that he wanted to address the comment that he is meeting with counsel. Counsel asked to meet with him and has since asked to meet with Mr. DeVellis as well so he thinks he is going to reach out to him but it was not his understanding that it was going to be to say that the \$150,000 was strictly dedicated for that purpose. Mr. DeVellis stated that he hasn't heard from anyone. Mr. Keegan stated that the indication he had was it was to hear some of the concerns of the neighbors. Mr. Gray asked if the meeting has been arranged in which Mr. Keegan stated not yet. He just received the request while he was away and said that he would be back today and counsel is actually away right now and he said he would reach out to him when he got back. Mr. DeVellis asked for clarification on which counsel in which Mr. Keegan stated that this was the neighbors counsel. Mr. Keegan stated that they just reached out to him on Thursday or Friday of last week. Mr. DeVellis stated that they were at a disadvantage because when Mr. Keegan says the "neighbors" he doesn't know if it is one or fifty, or the plaintiffs or what the settlement is so they are in the dark. Mr. Keegan stated that he doesn't know who this particular counsel represents or how many people are involved in that; he knows that Mr. Weinstein is involved because he was one of the lead plaintiffs in the case. Mr. DeVellis stated that this is the second meeting and to find out tonight that the Board of Selectmen can't make a decision because of counsel is not happy with it they will deal with that if it comes.

Mr. Gray stated that he has not changed his position on this since they talked about it the last time and he thinks that they really don't know what the impact of this development is going to have on that community and \$150,000 in the grand scheme of things really isn't a lot of money and to try to predict that it will only be \$90,000; if there is berming, landscaping, trees, soundproofing; \$150,000 at the end of the day is not really a lot of money. He thinks they should leave the money in a fund as a contingency to see what the impacts are and then begin to work off that fund and mitigate the problems if they arise. If no problems arise then they can begin to earmark them for other purposes in town but he thinks it is important to look after the interests of the neighborhood because he thinks they are going to be impacted considerably.

Mr. Mitchell stated that he agrees with Mr. Gray. Mr. DeVellis had started out saying that he reached out to every board and group and no one is going to really have any real impact on this. The only impact will be this neighborhood so he thinks the \$150,000 for traffic he agrees with him to take the money and sit on it the money and the other \$150,000 he thinks needs to stay there because they don't know what is going to happen and they will be the only ones really that ultimately get affected.

Mr. Feldman stated that he thinks the whole \$300,000 should go into escrow until they determine what the total impact is to the neighborhood and then once that is determined if it is two left hand lanes they will have the money to fund that. They are not going to do two left hand lanes for \$150,000; the engineering and everything else that has to go into it, it is not going to happen. He would recommend taking the \$300,000 and putting it in an escrow account and wait.

Ms. Coppola stated of the \$150,000 for the Selectmen's mitigation fund it had been in the minutes that from what she understands going through the Zoning Board of Appeals minutes that \$150,000 is actually at the discretion of the Board of Selectmen and Mr. Casbarra had brought up two items requesting those funds to be used for, one of them being the money to start the permitting and the second one was to finish off the pavilion in honor of Sharon Wason who did work very hard as the Town Planner on this project. Her question is, if the total \$300,000 is put in escrow where would the funds for the permitting program and for the pavilion come from; do they have a source of money, because they are both timely. Mr. Keegan stated that right now they have put some capital money aside for the permitting process but not the entire amount; it would be Phase 2. Mr. Feldman asked if they have given him a construction schedule of when they anticipate to be at 80% completion. Mr. Casbarra stated that the project should take about 14 months; they are going to start clearing in the first or second week in April. They are applying for a permit now and they have already done the review so they are holding off a little bit also. Mr. Casbarra stated to answer Ms. Coppola's question, in the CIP, he put in for \$30,000 that was for the rest of the departments for Phase 2 to bring the Selectmen's Office, Town Clerk's Office, Board of Health and other permitting and licensing departments into the program. Phase I was from this mitigation money to get the Building Department started and the Fire Department so it would start the training and start the data transfer and it would be the seed money and then they would go into Phase II and hopefully they would be totally on line permitting for the opening of the new town hall. This is not about brick and wall; it is about service so that was the plan to do that. The Sharon Wason Pavilion about \$15,000 has been raised already through private sources and he applied for a Partners in Patriotism Grant and he got \$15,000 and he doesn't know how to ask the Board to accept that donation right now so that would be \$30,000 and another \$30,000 would be \$60,000. He is looking at somewhere between \$55,000 - \$60,000 to get this pavilion up. It is a five week design and manufacturing process. The plan was, once the money was available they could start that, because this won't happen until probably the fall. He doesn't want the project to die; he wants to keep it going because it is important to him personally. Mr. Feldman stated that it is important to all of them.

Mr. DeVellis stated the different 40B's that go around and he understands because he knows people in that neighborhood and it is aggravating to see how it went down the way it did and you can point the finger at the town for not doing anything but he is sorry, but it is a state law and the developer did exactly what the state allowed. Could they have been a little more aggressive, maybe but it is what it is right now. Once that is built the people living there will be part of the community; they will be using the roads and athletic facilities so that is why he was thinking that the majority of the money went to the neighborhood because they are the most impacted. There is different mitigation; he looked at maybe giving people on the cul-de-sac \$2,000-\$3,000 each to put trees on their own land or something like that; there are things that they can do. At the end of the day, it is not an island that these people are going to be living there and then taking a

helicopter someplace, they are going to drive on the roads and go to the schools so it was a small percentage that could go to the community based projects that could benefit the whole town. Mr. Gray stated that he agrees with that; however, let's not leave the neighborhood short. If for some reason the issues that might happen don't materialize then those monies can be freed up for other programs but let's just see where this all goes because if they use the money now and for some reason something comes up that is unforeseen and it requires money, it is going to leave the neighborhood short so he thinks they should take it in phases. Mr. Gray stated that Mr. Casbarra had said that it would be 80% built in 14 months and occupancy is going to occur then. Mr. Casbarra stated that it will occur by building. Mr. Gray stated within 18 months to 2 years they will probably know the full impact. Mr. DeVellis stated that he didn't go to the meetings but the discussion that he had was the traffic signal and all the things that were done cut muster to get this thing approved and built and maybe it will work and maybe it won't, he doesn't know. Everyone can't be right and everyone can't be wrong on this; if you ask some people 100% of it was to stay here and if you ask other people that went to the meetings, that was not the case. So this is the way of saying that it is a little bit of a compromise not heavy with the town side, it serves a purpose and it is going to be a refined project, there is a date start/done on two projects that have a big bang for the buck and the neighbors get the majority of the money. Mr. Gray stated that if for some reason the mitigation isn't required or the monies aren't required for some sort of road design or sidewalks, the money will actually flow back to projects in town. Mr. Keegan stated that he went back and looked at the communication that the neighbors counsel had provided to him and the request was to look at the \$150,000 mitigation of funds but to use a portion of those funds for some mitigation; it did not say the whole thing and that discussion was to take place and he was going to sit down with himself and Mr. DeVellis. Mr. DeVellis stated that is the problem that they have; they just heard a resident say if it is not all there then there is going to be mitigation. Again, it gets to a point where everyone can't be right and wrong. If counsel is saying one thing and a resident is saying another and the Zoning Board is saying another they have heard it all. Mr. Casbarra stated that he thinks his proposal for a compromise was fair and still the majority would go to an escrow or whatever but it would also serve the town now on some other issues that need to be closed. Mr. DeVellis stated that both of those items, the permitting and the pavilion, he knows the pavilion Mr. Casbarra has gotten the designs and are ready to go; on the permitting he wanted to know if Mr. Casbarra had reached out to vendors and consultants and there is a schedule. Mr. Casbarra stated yes and they are ready to go once the money is in place. To start the training and do it, his hope was to have it ready for July 1, 2016 when the other money becomes available to just piggyback onto it. Mr. DeVellis stated that he thought what was on the table was a good compromise; he doesn't think that everyone is in agreement, but it is just a schedule.

Ms. Coppola stated that Mr. Gray, Mr. Mitchell and Mr. Feldman want the money put aside. Mr. DeVellis stated that he wanted to put it all aside except for those two items that are on the table. Ms. Coppola stated that she knows the pavilion for Sharon Wason is very important to Mr. Casbarra and it is very important to a lot of people and she knows the neighborhood may at times not realize it but Ms. Wason was a very good advocate for them so her compromise would be to carve out what they would want for the pavilion to get that started. Mr. Casbarra stated that it would not to exceed \$30,000. Ms. Coppola stated that she knows they are ready to go with the pavilion and they want that to be done by the fall and the thing is the more you delay, memories fade and it would be nice to honor Ms. Wason now, within a year of her passing. She did so

much for this town; she brought in so many grants and the Master Plan was Ms. Wason. Mr. DeVellis stated that it is a sentiment and it is the right thing to do but it is also an amenity that will get a lot of use from the neighbors, community and visitors. Mr. Feldman asked if they had a mechanism where if they did take a portion of that mitigation money and used it for the online permitting and pavilion and they do come back and they do find themselves short in resolving the mitigation up on Fisher Street, do they have a mechanism where they fund the difference. Mr. Keegan stated that the town can always do that; they can identify that as a priority project for road improvements.

Mr. Feldman stated that they could do the plan that Mr. DeVellis just laid out and they take the money and put it in escrow and once it is 80% occupied they realize they have to do two left hand turns and it is going to cost \$300,000 and they have already taken money out, the town will put it back in. As long as they have the mechanism to do that so the neighbors are made whole; they get the funding for the timing issue to go forward with that under the auspice that they will get the \$300,000 if needed to make them whole. Mr. Casbarra stated that is all based on the predication that you will get a permit from the DOT. Mr. Feldman stated no matter what they do it is all predicted on that. Mr. Casbarra stated that they were told slim to none by the DOT. Mr. DeVellis stated that he also doesn't want to lose the fact that this went through a process and the right turn lane is what is on the board; it is not a left hand turn and he doesn't know what the cost is going to be. If for whatever reason the two lefts didn't make it into it and he doesn't know if it was missed but he doesn't want to take the \$150,000 and say they can do two left hand lanes. The money they take out is not going to put it over the top to get that done. Mr. Feldman stated with the timing as long as the town has the mechanism to do that, he would be all for that.

Mr. DeVellis asked if either the CIP or the operating budget could be used to put that money back in. Mr. Keegan stated that they get so much money from Chapter 90 and meals tax and that they can always reprioritize. Mr. Mitchell asked why they didn't prioritize the CIP and put the whole money in for the online permitting if it is that important why not put Ms. Wason's pavilion in there if it was that important. Mr. Keegan stated that there were considerations before during the process of the mitigation that was discussed earlier as possibilities. Mr. Mitchell stated that he just circled the concession stand and there is \$125,000 that the taxpayers are going to pay for and they could take that money and put it towards these two things.

Mr. Gray stated that Ms. Coppola's comment about how memories fade and he thinks she is actually right and he can bend to her compromise provided that they don't forget about this neighborhood and if the road work and intersection needs to be addressed they take it out of public funds and highway funds. Mr. Keegan stated that the question that is going to come back is to what extent is that going cost; if it is \$700,000, how much of a commitment do you want to make there. Mr. Gray stated it has to be a priority and that is what he is saying; they really don't know what the impact is going to be and he doesn't think the neighborhood knows and he thinks the neighborhood is rightfully worried about that. It is easy to divert monies because they are available but if this was being built in their neighborhoods, they would feel a lot differently because they would be impacted so they have to look out for their interest. He can compromise on the Sharon Wason Pavilion he thinks that is a good project to undertake.

Mr. DeVellis stated he wished he had gone to the meetings because he doesn't know what the push back was for the left and right hand lanes but he does think that it is apples and oranges and he doesn't think they are going to get the money for a right hand lane because basically it is 100' of shoulder work and you scoot by; a left hand lane is reconfiguring the entire intersection but he thinks the mitigation that would be done is not two left turns, it's screening and landscaping and maybe drainage or something like that. If it is a bigger thing of changing that intersection the shipped has sailed on this project, the pavilion money and the online permitting is not going to come close to that. He was not at the meetings but he is hoping that level of discussion was had by the traffic consultants and the two left lanes weren't needed.

Mr. DeVellis stated was Mr. Feldman saying that his original plan with the condition that six months after the last permit is issued and they are living in it then if the mitigation is more than the two items they would be put back in from some type of fund. Mr. Feldman stated that the \$300,000 would guarantee to be made whole. Mr. DeVellis asked Mr. Keegan if that was possible. Mr. Keegan stated that they can prioritize that but it would be up to others to approve that; it would probably go to the Capital Committee which he serves on and he certainly could carry that message back. Given the wishes of the Board and their intent on trying to make the community whole in that regard and that is a pretty good argument. Mr. DeVellis stated at this point it is not going to make everyone happy but it is as close as they will probably get to it.

Motion by John Gray to accept both mitigation funds of \$150,000 using \$30,000 of the second fund for the Sharon Wason Pavilion. Mr. Gray asked if that was the right amount in which Mr. Casbarra stated for the pavilion, yes. Mr. Casbarra asked if this did not include the online permitting in which Mr. Gray stated no, he firmly believes that should have gone through the CIP process and if it didn't raise to the level of priority then it has to compete. Mr. Casbarra stated that it is just the way the mitigation funds how it evolved through hearings because originally it was broken down to specific categories; online permitting, Sharon Wason Pavilion, lights, which was the way it was done for The Lodge at Foxborough. Mr. DeVellis stated that the meeting minutes are somewhat silent on it but Mr. Casbarra went to the meetings and this is what was discussed in which Mr. Casbarra stated yes and then it was decided it was better because it worked in the past if it was all lumped together. Mr. Keegan stated that he advocated for that to put it in a lump. Mr. Mitchell stated that what he just heard was this \$150,000 mitigation money was talked about at these meetings and part of it to go to the Sharon Wason Pavilion. Mr. Keegan stated that originally there was a discussion of whether or not they should earmark some of the money for specific projects such as the Wason fund or the permitting. Mr. Gray stated to be fair, tonight was the first time he heard this. Mr. Keegan stated that it didn't come out that way in the end what happened was the discussion then went to let's not earmark it for anything and just leave it to the discretion of the Board and the Board can actually decide or appoint a subcommittee and that's how it came out.

Mr. DeVellis stated that is why he was confused because both sides can't be perfectly right without lying and he doesn't think anyone is but he is thinking people left those meetings with different understandings. In talking with the Zoning Board of Appeals, black and white, it was not all for the neighborhood and talking with the neighbors, black and white people that went to the meetings; he couldn't find anyone that went to all of the meetings. Mr. Casbarra stated that he did. Mr. DeVellis stated he was saying from the neighbors. Mr. Casbarra stated that he was

at every meeting and it was clearly delineated \$150,000 direct for the abutters and \$150,000 at the discretion of the Board of Selectmen for the town as a whole. The minutes reflect that; the discussion reflects that and the permit reflects that it depends on how cloudy you want to look at it. It is clear to him.

Mr. DeVellis stated that the motion on table is the \$150,000 and the \$150,000 minus the \$30,000 for the pavilion. He asked Mr. Gray if he wanted to amend that or keep that in which Mr. Gray stated that he would keep that.

Mr. DeVellis asked for a second on the motion.

Ms. Coppola stated that if this thing doesn't die is your taking out the \$90,000 with Mr. Feldman's idea of how to pay it back. Mr. Feldman stated that it is \$60,000. Ms. Coppola stated with the pavilion money and the permitting and that is the motion that Mr. Feldman would propose in which he stated yes.

### **Motion Failed.**

Motion by David Feldman that they accept the two mitigation funds worth \$150,000; \$30,000 would be earmarked for the on line permitting and \$30,000 would be earmarked for the Sharon Wason Pavilion with the understanding that six months after full occupancy if there is mitigation required for traffic or other mitigation that is required in the neighborhood the town would be responsible for the \$60,000 so the mitigation fund will be guaranteed at \$300,000.

Mr. Keegan stated that if it is determined that additional roadway improvements are required. Mr. Gray stated mitigation; it doesn't have to necessarily be roadways. Mr. Feldman stated that it should be mitigation. Mr. Gray asked if there was a legal mechanism to do that without going through a budgeting process. Mr. Keegan stated that you would have to go through the process and they can recommend that; they can't guarantee it. Mr. Gray stated that guaranteed and recommended are two different things; they don't have a way to guarantee it. Mr. Keegan stated that they do not.

Mr. Dunau stated that they are guaranteeing that it is \$300,000 and he asked them to remember that \$150,000 is earmarked specifically for roadway things and there is \$150,000 guaranteed for general mitigation so you are mixing pots at that point. Ms. Coppola stated that is why she thought originally they were going to have two separate ones.

Mr. Mitchell stated that he thinks they need two separate motions because it is two separate pots of money.

### **Motion Failed.**

Mr. DeVellis stated they should have another try at a motion and he suggested the first mitigation number of \$150,000 or payment option or the right turn lane of 100'.

Motion by Christopher Mitchell to accept the payment option for \$150,000 for traffic. Seconded by John Gray. **Vote 5-0-0**

Motion by David Feldman to accept \$150,000 in town wide mitigation with \$30,000 going to the online permitting; \$30,000 going to the Wason Pavilion with the recommendation that \$60,000 will be made a priority if 6 months after occupancy further mitigation is required to make that \$150,000 towards that whole.

Mr. Keegan asked what is going to be the determining factor whether that is needed or not; it could be anything.

Mr. DeVellis stated that a couple of things are in play; they have 80% occupancy threshold where the traffic study has to come in so there could be a condition that they get that report and look at it. The second part is who is going to determine the mitigation; he wants to have the neighborhood involved in it where they are living there and if they get the opportunity to come to this meeting with input from the DPW and maybe the Planning Board and perhaps even the Conservation Commission because they are concerned about the wetlands and drainage that there is a meeting to determine the steps towards mitigation. No one at this table or the Building Department knows what that is. It may be nothing or it may be worse so he thinks under discussion if there is a condition that the following process includes review of the 80% traffic study and a follow up meeting with the neighbors and town staff towards making a suggestion towards the mitigation and he thinks that is the best that they can do.

Mr. Gray stated that he would have thought that would have happened naturally and the neighborhood would have been involved in identifying what areas need to be mitigated; he is not sure that has to be spelled out. Mr. DeVellis stated that he doesn't think it is a big study, he thinks it is Mr. Jones coming down and just saying that this is just ridiculous and this is what he is seeing.

Mr. Casbarra stated that he thinks statutorily he doesn't think that the Board of Selectmen can put conditions on a comprehensive permit which is what they are doing with those conditions. Mr. DeVellis stated that they are not making conditions for the developer to do things; this is the condition on spending the money. Mr. DeVellis stated that shipped sailed and that should have been in the write up of the Zoning Board.

Mr. Dunau asked for a small clarification; are they going to put the \$90,000 in an escrow account and then they are saying that they are going to give \$60,000 to make that \$150,000 whole and if they add \$60,000 it is going to be more than what will make the \$150,000 whole. Mr. DeVellis stated because they are adding interest in which Mr. Dunau stated exactly. Mr. Gray stated that he thinks interest is de minimis at this point.

Mr. Gray stated that he doesn't disagree with the spirit of the motion he just disagrees with the mechanism to say how can we provide enough mitigation funds for unknown and unforeseen problems that might arise. His knowledge of municipal finance he was just hoping that they don't get trapped if they find that they don't have a mechanism and it is a recommendation and in time you forget what was important at the time and it may not rise on the priority list for the

Highway Department and they are back there 4-5 years from now and the neighborhood has been short changed. He really feels for this neighborhood; he lives on the other side of the highway and he knows what a major project can do. They are almost an island over there and it really is going to impact the neighborhood. That is why his original proposal was if they could wait a bit. Mr. Casbarra stated that the reality of it is that there is never going to be enough mitigation money.

Mr. Keegan stated that his suggestion would be that if in fact at the end of the six month period following the 80% occupancy the Board meets with the neighborhood and that if it does need more mitigation the limit of their obligation is up to \$60,000 more so he thinks they should all be clear about that because he thinks at that point they are committing more resources beyond that and he thinks that is what the Board's intent is. Mr. DeVellis stated that the Board doesn't have the authority, the ability or the knowledge of all the Zoning Board meetings and there are lawsuits and keeping that mitigation separate, he thinks the best they can do is the \$300,000. Mr. Keegan stated that all they can do is make a commitment that they will make the request, they will recommend and they will support up to \$60,000.

**Vote 3-2-0 John Gray and Christopher Mitchell voted in the Negative**

**10:14pm – Annual Town Meeting Warrant Articles – William G. Keegan, Jr.**

Mr. Keegan stated that there are no changes at this point in time to his knowledge; the changes that the Board has so far, there have been no further changes beyond that. AdCom met with Capital the other night and his understanding based upon what he heard today is that AdCom is going to actually try and take a vote tomorrow night on the status of the Capital items. Ms. Coppola asked if they were going to eliminate the FY16 Operating Budget adjustments. Mr. Keegan stated for the capital budget.

Mr. Feldman asked why there were three different articles for the liquor licenses. Mr. Keegan stated because they are three separate nodes. Ms. Brue stated that it really was in line with the approach that they talked about back when Ms. Wason was working on the Master Plan and that they would look at each of these nodes individually so that you could bring a vision forward that basically people could use as a reference point to approve those licenses taking into account the sensitivity that she knows exists with the Advisory Committee on the topic of liquor licenses and obviously the Board also. They thought that bringing it forward in that way really allowed each proposal to be studied independently so that if they were all put together as one, you could lose the opportunity to have any of them based on if there is a particular area that was not considered of interest for development or for adding additional liquor licenses. They did isolate each node individually and talked specifically about what the vision was for each of those so that they could be judged independently. Mr. Mitchell stated that he thought it was broken out so they could figure out what they needed and bring it back as a whole. He thought they were going back to town meeting in May with one warrant article for "x" amount. He doesn't like this at all because what if someone doesn't want anything in one section of town; there goes the whole economic development for the town as a whole. Mr. Gray stated that if you group them all together and someone has an objection you lose everything. Mr. Mitchell stated that he was under the assumption that he thought this was coming as one packet. Ms. Brue stated no. Ms. Coppola

stated even before the Economic Development Committee was formed, that is the way when Ms. Wason and Ms. Coppola were working on it; what they were doing is they broke out into the nodes; they actually had four nodes at the time. That went along with the Master Plan with the idea is you can go before AdCom, you can go before town meeting, you can explain everything and everyone would feel comfortable with their votes. Mr. DeVellis stated that he thinks this gives more voice to the people because if he doesn't like one area the chances of fighting the whole thing is diminished. Mr. Mitchell stated that he thought they were talking total economic development throughout the entire town and this segregates it. Mr. Feldman stated that he was looking at the big picture; he wasn't looking at each individual node because it is collective for economic development in the town. You are concerned about saturation and what if you just keep putting it in one area; you will reach that saturation point. He understands separating it he just doesn't know if he agrees with it yet. Mr. Mitchell asked if the Economic Development Committee made the recommendation to do this. Ms. Brue stated that it was a consensus. Mr. Keegan stated that he thinks you could make good argument for all three nodes anyway. He thinks there are very compelling arguments on all three sides. Mr. Mitchell stated that he thinks all together it would pass on its own merit.

Ms. Brue stated that she thinks it is an approach and a concept that had been developed in the Master Plan process and she understands what Mr. Feldman is saying because really the Economic Development Committee is looking at development throughout the town and they recognize the value of liquor licenses as one piece of that throughout each of these development nodes. The message is the same it is just giving people the opportunity to hear the specifics about each one and vote on the specifics of each one. Mr. Keegan stated there is a lot to be supportive on all three of them.

Article #31 – Ms. Brue stated just to give the Board a little background, the Billboard Advisory Committee consists of Bill Casbarra, Bernie Overut, Randy Scollins, Bill Grieder was on it and has been replaced by Kevin Weinfeld and Sharon Wason was on it and she believes they put Paige Duncan on the list for appointment this coming spring. Ms. Wason had created a survey for billboards that was sent around to a certain percentage of town residents and the results of that survey were analyzed by their group. It asked questions about digital signs, regular billboards; what were the preferences that residents had. They spent a lot of time reviewing the results on that and decided that what they wanted to do was focus on a concern that was raised as part of the survey that there could be too many billboard signs on Route 1. They looked at all different possibilities; when signs are permitted to be 500' apart, they could have 17 signs and right now they are at 10 static signs so what they wanted to do was make a language proposal that to get increases to that would require some additional work on the person that is making the request.

Mr. Casbarra stated that what the Zoning Board realized was that a billboard requires a special sign permit. The criteria for a billboard is that it can't exceed 675 sq. ft. and it can't be less than 500' from another static billboard sign; there was no other criteria. Mr. DeVellis asked if it was the same side of the road or opposite sides in which Mr. Casbarra stated 500' (circle around it – it is a radius). The Zoning Board realized that they didn't have any criteria for denial if you met what was permitted by the bylaw. Since they adopted the re-codified sign bylaw about two years ago, they have issued four special sign permits (static); they don't allow electronic. The

language that is in there, which is two-fold, the first one is “any benefit that the Town of Foxborough, residents of Foxborough and the general public may realize from the proposed sign” what that will do is allow an agreement to be made between the applicant and the town for possible revenue sharing. Mr. DeVellis asked if there would be a financial benefit in which Mr. Casbarra stated yes, it will open up that door. The board can’t require it but there can be an agreement for revenue sharing. Mr. Casbarra stated that the final sentence “With respect to the special sign permit for a billboard whether there is a compelling need for the billboard.” That language was in the old bylaw and it allowed the Zoning Board to deny billboards. That language was taken out and they want to put that back in now. What is your compelling need; is it just not for advertising and you are putting up amber alerts and are you helping with the traffic on Route 1 or is the compelling need is that they are also working in conjunction with the Town of Foxborough for some financial benefit to the town. It gives them the ability to if they approve the criteria or deny it otherwise they realized they could be looking at 17; that is 32 because you have one on each side.

Ms. Brue stated that there was a clear concern in the survey what was the total potential number that could be on Route 1. Mr. DeVellis asked if this was just missed during the first round when this was going on two years ago in which Ms. Brue stated yes. Mr. Casbarra stated because they used the outdoor advertising board’s criteria; 500’. Mr. Mitchell asked if they wanted to amend it to say that the 500’ is fine. Mr. Casbarra stated yes, the 500’ is still in there but now they can deny it or they can create an agreement for revenue sharing. Ms. Coppola asked if they approved a billboard because for example “Preserve Koala Bears of America” and the ZBA thinks that is a great cause so they will allow them to have that billboard and then if they change their mind and want to advertise Chevy’s. Mr. Casbarra stated that the billboard is for general advertisement and it is not for a specific general advertisement. When a person comes in front of the ZBA it is for the actual structure but not what is on it; it will be static but it may change month to month. Ms. Coppola asked how they could deny it for a compelling need. Mr. Casbarra stated that the Board always bantered back and forth “what is compelling need”. The Board always said that they can’t define it but they will know it when they see it kind of approach. No applicant has been able to address that either other than it is for profit. Mr. Casbarra stated that when that was in there before, it was used for denial and permits were denied. It was taken out so there was no leverage there. Mr. Gray stated that they are advocating that it goes back in, in which Ms. Brue stated yes, so that the ZBA has control. Mr. Gray asked if they could be accused of being capricious or arbitrary. Mr. Casbarra stated that you could always be but now they will have what is to the benefit of Foxborough. Ms. Brue stated that there could be a spot where nothing is even near it and that could be considered beneficial in and of its own right by ZBA. Mr. Gray stated that it could look ridiculous up there. Mr. DeVellis asked where the language was; was it still being drafted. Mr. Casbarra stated no, it is in the article “to see if the town will vote to amend Chapter 213 Sign, Section 213.3c, Subsection 2 of the Code of Foxborough by deleting subsection I in its entirety and replacing it with any benefits that the Town of Foxborough, residents of the town of Foxborough and the general public may realize for the proposed sign.” Insert new Section J to read “with respect to a special sign permit for a billboard whether there is a compelling need for the billboard.” It is just a few changes but it gives the authority to put criteria on this; it is needed. Mr. DeVellis stated that is there another way, “compelling need” is almost laughable. Mr. Casbarra stated that there has been some serious discussion. Mr. DeVellis stated that if it is all about sharing of the revenue can it be specific in there that you

can't do that. Mr. DeVellis stated that in other towns when billboards go up, it is profit sharing and they are agreements and asked how that is discussed in the agreement. Mr. Casbarra stated that the one that comes to mind is the Town of Sharon where there was an agreement between an applicant for 6 or 7 billboards and it was an agreement that was done cooperatively between the two to allow 7 (3 static and 4 electronic) billboards. It was for a considerable amount of money, but we don't have any provisions to even open the door on that. This they can now say that there is no need and the residents aren't benefitting from this. Mr. Feldman stated in reality the only way the ZBA is going to allow a billboard is if they come forward with an agreement. Mr. Casbarra stated yes, in theory that is why we are doing this. Mr. Casbarra stated that is where the surveys came in, when they got answers and they said they would be amendable to it if there was a town benefit. Mr. Casbarra stated that you can't require them to pay shared revenue because the case law now says that is considered an additional tax so they couldn't do that approach. Ms. Coppola asked if the billboards had to be 500' apart, or could the town increase that in which Mr. Casbarra stated that they could increase that. Ms. Coppola stated that if they are worried about 17 billboards, why don't they increase the amount between. Ms. Brue stated that at a 1,000' apart there was a potential for 13 new signs. At 2,000' they are looking at 6 and at 2,500' they are looking at 5 new signs.

Mr. DeVellis stated that the approach of increasing the radius has been looked at. Mr. Casbarra stated yes, they analyzed it but they felt that this one would answer some of the surveyors concerns about revenue sharing as well and limit the amount of billboards. Mr. Feldman asked if they think the word "compelling" leaves them open. Mr. DeVellis stated that they could only have that issue once. Once a billboard wins that it is compelling then every billboard is going to follow suit because precedence has been set. Mr. Keegan stated that they could use "identifiable" instead of "compelling". Mr. Mitchell asked if counsel has looked at this. Ms. Brue stated that counsel has not looked at it yet. Mr. Casbarra stated that as long as it gives them the ability to put criteria on it or deny it. Ms. Brue stated that they could bring that term back to them (identifiable). Ms. Coppola stated that identifiable is a little better than compelling. Mr. Casbarra stated that they used compelling because that is what was in the old bylaws and worked. Mr. Gray stated that they could find anything compelling about a billboard. Mr. Mitchell stated that it would only be compelling if they put it up and let nonprofits use it for free then it is compelling. Mr. DeVellis stated that his concern is that it is tax and mitigation and they are trying to covert around the obvious and it isn't going to get very far with the first applicant. Mr. Keegan stated that is why you run it by counsel; he is sure other people have run into this issue.

Ms. Brue stated that they did run the Sharon agreement by counsel and there was a clear message that they had that any type of revenue sharing would have to related to an agreement and not in any way linked to a requirement.

Mr. DeVellis stated that it sounds like it needs a little more work and they should keep it on the list as an item for the warrant.

**10:36pm – Town Manager Update – William G. Keegan, Jr.**

Mr. Keegan stated that he has gone through the review of the three different companies that he reviewed for electrical aggregation; Colonial, Good Energy, Bay State/Paradigm Group. He settled on Bay State/Paradigm Group as the one that he suggesting that they enter into an agreement with because they already have a relationship with Bay State. Bay State is actually working with the town now, doing its own aggregation on all of our buildings and facilities and he was very much impressed by what they have done with programs. He went to a meeting last week and saw a presentation from them; they answered all of his questions and did a very nice job. Nothing against the other two companies he just thinks where they already have an established relationship, they should just go with it.

Ms. Coppola stated that the thing with Colonial was that they had a good opt in and opt out. Mr. Keegan stated that you could do the same with Bay State as well. The one thing that they clarify that is really important is that you don't have a person just opt in and opt out all the time, they have to do it at a time when if they do so, they do so a little bit at their own risk because if they keep opting out, when you have the ability to opt out, and opt in at any time, it actually has an effect on the rate that you get quoted by the company. If you have it where it is limited where a person can opt back in but they go in at the market rate at the time and you get locked in and then you get readjusted later on when the contract is up. That way the person giving them the best rate is guaranteed that they will have so many people being paid for that rate. He thought their explanation was quite good and the person who works for Paradigm is an expert in this area. He is an attorney who had a lot to do with writing a lot of legislation in this area so he was very much impressed. He has nothing to say badly about any of the other companies he just thinks this is the way to go. They will actually help us with the marketing piece to this and they will even come to town meeting and help explain it to people at town meeting and then they will start the process of marketing it and do the whole process for us. They get paid through the number of people that sign up.

The Board has on its agenda for April 19, 2016 the interviews for Conversation candidates to replace one of their vacancies right now and the last time they did this the Board had actually interviewed all of the candidates; is it the Board's pleasure to continue to do that this year or would they rather just wait and get one recommendation from the committee? Mr. DeVellis stated that he thinks when they interviewed the candidates, there was either controversy or there were a lot of people going towards it. Other groups he thinks they let them vet it through their process and they make a recommendation to the Board on the candidate that best suits their needs so he is okay with it. Mr. Gray stated that the last time they interviewed was for two candidates on the Council on Aging and there were two people equally qualified and they had to decide between one. Mr. DeVellis thinks that the Council on Aging made the decision themselves. Mr. Gray stated that it is awkward because it is public and it comes down to one person or another so he would rather have them narrow it down to one good candidate.

They will be starting the search of the Police Chief and Mr. Keegan will be before the Board on either April 5, 2016 or April 19, 2016 to talk about the process for the Police Chief's search and they need to get going on that now. Before they start on that process if any Board member has suggestions of the kind of person that they think is important for this job or if they have recommendations as to what they should be looking for, now is the time to start giving that information to him and let him know what they are looking for. If anyone from the community

has any suggestions about that, they would like to know as well and they would be curious to know what people are thinking. He thinks it is very important to have as much input as possible during the initial phase.

They need to keep on their radar the Regional Dispatch discussion so he will be back before the Board at some point. The next two agendas look really tough and they have a lot of things to bring before them in the next two weeks or so. He is going to try to get that in there if he can but it is going to be tough to do that.

Mr. Keegan wanted to express his condolences to Brussels who endured those terrible terrorist strikes this morning and many people were killed and a lot of people injured. It just goes to show you that it can happen at any time and that they always have to be vigilant but he hopes the world will come to some sensible place at some point in time.

The Public Employee Committee will be looking at some plan changes in the coming months in health insurance. They are working with MIIA on some design plan changes and as a result they are going to be making those recommendations to them and see what they come back with.

The town hall groundbreaking that is going to be something that he is going to need to talk about with people. Mr. Keegan thanked Mr. Gray for attending the meeting the other day and speaking about this. Mr. Gray stated that the groundbreaking will be nice and inviting the town out to see that but he thinks they need to clarify where it is going to be and what is the schedule. All they got was they were planning to start digging the first week of April but it wasn't set in stone. Mr. Keegan stated that you can have the groundbreaking at any time; it doesn't have to be the day before construction starts. Mr. Gray stated that he thinks it was the architect that asked if they had plans for that and he told him that they honestly hadn't talked about that but he thinks it is a great idea.

He is still working on the Opioid addiction process and he is still collecting information. He is meeting with his team tomorrow morning to talk some more about their next event which the Chief has actually secured a tape from the FBI which is very informative and wants to hold a showing of that at some point so he will get some more details from him tomorrow.

Mr. DeVellis stated that he attended a meeting at the Boyden Library where was a group that came together from the community and it was very eye opening of the people that are affected in this town of all ages. There were probably 10-12 people that are in the middle of it right now in Foxborough.

Mr. Keegan just saw an article that came out today in ICMA about how one city went all in to fight the addiction epidemic and it was actually the City of Worcester.

Mr. DeVellis stated that they had talked about doing Mr. Keegan's public review in April. Mr. Keegan stated that he is going to be working on that and he will have it to the Board by next week.

### **10:47pm – Action Items**

Motion by Christopher Mitchell to accept the gift donation in the amount of \$300 for the purchase of renewal passes to the Pawtucket Red Sox and the Hall at Patriot Place from the Foxboro Lions Club to the Boyden Library. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to approve the Hackie License for James Michael Foley expiring on March 22, 2018. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to approve the appointment of John N. Spinney, Jr., to the Audit Committee expiring July 1, 2018. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to approve the nomination of Sue Thibedeau as Inspector of Animals expiring on April 30, 2017. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to accept the gift donation in the amount of \$3,420 for the purchase of renewal passes for various museums from Lakeview Pavilion Charitable Foundation. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to approve the hiring of Mackenzie Leahy as an intern to support the Economic Development Committee for the Planning Board. Seconded by John Gray.

Mr. Gray asked if there was a duration to this in which Mr. Keegan stated that she is a summer intern and it may be a little bit longer. Mr. DeVellis stated that her resume was very impressive.

**Vote 5-0-0**

Motion by Christopher Mitchell to accept a gift donation in the amount of \$100 to be spent on counselors of the week from Gardens to Grow LLC for the Friends of Recreation Group. Seconded by John Gray.

Mr. Keegan stated that they were officially designated today from the Secretary of State's office.

**Vote 4-0-1 Mr. DeVellis recused himself**

Motion by Christopher Mitchell to accept the gift donation in the amount of \$35 to be spent on Lock Box Safety Program. Donation from Anonymous to the Council on Aging. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to accept the gift donation in the amount of \$90 from the Friends of Foxboro Seniors to the Council on Aging. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to approve the Baseball Opening Day Parade on April 16, 2016 at 10:00am. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to accept the gift donation in the amount of \$70 for lock box donations from Anonymous. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to accept the gift donation in the amount of \$150 from Unique Sales & Services to the Friends of Foxboro Recreation. Seconded by John Gray.

Mr. DeVellis stated that he just wanted to clarify this because there was an article in the paper yesterday and he wasn't sure if it was one sided. This was a candy bar bingo issue that came up and someone out of town complained that candy bar bingo and individuals and families paid \$5 and the winnings you would get a candy bar back. The letter that went to the Gaming Commission, 3-4 senators and state reps and at the last minute they kept the candy bar bingo but it had to be free because any gambling is against the law and there are fines and penalties so what they decided to do was keep it advertised, it was successful and Unique Sales (George Morrison) stepped up at the last minute and gave this money. It is very appreciated.

**Vote 5-0-0**

Mr. Danau asked Mr. Mitchell if the concession stands that he was speaking of were at the Sam Burns Field in which Mr. Mitchell stated yes.

Mr. Danau asked if there were 10 permits being requested because the document states 9 in which Mr. Feldman stated 9 are being requested.

Downtown – (1) All Alcohol (2) Additional All Alcohol for a total of 3  
Rt. 140 – (1) All Alcohol (2) Additional All Alcohol for a total of 3  
Rt. 1 – (4)

Mr. Feldman stated that there were (9) On Premise All Alcohol and (1) Package Store.

The two nodes that were approved at the Special Town Meeting to Foxfield Plaza. Ms. Coppola stated that is part of the Rt. 140 node that goes from Bradlee's Plaza all the way down. Mr. Danau asked why the decision was made to not do additional licenses for Chestnut Green. Mr. Feldman stated that they have one outstanding and Mr. Keegan stated that there is no need for one there.

Motion by James DeVellis to adjourn at 10:56pm. Seconded by Christopher Mitchell. **Vote 5-0-0**