

TOWN OF FOXBOROUGH  
SELECTMEN'S MEETING  
JANUARY 26, 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. Mary Beth Bernard, Assistant Town Manager  
Mr. Joe Garrity, Student Foxborough High School  
Mr. Gary Whitehouse, Planning Board  
Mr. Kevin Weinfeld, Planning Board  
Mr. Gordan Greene, Planning Board  
Mr. John Rhoads, Planning Board  
Mr. Ronald Bresse, Planning Board  
Mr. Jack Authelet, Foxborough Clean Up Day Committee  
Ms. Tina Belanger, Foxborough Clean Up Day Committee  
Mr. Bernie Lynch, Community Paradigm  
Mr. Mark Cappadona, Colonial Power Group  
Ms. Kris Long, Banyan Treatment Center/Magnolia New Beginnings  
Ms. Erin McCabe, Foxborough Resident  
Mr. Stephen Cain, Constable  
Mr. Jerry Loomis, Constable  
Chief O'Leary

The meeting was brought to order at 6:30 p.m. by James DeVellis.

Mr. DeVellis stated that they had a two part Board of Selectmen meeting and the first part from 6:30pm – 7:00pm they will go into Executive Session for three purposes:

1. Approve the Executive Session Meeting Minutes from January 12, 2016
2. To review the final edits on the Police Contract
3. Discussion of Real Property regarding the Auction of the Fire Station

and then they will reopen in regular session.

A motion to enter into executive session to conduct strategy sessions in preparation for negotiations with union personnel or to conduct collective bargaining sessions or conduct negotiations with union personnel –Approve the January 12, 2016 Board of Selectmen Executive Session Minutes, discuss the Police Contract and fire station discussion of real property and return to regular session at the conclusion. **The motion carried 5-0-0. Roll Call Christopher**

**Mitchell – yes, James DeVellis – yes, John Gray - yes, David Feldman – yes, Virginia Coppola – yes**

Mr. DeVellis welcomed everyone to the meeting. Mr. DeVellis stated that the Board went into executive session and they just came out and the executive session was not completed so they will continue to the end of the meeting. The Board approved the Board of Selectmen January 12, 2016 Executive Session Meeting Minutes and they will release those. They discussed the Police Contract which will also be part of the meeting later on and the Board will vote to ratify that if they so choose. The third item is the fire station discussion on real property which they did not get into as they did not have time in executive session so after regular session they will go back into executive session.

James DeVellis read the agenda.

### **7:00pm – Citizen’s Input**

Joe Garrity, Student at Foxborough High School. Mr. Garrity wanted to know under action items if the warrant from the Board of Selectmen will be in the action items for a vote to have the Presidential Primaries at the John J. Ahern Middle School, Tuesday, March 1, 2016 from 7:00am – 8:00pm and will there be any other offices they will be voting on that day. Ms. Coppola stated that the Presidential Primary, what you are voting for is your preference in the Democratic or Republican primary. You are also going to be voting on your Democratic Town Committees and the Republican Town Committee and you will be voting for your State Committee man and State Committee woman from the respective parties; there are three things that you will be voting on.

Mr. Garrity stated that he thought the State Primaries were not going to be until September. Ms. Coppola stated that this is the Presidential Primary. Nothing else is on the ballot to her knowledge. Ms. Coppola stated that it happens every four years and that is when you do your town committees and your state committee man and state committee woman.

Mr. Dunau stated that he believes the Greens are also having their Presidential Primary as well. Ms. Coppola stated that they don’t have town committees in which Mr. Dunau stated that they are a state run organization but he didn’t believe they were voting on any committees.

### **7:05pm – Selectmen’s Update**

Mr. DeVellis stated that Lynda Walsh always says it well that Foxborough bleeds blue and gold for our town sports but Mr. DeVellis thinks this weekend that they all bled the Patriots colors. It was a phenomenal season and it didn’t turn out the way everyone in Foxborough had hoped for but he is very proud of the season and they have done well by them and he appreciates the effort this year by the Patriots.

Mr. DeVellis wanted to express his gratitude to Mr. Keegan, Ms. Armando, their staff and also the Board. Last week was a tough week dealing with one of the residents issues which was a medical issue. Everyone handled themselves professionally from the town’s perspective. Also, a special consideration and shout out to Police and Fire; they took an unfair hit by the sports

media; the outside of town media, not the local media where they didn't get the answers they wanted and it went in a direction. It was a shame because we hold our police, fire and our Chief in high regard and all three of them took the high road. The hardest thing of being a Selectmen is not saying anything; they all kept quiet. Mr. Keegan did their speaking through very well written professional memos regarding the Open Meeting Law and what was allowed to be sent and what was not allowed to be sent they kept so he appreciates all the effort that the town did for that last week. Mr. Mitchell stated that the local media did a great job. Mr. Keegan stated that he thinks the local media did a great job of picking up where the media should have covered; they covered those spots very well and he is appreciative of them not doing that. Mr. DeVellis stated that it is nice to see the experience of our town speaking by not speaking.

Mr. DeVellis stated that Mr. Gray and Ms. Coppola went to the MMA Conference with Mr. Keegan this weekend and they were going to share some of those experiences. Mr. Gray stated that it was the Annual Meeting of the Massachusetts Municipal Association (MMA) and it was attended by them Friday and Saturday this past weekend. The format is really getting to know the elected officials through the Commonwealth. There is an educational component to it as well where there are seminars on various topics. One that Mr. Gray and Ms. Coppola sat through was How to Measure the Age of a Road and Measure the Thickness of Pavement. One of the greatest lines that the gentleman who was speaking (from Beverly, MA) mentioned is they calculated that they have about \$1B worth of assets in their roads and when you think of \$1B then you say you should really take care of it. His program was to go through and evaluate; take pictures of the roads; and monitor their progress as they age as well as measure the depth of it; it has become a real science. From that perspective they were sitting there with a dry topic and it was almost on the edge of fascinating.

Another topic that they listened to was from MIIA (the town's insurance company); they had a speaker that talked about the future of electric cars. It was something of a futuristic and fantastic discussion on something that they all saw was coming eventually and their time horizons were about 15 years and he said no, they needed to start preparing in about 5 years for the impact that driverless cars might have on municipalities from excise tax reduction; wear and tear on roads to can people drive these without a license. There are all these different questions that need to be answered before these come to our community. It was something to think about that technology is going to begin to show up on our streets and right now we are probably ill prepared to deal with it.

Ms. Coppola stated that the other seminar that they went to was for the Selectmen's Association and it was for the process of municipal buildings; the whole process from start to finish; you come up with an idea; you win the people over and you start the list. What was fascinating is as they were talking Ms. Coppola was thinking "that is what Bill Yukna said and our Building Committee said and that's what they were talking about." Ms. Coppola stated that it just goes to show you that Foxborough has a very good Building Committee in this town and she was really thrilled to realize that Foxborough really does things the right way. They talked to some Selectmen from another community and they are just starting a building committee and are just starting to deal with their buildings that are deteriorating. They have had Adhoc buildings and now they have to do something. They are just beginning the process that Foxborough has been doing for the last 15-20 years. Ms. Coppola thanked the panel afterwards and told them that it

was very timely where Foxborough was concerned. Ms. Coppola wanted to give a shout out to the Permanent Building Committee because the town really should be very proud them.

Mr. Keegan went to the Labor updates and Foxborough was the focus of one of those topics. It was very timely because it is something that he is working on right now that he was able to get some good advice on while working on it back here. The annual meeting is a good forum for everyone to see and for Selectmen to get to know other Selectmen and to know that you are dealing with the same types of issues across the Commonwealth. It is a chance to see Mayors and colleagues from around the state and it is a good sharing of information and a good networking opportunity. He does encourage everyone at some point to go. At some point you will bring something back that you find valuable. He has been doing this for a long time and he always finds it valuable for the networking opportunity.

Foxborough did another award this year at the MIA luncheon.

### **7:23pm – Planning Board – Appointment of Gary Whitehouse to Planning Board**

Mr. DeVellis stated that when Bill Grieder left from the Planning Board it left an opening and at the last meeting they appointed Gary Whitehouse and even though both Boards were opened, the Board of Selectmen voted and not the Planning Board so they are going to give the Planning Board an opportunity to open their meeting and then collectively they will vote.

Mr. Weinfeld brought the Planning Board's meeting to order. Mr. Greene seconded the motion. **Vote 5-0-0.**

Mr. Weinfeld apologized to his Board and the Board of Selectmen as under local statute it is not required that there is a double vote but under state statute he found that it is. Mr. Weinfeld was in error the last time that they got together in presupposing that they didn't need to take a double vote.

Motion by Christopher Mitchell to appoint Gary Whitehouse to the Planning Board to fulfill Bill Grieder's position until May 1, 2016. Seconded by John Gray. **Vote 9-0-0**

### **7:25pm – Foxborough Clean Up Day – Jack Authelet, Tina Belanger**

Ms. Belanger stated she and Mr. Authelet had just started discussing when they could set a date for the 4<sup>th</sup> Clean Up Foxborough Day. It has been a great event and every year it keeps growing. The sooner they can get a date on the calendar the sooner they can send out their E-Mails, get things in the newspaper and they need to get the Board's approval on a date. The date they discussed after checking with the School calendar and AJ Dooley, was April 30, 2016 seems to be the most available date. They are trying to avoid S.A.T. day which is May 7, 2016 (it coincided last year and they lost a lot of great helpers). Mr. DeVellis stated that the reason they are asking the Board's permission is this program has evolved over time and the town wanted to afford the group the protection of insurance because it is on town property. It does not cost the town anything, it is all volunteers and a lot of the businesses step up to provide the food, the equipment and the vehicles (AJ Dooley).

Mr. Authelet stated that all of the volunteers will receive a safety tee shirt, coffee, soft drinks, water, trash bags, gloves, boxed lunches, porta-potties, etc. The people providing the lunch will get their permit from the Board of Health and set up under their standards. Last year they received a letter from the Selectmen saying that they had to set up a fund at Town Hall for donations. The Clean Up Committee does not deal in money at all. All of their donations are either goods or services. Occasionally, unfortunately there is a group of people that want to feel like they are part of it and they had someone who wanted to donate towards the cost of the trash bags. They paid money to the company that provides the trash bags as well as someone wanted to be part of something else so they sent their donation to a company that already agreed to provide those items so they were able to do what they wanted to do and it just reduced the commitment of the company that had volunteered to do it. Right now all of those items for the volunteers are all secure. Firemen donate the use of a grill and Fish & Game members come and do the cooking and they get mulch donated; they don't take in ten cents. Mr. DeVellis stated that it is a fantastic program. Mr. Authelet stated that just when you think the community is much cleaner when the day ends but what pleases him the most is the hundreds of people who can go home that night feeling very good about how they spent their day. Ms. Belanger stated that they have had volunteers as young as three and in their senior years as well.

Mr. Mitchell asked if this was going to be rain or shine. Ms. Belanger stated that they have been blessed with good weather the last few years and she thinks it is rain or shine. Mr. Authelet stated that it is very difficult to schedule a backup.

Mr. Authelet stated that AJ Dooley and his crew are unbelievable to provide the labor and to pick up all of the filled bags and dispose of them but all of the writing of the routes and making sure there are tickets to hand out to everyone so they know where to go; Ms. Belanger manages that whole list of people who volunteer on line. There are an unbelievable number of hours that go into it but the results make it all worthwhile.

Mr. Garrity asked if there would be a rain date if it rains really hard in which Ms. Belanger stated that if it was thunder it would be a safety threat but if it were just rain they would just get out there and get it done. Mr. Authelet stated that if it were a dangerous situation they could have announcements on cable to postpone it.

Motion by Christopher Mitchell to approve the Foxborough Clean Up Day on April 30, 2016.  
Seconded by John Gray. **Vote 5-0-0**

Mr. Keegan wanted to thank Mr. Authelet and Ms. Belanger for all the effort they have done on the flagpole (raising the money and the project itself). Mr. DeVellis stated that the flagpole was ordered today; the quotes came in and they are in good shape. Mr. Garrity asked when the flagpole would be built in which Mr. DeVellis stated that it would be in May for Memorial Day. Mr. Garrity asked how long it would take to build in which Mr. DeVellis stated 5-6 days.

**7:34pm – Community Aggregation Group Purchase of Electricity, - Bernie Lynch, Community Paradigm and Mark Cappadona, Colonial Power Group**

Mr. Keegan stated that the Community Aggregation process is one that has been taking on a lot of attention across the Commonwealth for the past several of months. Mr. Feldman had raised this issue early on when he first came on as a member of the Board that this was something that they should be paying attention to and now it has gotten real legs throughout the Commonwealth. Mr. Keegan saw Mr. Lynch within the past few months and he mentioned to him that they were interested in finding out more about it and what steps need to be taken. Mr. Lynch has been working in this area for quite some time and is pretty knowledgeable in this area. He is a former city manager himself so he is familiar with how governments work at the local level and understands the process as good as anyone so he thought it would be appropriate to have him come in and explain the process.

Mr. Lynch stated there are two companies listed and Mark Cappadona is the Principal with Colonial Power and Mr. Lynch's business is Community Paradigm and he does quite a bit of consulting specifically geared towards municipalities; he does some executive recruitment and working with Boards of Selectmen, Managers and Mayors on different projects. One area that he has become quite interested in is the issue of aggregation. Aggregation goes back almost 20 years where the deregulation of the utility companies occurred very similar to Ma Bell. There was one company that provided all of your telephone service. They broke that up through the court orders. Here in Massachusetts back in the 1990's in order to put more competition into the energy and electricity world the legislature and the governor at the time passed legislation to deregulate it. It basically took National Grid and NStar or their predecessor companies and said that they could deliver electricity but they no longer could actually produce electricity. They could buy electricity and transmit it through the lines and that's what most of us have in terms of basic service but what it did is said that people could shop around and get different sources of electricity. There are people going door to door trying to sell electricity to people and there are all kinds of strings attached to that and it's not necessarily always the best deals that are put forward. This legislation also allowed for communities to work as aggregators to buy electricity or provide for the ability of residents of a community to buy electricity from a source other than the basic service so that they could get better rates or have different options with regard to their electricity. Not many communities jumped on the bandwagon back then; the only one that really did was the Cape Cod Compact and they went off and they aggregated and they are way ahead of the rest of the state in terms of what they are doing with aggregation. No one really did much with aggregation until the past several years as electricity rates have started to go up. Mr. Lynch looked at it when he was Town Manager of Chelmsford back in the late 1990's and decided not to do anything with it. He then became City Manager of Lowell back in the mid-2000's and they started to pursue this. They actually implemented the program in the City of Lowell. To give them a sense of how much you can save potentially, last year when National Grid's winter rates were about 16 cents a kilowatt hour the people of Lowell were paying 10 cents a kilowatt hour because of the aggregation deal that was in place. That wasn't the one that Mr. Lynch put into place; he only did a six month aggregation deal when he was there and his successor and the staff that were there then moved forward to put into place a different deal after that six months ran out. The reason they did the six month deal was because the market didn't look like it was particularly good at that point in time and that it could get better so he decided just to do that. He started that in the City of Lowell 3-4 years ago and he left the City of Lowell two years ago and then about 8-9 months ago he ran into Mr. Cappadona and they talked about the aggregation deal that was done in the City of Lowell and different public policy options that are available to

municipalities that do this and decided to start working together. Mr. Lynch knows municipal government and he knows the issues that they as members of the Board of Selectmen and Mr. Keegan as Town Manager run into each day with residents dealing with issues on a variety of topics including high electricity rates. There are some other possibilities that they can do with aggregation which they will just touch upon at the end. That is Mr. Lynch and how he got into this.

Mr. Lynch stated that Mr. Cappadona is Colonial Power and they are the largest aggregator in the state right now; most communities in the state are with Colonial Power. There are a couple of other smaller entities that are doing aggregation, one relatively new from outside the state that has become quite active. The history with the company with experience and the history with the company dealing with the most communities is Colonial Power Group. There were 35 communities listed on the sheet Mr. Lynch had given the Board and just yesterday 2 more communities have just joined up with Colonial Power to just do aggregation. Out of the entire state more than 50% is held by Colonial Power. He always says that because it shows the experience that they have.

Community Aggregation is an optional buying group organized by a municipality or a group of municipalities to benefit electric customers. It came out of the deregulation. A community choice aggregation would enter into a contract for all the customers who are currently on basic default service. If Foxborough were to move forward and decide to become an aggregator you would have your consultant, Colonial Power, go out and get you prices and bring it back to you and say we will now enter into an agreement with xyz energy provider for 6-12-18-36 months, whatever the case may be and that will be made available to the residents and businesses that are currently on the default basic service. The goal here is that there are fixed rates (doesn't shoot up or drop down) and you can do some different things with it. If you are interested in green power or renewables, you can do it as everyone is in the green program or you can do optional green versus non-green power. The way the law works is that everyone will be enrolled and it is an opt out program. That is something that is very important to know; everyone right now just automatically opts in to National Grid without having really any choice; here it's an opt out but you have a choice; you can either stay or get out and that is one of the benefits of the aggregation program is that it does allow people that choice. You are no longer stuck with the default rates; you can get lower rates if it is available through this program. Generally those rates are lower. Right now the most recent community that Colonial went off and worked on was Holliston. Holliston just entered into an agreement for 8.9 cents a kilowatt hour with it all being green and it all being renewable. National Grid is at 13 cents. National Grid will drop in the spring; they go out to bid twice a year set by regulation which days it is; whatever the market is, the market is. With aggregation, the broker and the town get to decide when to go out; whether to go with the deal or not go with the deal; wait for a better deal and then different terms of a contract so you can pretty much guarantee that there are lower rates.

The benefit of community aggregation is control; you get to control your own goals; the long term rates, the higher mix of renewable energies; you get to decide how that is going to work. Leverage; someone who is buying as an individual they are not going to have the same leverage as a municipality is going to get when they go out into the market and buy on behalf of their residents; they are more stable. The nearest electrical department is Mansfield and their rates

are lower because they get to do this on their own right now. What this basically does is allows the town to act as a municipal electrical provider or a muni without having to worry about poles, wires, cutting trees and branches to make sure that they don't fall on the wires; you get the benefit of the rates. There are no penalties for consumers. The independent people knocking on doors trying to sign people up, generally those deals have some type of penalty if you opt out. The agreements that Colonial enters into; there is always no penalty to opt out in a community whereas with those other independents there is often a fee. Here, people can opt out if they want to get out of the program there is no fee attached to that. In addition to that, deals that are arranged with Colonial allow people to opt out at any time; opt back in at any time; opt out again if they would like and there are never any penalties associated with that. Mr. Lynch knows that some other companies are doing aggregation and you can opt out at any time but you can never get back in for the remainder of the contract. The arrangement that Colonial Power works out you get to opt back in or opt out, whichever you wish.

Mr. DeVellis asked for clarification when Mr. Lynch stated that "you can opt in and out"; are we looking at this as a town-wide municipal effort with residents being able to go in and out or the community as a whole going in and out. Mr. Lynch stated the residents. Mr. DeVellis stated once the town signs up, they are obligated, but the residents can leave. Mr. Lynch stated that once Foxborough signs up they have agreed to be an aggregator and they agreed to go to a particular provider but if the national rates drop down, the Board would just tell the residents to opt out and then everyone would call Colonial and tell them to take them off and then they are out. Mr. DeVellis asked what would be left that cannot get off, municipal buildings in which Mr. Lynch stated no and that the town would probably not even be using this program right away. Mr. Keegan stated that the town may do a long term lock in anyway. Mr. Lynch stated that the town might if the rates were lower when they go back to the market, they can opt in at that point in time. Ms. Coppola stated that the individual would have to deal with Colonial Power, not the Town of Foxborough and not National Grid in which Mr. Lynch stated correct. Mr. Cappadona stated that they would still have a National Grid bill; it is a single line item change. They still pay their bill to National Grid but if they ever had any questions or if they needed any help getting in and out of the program Colonial Power would handle all of that. Mr. Keegan stated that the process is that if the town decided they wanted to be an aggregator of electricity, they would:

1. Go to town meeting and there would have to be an article at the annual town meeting in May for consideration by the town to accept this program;
2. Go to work and try and put the whole program together;
3. Go in front of the DPU, put a plan together and then once it gets accepted then they could go out to bid.

Mr. Lynch stated that is really getting right to it.

Mr. Lynch stated that you get professional expertise but it is local oversight. There are all types of opportunities you can make in terms of funding energy management programs; supporting renewable energy; if someone wanted to put a solar facility here this could buy the power and

make that possible. If you had a brown field that you wanted to have developed for solar so that some tax revenue could be generated or payment in lieu of taxes this could help make that happen. There are all sorts of public policy opportunities that are here but the immediate is you can provide savings to the residents and stability to the residents.

The steps in the process that Mr. Keegan just mentioned are: town meeting acceptance of the aggregation statute is the first step. They can provide the town with that language. After that is done it goes back to the Board of Selectmen and they have to adopt an aggregation plan; it is a boiler plate plan and then it is all in the hands of the consultant to bring it before the DPU; the DOER and solicit prices and then go back to the Board of Selectmen again to see if they want to proceed and how they want to proceed. They handle all of the notifications and opt outs. Education is a key part of this as they go through the process so that people understand the program and they will work with them on that and that is where Mr. Lynch has some expertise and experience with that.

Regular issues of concern that they hear from municipalities is if there are no tax dollars used or involved with this. There is no burden to the staff; it is all done by Colonial Power. It is an opt out; that is provided by law. Billing remains the same and all of the maintenance remains the same and the quality of electricity is the same.

Mr. DeVellis stated that they have had their good, bad and ugly experiences with National Grid over the years and they are responsible for their poles, tree clearing and all of those things. Will all of that stay unchanged and untouched through this whole process in which Mr. Lynch stated yes. Mr. Cappadona stated that many of the touch points are if a consumer had a problem with their bill; a problem with their meter; or power going out; all of those would still stay with National Grid. This program addresses the electron running through the wire; only the supply piece.

Mr. Mitchell asked if the town agrees to do this then the town is now opting in for all of its citizens and then the citizens can then opt in or opt out at any time; what if the town a year later decides to totally opt out, does everyone opt out. Mr. Cappadona stated at the end of a contract if the market was actually above what basic service was and the town says at that time they are not interested then everyone automatically would be switched back to basic service. It doesn't require the end user to do anything.

Mr. Gray stated that Colonial Power is a broker and they you would contract with Quebec Hydro and they are basically putting more power into the grid. Mr. Cappadona stated that they are not actually putting more power in; they bring a supplier to the town. Mr. Gray stated they shepherd power and asked how they make their money. Mr. Cappadona stated on top of the kilowatt fee their fee is .0011mil or a tenth of a penny. If the price of energy was 8 cents; with their fee it would be 8.1 cents a kilowatt hour. Mr. Gray stated that they are getting a very small percentage of what the kilowatt hour costs in which Mr. Cappadona stated that is exactly correct. Mr. Cappadona stated how it actually works is that a person's bill would come in and 8.1 cents would get sent to National Grid and National Grid takes what is theirs on the distribution side and sends along to the supplier what is theirs; they would send their fee on to them.

Mr. Gray stated that he is familiar with a few companies out there such as Constellation and they usually go over large factories and Gillette Stadium; big users of electricity and he asked if they were similar to that but on the municipal side in which Mr. Cappadona stated that Constellation would be one of the suppliers that would bid on Foxborough's load. Mr. Gray asked if they were a generator in which Mr. Cappadona stated yes.

Mr. Feldman stated that basically how it works is you are taking the town's consumption; you are going out to bid to the commodity market; getting the best price that you can get whether it is 3-6 bidders and that is what they are going to present to the town in which Mr. Cappadona stated that is exactly correct. Mr. Feldman stated that it is important to note that the town is only buying the commodity and they are still subject to the utility and the other fees such as transmission and distribution and if you are a business whatever load and power factors you are still beholding to the utility on that it is just the commodity in which Mr. Lynch stated correct.

Mr. Keegan stated that the way it works right now, there are a lot of people that are not even aware that there is a supply charge on their bill and that supply charge often times falls to the default rate because a lot of times people don't even realize that it is there. If you become aware of that and you actually go to a third party supplier you will see a significant lowering of your bill when you switch over to that company because those rates are really good when you initially start out. The reason why having the town involved is that they can go for a longer term contract with a good rate that gets locked in and you don't have to worry about going back out to market. One time those rates only lasted six months and this will be 12-36 months depending upon where the market is at the time and what they feel would be a good opportunity for the town to lock in. The town has the right to have a say in that and to help that process along. Anyone that doesn't like it they can just opt out and go somewhere else and there is no penalty unlike the third parties now they will hit you with a \$75-\$100 charge for doing that.

Mr. DeVellis asked what happens where they have residents that a year ago went on to Viridian. Now a resident has that contract and the town enters into a municipal agreement, what happens to that individual contract for that resident? Mr. Cappadona stated that anyone that has a third party supplier would be excluded from the initial mailing. Before the program starts, everyone on basic service will receive the mailing. If you were on Viridian you wouldn't even be part of that because you have already made your choice so the way that the law is written is it is for people on basic service. That doesn't mean when that contract ends the person couldn't opt into the current rate; midtown contract. If the town went into a three year deal and their deal is up in one year; for the final two years they could enjoy that town rate.

Mr. DeVellis stated that he understands it has to go to town meeting and at the end of that contract they have to go back to town meeting again to continue it or change it in which Mr. Lynch stated that once you are an aggregator you are an aggregator. When that contract ends, you get to decide whether to go back out to bid for another contract or just end it, but the town meeting vote is done.

Ms. Coppola stated that this gives the authority to the Board of Selectmen once the town meeting gives the authority to the Board of Selectmen to continue as an aggregate in which Mr. Lynch responded correct. Mr. Cappadona responded to move forward with the process. Ms. Coppola

stated and to continue with subcontracts. Mr. Cappadona stated that the Board of Selectmen would have to approve the plan prior to it going to a full finding in front of the Department of Public Utilities so it is fully transparent. Mr. Keegan stated that the process here is that there are no 30B regulations for Mr. Keegan to speak with these gentlemen or anyone else for that matter so there are no limitations in terms of who the company has to be. Mr. Keegan has spoken to a couple of companies about this but he knows these gentlemen because he has worked with them for a number of years so he understands their work and he understands that they have a good background so that is the only reason why he is working with them right now but there are two others that do this right now in the state. There is no limitation legally; they could have all three come in and speak with them but it is the same information and there is no difference in fee. Mr. Lynch stated that the only difference is that some of the other companies that do this don't have the opt in/opt out/opt in vision; once you opt out, you are out. Other consultants also want you to go as a big group and that doesn't necessarily get you a better rate but it does tie your hands in terms of local control. Mr. Lynch was talking to another manager from another community today who is in that deal and he had stated that they didn't get to choose how long they go and they didn't get to choose how green to be; none of that was in there. Mr. Keegan stated that he similarly went to a presentation on that with a bigger group to see if there was an advantage in doing that and he learned since then that there is not an advantage. You would think that a bigger group means a better rate but that isn't necessarily true; it depends on the market.

Mr. Gray asked why the Cape entered into a collaborative to regionalize. Mr. Keegan stated that they thought it would be like health insurance where you can absolutely get a better rate because you have the numbers but it is really market driven. Mr. Cappadona stated that no one could beat National Grid's aggregation; they have over 100+ communities; it is really a market driven product. Electricity is a commodity so at the end of the day they have 210 training days and National Grid has two.

Mr. Feldman stated that he has been doing this for ten years and they spend upwards of \$2M a year just in electricity costs and by doing a similar program they are saving between 20-25% a year. He won't go into a long term contract because electric prices in the northeast are the highest in country and it is all related to natural gas. There is plenty of natural gas out there, but they cannot get the natural gas to tip at the generation and that is why our electricity prices are higher. At some point that bottleneck is going to free up once they complete the remaining gas lines that they need so just be cautious and do not look at a 3-7 year deal. Mr. Cappadona stated that the futures curve would lead them away from that. It is going to have more to do with capacity than energy as you really get into it.

Mr. Keegan stated that he is not asking for the Board of Selectmen to doing anything with this tonight. He wanted them to think about it but his thought would be to come back with an article for the annual town meeting for consideration and he would have Mr. Lynch and Mr. Cappadona come back and make a presentation at town meeting and have them answer the questions at town meeting as well.

Mr. Gray stated that they need to study this a bit more. Mr. DeVellis stated that he wants Mr. Keegan to look into this as well as other providers to see a comparison. May town meeting is going to happen pretty quickly so they need to figure this all out by February or March to get it

to the Advisory Committee. Ms. Coppola stated that the Advisory Committee would have to have a presentation also.

**8:02pm – Police Contract - William G. Keegan, Jr.**

Mr. DeVellis stated that the next item they have on the agenda is somewhat of a continuation that they had in Executive Session. In the past they have had the Town of Foxborough and Local 379 MCOP AFL-CIO which is the Police Contract for the year 2015 through June 30, 2018. In Executive Session they had Mr. Scollins, Finance Director and Chief O’Leary sitting in. They asked questions and went over the details from before. They all understand that the police union has gone through the same process and they signed it and what has been given to the Board is the final. They have gotten to the point where executive session was worked out and they wanted to bring it into full session to finalize it and if the Board was so willing and wants to make a motion to approve it, the Board can vote on it.

Motion by Christopher Mitchell to approve the contract with Local 379 MCOP AFL-CIO dated July 1, 2015 through June 30, 2018. Seconded by John Gray.

Mr. Gray stated that they have gone through the contract and to what led up to it and they are looking for balance and for reasonableness and he thinks they have achieved that. He is happy with the process, he thinks it worked out well and he thinks it is good for the town and the police union.

Mr. DeVellis asked Mr. Keegan to summarize the high points and the differences before of what they were trying to accomplish.

Mr. Keegan stated that they achieved a three year contract as was pointed out in the motion. It is a contract from July 1, 2015 through June 30, 2018. The parties have agreed to a 2% COLA for the three years of that agreement. They have added language into the agreement relating to the pregnancy language that is demonstrated through the IACP National Law Enforcement Pregnancy Policy. They have tightened up language with respect to vacations. They have currently an education paid benefit in the contract that is defined through the Quinn Bill but that is only for officers who were hired prior to July 1, 2010. Going forward they have come up with what is effectively half of that in terms of benefit and mirrors language that is in the current fire contract for an educational benefit. What it means is that with the Quinn Bill there used to be a sharing of that cost by the town and the state. This is a program which effectively the Town will just pay its half of that and will not pay anything more for that benefit. It is a fair benefit in the sense that it actually makes us competitive with other towns and communities around us who are paying similar types of benefits.

We have made ourselves more competitive with respect to uniform allowances and cleaning allowances and bumped those to make them more in line with the surrounding communities. They have added a provision that recognizes the work of our officers who do field training by providing them with some minimal compensation of an hour of overtime for the shifts that they work. They have provided some recognition of temporary service and higher grade for officers who work out of their grade temporarily when there is no officer on the shift. They have made

themselves more consistent with the standards of the industry of a four hour overtime provision for court time which is really the standard of the industry.

This is a three year agreement so therefore they will not go back to the table until 2018.

They have established language that clarifies the issue concerning police officer pay for new officers coming into the department. They have also clarified language to police details bringing them in line with what the rates should be and have added some minimal changes that are consistent with the wage increase of 2% which is effectively \$1 to each of the rates for the next few years. That has resulted in an agreement which the Director of Finance pointed out is closely in line to the three projections that they had put in place for the contract and Mr. Keegan is pleased to announce that they achieved a fair contract which is consistent with the market and keeps their department competitive with the surrounding communities around us.

Mr. DeVellis stated that on a closing note the big picture talks about 2% and it was achieved amicably between the Town Manager and his staff and the Police Union without a lot of aggravation on both sides. It goes back seven months to July 1, 2015 and it looks ahead until June 30, 2018 which he thinks is important to because they have a longstanding Police Chief that is retiring; he is going to be replaced and it gives the town piece of mind over the next couple of years that the new chief is not going to have to deal with the unions and fighting going back and forth so he thinks it accomplishes all of the goals that the Board has been discussing; it is fair. Mr. DeVellis also wanted to recognize Chief O'Leary as he heads towards retirement; this is probably the last contract that the Board would have worked through him and with him and it has been a great experience.

Mr. DeVellis thanked Chief O'Leary for his time and effort during his career and on this contract as well.

#### **Vote 5-0-0**

#### **8:09pm – Opioid/Heroin Epidemic Discussion – James DeVellis**

Mr. DeVellis stated that he included a letter in the Board's packet and there are some people that may want to speak. This item has been in front of this Board several times back in December of 2014 they had a resident that came to them and she stuck her neck out and the question that she asked was in Foxborough when are our first responders or our police and fire either going to use Narcan or why don't they have Narcan. At that time it was a little over a year ago and the reaction of a lot of people was what is Narcan. A lot has changed in a year and when they found out what Narcan was; it is a narcotic that is given in an emergency situation to suppress or stop the effects of Opioids on the body. Opioids are the drugs such as OxyContin, Percocet or Vicodin, it slows the breathing and heartbeat and people can die and overdose. The big picture is what is happening across a lot of areas is you start with the painkillers that you get at the doctors or the dentist and you get addicted very quickly; the addiction stays and the prescription ends and then you look for a means of continuing so a lot of people end up on heroin because it is a lot cheaper and it is becoming readily available and they start their lifelong addiction. It starts with

the addiction and ends up with tearing families apart and overdosing and deaths in a lot of situations.

The reason why this has come back and the Board has brought it back a few times is Foxborough is still in the stages of coming out of it but it is still a topic that people don't want to talk about and people don't want to realize it is in the town but it is in Foxborough and it is in surrounding communities. It is in Foxborough less than some other places but for sure it is here. A lot of people may think that they are not affected by it and if you are not then you are very lucky. There are some people out there that say you might not know but you are affected because it is still a stigma disease and you could have someone in your family or a close friend and it is hidden very well until it explodes. If you are not affected personally or by the drug itself you are certainly going to be affected financially; it is affecting all of our wallets because the state has taken some drastic steps over the last 6-7 months and the budget is tremendous right now. Since the last 6 months the state has done a 180 on this and they have put almost \$30M into intervention treatment and recovery. The Board passed out the action plan that the Governor came out with based on the Opioid working group that has been going on for a while.

Mr. DeVellis stated why are they putting this on the agenda and what is he trying to accomplish by bringing it before the Board tonight. Mr. DeVellis sat with Mr. Feldman and one of his recommended doctors and they had a group discussion and there were a couple of other people from the community there and they are at a cross roads; do they play the pointing finger game that it is a police issue and they should step up and do their job or is it a school issue or a parent issue. Mr. DeVellis has come to the conclusion over the last year that it is a community issue but it is a community issue that the Board can't solve and collectively they need to work together to figure out how to do it and get in front of this. Some surrounding towns are way ahead of us. Working together already they have hotlines and activist groups that are meeting monthly. Foxborough doesn't have that yet. It hit him when he had a discussion with a police officer in the morning and he said basically if you want it, you go down to the Bradlees parking lot, they are on Rt. 95 and are at the crossroads between Fall River, New Bedford and Boston and it is there and they are routinely getting calls to go there. Later in the afternoon Mr. DeVellis spoke to someone else and they said absolutely we do not have a problem with it; it is coming but it is not here yet. He thinks they are kidding themselves that it is not here and this Board is doing a disservice if they don't at least try to bring it forward for discussion again.

The letter Mr. DeVellis put in the packet basically is a letter addressed by the Board of Selectmen and he put his name on it but what he would like to do is collectively put all of their names on it. Mr. DeVellis read the letter.

“Dear XX:

Each town and county in Massachusetts is addressing the fast moving drug public health crisis differently. Massachusetts representatives are advancing new legislation to combat the growing public health crisis; Foxborough is not immune and has various levels of action and understanding.

The Foxborough Board of Selectmen would like to have a broad discussion with our department heads such as the public safety; educational; social services; health and recreation in order to share information and discuss the situation. Our goal is to gather and then provide useful information to our residents regarding awareness and a direction should they be affected. A community with knowledge about this crisis is better equipped to address it.

Over the next few weeks, we will be reaching out to our departments as well as our state representatives and area activists that may have useful information to provide. A date and time will be following this initial effort.”

Over the last year Mr. DeVellis had the ability or opportunity to follow this at the prisons, halfway houses, sober houses with people that are addicts and if you are out there and you are an addict or you know about it, you know exactly what they are talking about. If it is new to you it is going to be a learning curve but he thinks reaching out to their department heads and having the school department sit at the same table that the police department is and that the Board of Health is and everyone hear their different perspectives he thinks they will get a lot further and maybe catch up to some of the other communities that are already addressing it.

Mr. Gray stated that Mr. DeVellis wondered aloud at “what can we do” and one thing is that the first mention of an Opioid epidemic that he heard was at this table and Mark Sullivan brought it up and he was aware of it but not to this extent. The one thing that he did follow pretty much last year was the model the City of Gloucester had used and the first thing they did and the best thing that they did was they collectively eliminated the stigma and they said if they come to them they will help them out. The traffic coming to the police department in the City of Gloucester has increased and they are helping people out so he thinks if the Board takes a look at that model or maybe models of other communities to say first of all let’s have a welcoming hand or welcoming community to this but secondly we need the resources to actually provide the help so there are things they can do on a local level.

Mr. Mitchell stated that one of the key things is getting all these departments together to say yes there is a problem, let’s do something. He noticed that in the packet that was provided to them, there was a ton of educational components. Talk to all the high school sports teams with literature so the schools will definitely be vested in this or should be.

Mr. Feldman stated that he thinks it is all about education and awareness. You can say there is a problem; is there a problem, we don’t know but it starts in everyone’s home and to get that information out there to the parents to explain to them that these are the warning signs and these are the things they need to look for. He thinks that is the part that is missing, you have to start somewhere and it has to be with education and awareness and then you can start taking the other steps but until you start with education and awareness people are going to bury their heads in the sand. He thinks they need to start at that one point and that one starting point he thinks that is where the roundtable discussion would be a benefit. Get everyone involved; everyone has something to offer. There are people in this town that have seen it first hand and there are people in this town that don’t have a clue of what they are talking about. Bringing those people together will raise the awareness. God forbid it becomes an epidemic having that educational awareness

will prevent it from proliferating into an epidemic. He thinks this is a great idea and he thinks educational awareness is where they need to start.

Ms. Coppola stated that she subscribes to the Plymouth newspaper and the Town of Plymouth has a horrendous drug program and that town is doing exactly what you want to do so other towns are doing it and maybe Foxborough could contact those other towns to see what they are doing. We are beginning the process and once we get further in then they can reach out to see what other towns are doing.

Mr. DeVellis stated that he went to one of those forums in Plymouth with a resident from here and it was a conglomerate of police, fire, schools and public officials surrounded by residents demanding something because at the time there were multiple deaths and it was pretty moving. Ms. Coppola stated that in the Town of Plymouth they have a police log and every week there is a death every week.

Mr. DeVellis stated that what he would like to do is put all of their names on the letter and shoot for the end of February to get a group discussion and he is saying department heads but it might not necessarily be the department head that is the best person to speak on that topic in that department so he wants to sit with Mr. Keegan and figure out the department head plus someone that is on the ground that understands this and can share their information.

Mr. Gray stated that with the Sexual Abuse Committee Mr. DeVellis went to other groups; churches and boy scouts and wanted to know if he was thinking of including those organizations as well. Mr. DeVellis stated that one is a little different because that they knew what the issue was; it is black and white, it is child sexual abuse whether it is Foxborough or somewhere else. They reached out to the churches and the school. Mr. DeVellis stated that he sees it going in that direction but he thinks we have to have a round table; he sees at their table all of the department heads plus he would like to have some people that are affected. He would like to see some addicts speak and he would like to have family members of addicts that are enjoined with this effort to educate the Board and then after that effort they will know the next direction to go. He thinks the education component first and then once they understand it then the outreach and figuring out what to do. Mr. Keegan stated that he thinks they want to establish a firm message first and then do the outreach once the message is established. Mr. DeVellis stated that he agrees with that and he thinks it is going to be empty if it comes from this table; the message has to come from the community because the Board can talk about it all day long but unless the community is on the same page then they are just spinning their wheels. Mr. Gray stated that eventually it has to involve the community.

Kris Long and Mark Sullivan came to the table. Ms. Long stated that she is a mom of an addict and she chose to educate herself on addiction; not by choice but because she had to because she had two addicts. She is a recovery coach, an addict advocate and family advocate. What they need to do in Foxborough is they need to start the conversation which is something that they discussed and she goes around and speaks in all of the surrounding towns. She was in Weymouth last night where they proceeded to tell them that they had something like 119 overdoses with 23 deaths. She spoke in Walpole who had 17 fatal overdose deaths last year. The groups aren't big but people are talking and the more people that talk about it, they are going

to pass along that information and they are going to start talking about it. If the information is available to people, they will pick it up and they can choose whether they want to talk about it or not. Education is absolutely the starting point. If you talk to any addict that is in recovery they will tell you the only way that they are going to stop this epidemic is by educating. You have to educate not only the kids and the teachers, but you have to educate the community so you have to get some type of program that is going to go into the schools and address the elementary, middle school, high school, teachers as well as your community. You have to start that somewhere. They have been going back and forth for a lot of years from when they tried to start that coalition years ago and nothing is happening and it is going to start costing them a lot more money because it has to change. You can go to 744 Mass Ave outside the Pass Office and it is inundated with active addicts. You go inside the Pass Office and sit and wait and there are kids in the Pass Office overdosing right there and they are Narcanning them and bringing them back and sending them to BMC or wherever. It is everywhere, it is in our town; she works with families in our town. It is a stigma and you do have to start the conversation and it needs to start yesterday not in six months.

Mr. DeVellis stated that when he had said that someone had come to the table; Kris was the first person that came and put herself out there and said that they have a problem. She has kids and has kids in the schools so it could not have been easy and the things that he has seen her get involved with over the year, you talk about Mass Ave., in Boston but he knows it is in Foxborough and it is a delicate subject. Mr. DeVellis thanked Ms. Long for what she was doing.

Mr. Sullivan stated that what strikes him the hardest to comprehend here is that everyone thinks this is just starting now and it has been around for 25 years, he has been dealing with this. The 17 deaths in Walpole, two of the kids he graduated with last year. To see that there has been no reaction since the last time they had the conversation with the Board is upsetting to him and the town. He knows that Mr. DeVellis reached out to many departments to come to this meeting tonight and he doesn't see anyone here but the police chief. Obviously the schools don't think it is their problem he couldn't disagree more and he is shocked that there is no school committee members here, he doesn't see anyone from the school department here; it is in your schools. In his neighborhood alone 3 addicts still existing and alive. There has been one death in the last 10 years alone on Spruce Street and there are only 40-50 houses on Spruce Street.

Mr. Sullivan asked Ms. Long what the statistics today of a child becoming some type of addict. Mr. Sullivan stated 1 in 13 in which Ms. Long stated it is not even that and that it starts with alcohol and that is an addict; an alcoholic is an addict it is just a different form of addiction. Alcoholism is one of the hardest addictions to kick because it is readily available and it is legal. Although heroin is not by choice; they don't wake out saying oh I am going to sniff or shoot heroin they do it because they are chasing that next big high and someone else introduces them to it and it is that next big high. It takes one time and you are hooked.

Mr. Sullivan stated that right now the heroin isn't killing them; it is the tranquilizer Fentanyl that they are cutting the heroin with; it is 100% Fentanyl. People that deal with this stuff are paramecium. The laws don't incarcerate these people that deal with this stuff for life, it is incredible that we don't have stricter penalties for this. Other countries, it is the death penalty the first time you are caught dealing it especially in the Middle East, Lower Europe and Asia. It

is so bad right now that he is nervous all the time for his kids. They are going to school and he talked to a gentleman he works with down in Falmouth every day and they are having pill parties; they are going into your cabinets and taking all of your pills and throwing them in a candy dish and they are all taking them. You have about 500 kids in the gym right now from two different towns with parents watching them are the odds not worth taking action now. 1 in 5 of those kids are going to become a heroin addict. We are so far behind the ball on this and he is trying not to get upset but this was always his goal to bring this to the Board so now it is the Board's turn. They are community leaders; they are not just a board member, the people in the community elected them to reach out and protect the community. The Board needs to take action right away. There is a town meeting coming up this spring and they need to appropriate some money like he talked about 6-7 months ago; get \$60,000 and get another member of the Board of Health that deals with this; other towns have done it. That way there is a go to person; that is their first step. If the town can get \$60,000; the town is paying that in police overtime right now times about 50 on just Detectives and they can't even keep up with the break in's which is all heroin related. Everything is heroin related in town, if there is a robbery or break in, it is drug related. And now that scrap metal pricing has hit bottom, they are going to go up because that is what they always do, they go out and scrap the metal off the streets and they bring it to a local scrap yard. They will steal ladders off your truck to scrap the aluminum. Now there is no metal; it has gone down from \$135 a ton to \$25. It rips families apart. They are stealing from their parents, they are stealing the ATM card, Debit cards, and checks and by the time you find out it is too late. It is costing individual families so much money just to try and cope with it never mind their own issues. People are getting sick and they are getting sick because they have to deal with this. It has got to start. He and Kate Kominski had this conversation with Chief O'Leary in 2005; no one listened then and no one is listening now. The town can rally for a flag and a memorial for 911, why can't the town rally around this. What is so embarrassing about having a heroin addict or a drug addict in your family. Why are there no department heads here; where are the schools, it is in your schools. He just wishes that the Board of Selectmen as the Executive Board in this community will take a stance and start right away and move this forward. Put a bill on the May town meeting and give them \$60,000 so the Board of Health can have an actual budget to hire someone and then ask the state to reimburse you because they probably will. Go to your legislators and have them in here for the next discussion and ask them what they are proactively doing and ask them what they are doing all the time. Every day the clock is ticking. If the pharmaceutical companies can create a drug, Opium and drugs like OxyContin they can create a drug if there is enough pressure from the government to start looking into it, if they can solve these major diseases then you can solve this. It is not just rehabilitation there has to be a way today in this world to create a drug that will erase the addiction. That is what he is hoping for. On top of that it is going to be in your family. If it isn't in your family now it is going to be in your family. He feels badly to say that and he hopes it never happens but it is coming. Every day all he thinks about is his four kids because they are not in his sight all of the time. Even if they get cured of the drug addiction then they are stuck with hepatitis, Aids and all kinds of other issues that they are going to deal with for the rest of their life. Our tax dollars are paying for their free dental and free health care, etc. It costs hundreds of thousands of dollars per year depending on the condition of the patient. If you don't want to take the money now and stop it, it is going to bankrupt the whole industry.

Mr. DeVellis stated that Mr. Sullivan is not a complainer and he has called him up at all hours of the morning and he will go out and help people. He lives it and he does what he says and Mr. Sullivan wears his life on his sleeve so he couldn't agree more with what he had said and in some respects it is embarrassing when they don't have a call number or someone dealing with it when so many communities around do.

Ms. Long stated that she will be more than happy to sit with whoever wants to sit with her and discuss what she knows what other towns are doing because that is what she is doing; she is going around in other towns and she knows it is working in other towns. Mr. DeVellis stated that she has their word that they are going to set something up and they are at least going to go in that direction. His mind has gone over this through the year and he thought it would be a lot easier but if you reach out to law enforcement and he agrees with what they are saying; we can't arrest ourselves out of this. If you go to the school, it is not a school issue entirely because it is a community. If you go to the Board of Health, everyone has an excuse and a rightful excuse because it is so wide, it affects so many different aspects so that is why he is thinking as a Selectmen at least they can start by putting those different pieces together in a room and he thinks they are kidding themselves because if you are not dealing with addiction you only know a little but if you are dealing with it you know a lot. They need the people that know a lot to educate them so they can figure this out.

Erin McCabe, Foxborough Resident – Ms. McCabe stated that she grew up in Foxborough and she was very naïve to the whole Opioid crisis. She changed jobs about a year and a half ago and she works for a company called Edra Science. They are a toxicology lab and what she learned over the past year is that she goes across Massachusetts and works with Soboxone doctors, pain clinics, methadone and they provide the service that does the drug testing. When she gets a new account she goes in there for a month and she will test. They are talking to drug addicts and they are just like you and I; they are educated, some of them are lawyers and neighbors and it is shocking. She always thought it was the indigent person that didn't have a job or didn't have a family to support and it is just not the case. She would love to see the education piece in the schools. Her kids are 8-12-14 and they talk about this all the time because she is going home saying there is a 20 year old kid that died. Ms. McCabe stated that she would like to be a part of that program. Mr. DeVellis stated that they would love to have her. Mr. DeVellis stated that Ms. McCabe reached out to him today and stated that he thinks that is what they are lacking at this table is someone that has the insight from a professional day to day where they deal with it and someone that is dealing with it with family and someone that deals with it in a community to tell them what is going on. If it is money, resources, manpower no one wants to give that without knowing where it is going so again this is why we all have to sit together.

Ms. McCabe stated that in her neighborhood alone there are two kids in their 20's that are heroin addicts and the other day they were at the end of her driveway having an exchange. This is happening. A lot of families aren't talking about it but it is around us in Foxborough and it starts really with the parents or grandparents with extra pills and they are taking them and putting them in bowls and taking them to parties and kids are popping them. There can be no drugs in the house; there can be no pills; people aren't throwing them away, they are leaving them thinking their child would never touch them. That is the beginning of the addiction; it is prescription drugs that were prescribed to someone and they are left over. She doesn't think parents realize

and they are not throwing them out so there is so much basic information they could teach them that is not even that in depth; it is really just the general things like make sure you check in your cabinets and throw things away. The schools; the kids are so naïve that they think they can take a pill and she doesn't think they realize what that could mean. There was a Cape Cod Opioid show on HBO and she would love for the kids to see that. These are kids that don't want to be addicted out there; they know their live is over and they had family support, the parents were at soccer games. You never think it is going to be your kid but it is that kid that has it all and lost everything.

Mr. DeVellis stated that he thinks the Board of Selectmen are all on the same page and hopefully not a day late and a dollar short. He wants to get something going. The Foxboro Reporter is here, and the Town Manager and he is glad that Mr. Keegan heard it first hand from the people. Mr. DeVellis has spoken with Mr. Keegan about this before and he knows it is out there. He wants to refine the letter and get it out to their departments and hopefully have a good solid heart-to-heart discussion with their staff.

Mr. Mitchell stated that it is definitely time to get everyone at the table and get some accountability.

Mr. DeVellis asked Ms. Jarvis about the packet given to the Board related to this. Ms. Jarvis stated that Ms. Tisdale from the Board of Health gave her a packet for a grant to be put in the Board's packet. They are hoping that Foxborough will be selected to be part of the testing. They will be doing classes starting at the fifth grade level going in and teaching the kids all about that. Ms. Tisdale on behalf of the Board of Health is part of this group and they are hoping to get the grant so Foxborough will participate in that.

#### **8:43pm – Special Town Warrant – William G. Keegan, Jr.**

Mr. DeVellis stated that the warrant had been discussed and re-discussed with the Advisory Committee and at this point all of the warrant articles have been in front of Ad Com and they haven't had anything that they needed to change. Mr. Keegan stated that there was only one thing to change which was the police contract and they will get that to Ad Com tomorrow night and they will be seeing that for the first time. Other than that everything else has been presented to them.

Mr. DeVellis stated that the draft in front of the Board is dated January 20, 2016 and they can take the word "Draft" off of it, sign it and then the Advisory Committee is meeting tomorrow night. Mr. Keegan stated that they would get that to them tomorrow night.

Motion by Christopher Mitchell to accept the final warrant for the special town meeting.  
Seconded by John Gray. **Vote 5-0-0**

#### **8:45pm – Constables – Chief O'Leary**

Mr. DeVellis stated at previous meetings the Board approved the Constable Policy and signed off on that and now these are the actual Constables that will be on the Board's list of hire should they need one in the Town of Foxborough.

In the Board's packets there were lists with references and recommendations and the sticking item last time were that the regulations required formal paperwork if they were a Constable in the Town of Massachusetts that a tax was due. They asked all of the applicants to provide proof that if they provide services in Foxborough for the last calendar year that they paid their share of taxes on it and that is in the Board's packet as well. The Board asked how many Constables could be appointed in which Ms. Jarvis stated 10. Mr. DeVellis asked if the town could live with 8 right now in which Chief O'Leary stated yes.

Mr. DeVellis stated that a list was provided for backup listing street, town, state, zip code, prior experience, expiration date and money made for services rendered in Foxborough for 2015.

Motion by Christopher Mitchell to approve the list of Constables in front of the Board.  
Seconded by John Gray.

Mr. Gray stated that he went through the applications and the application was pretty clear and basically it states it is people that live in the same town where the applicant resides and will attest that they are of good moral character and sufficiently qualified to handle this job. A few of the applicants, there are people that they list that don't live in the town. There is one, Stephen Cain who listed people none of which live in town. Mr. Gray asked if that was a disqualifier if they can't fill out the application correctly. Ms. Coppola stated that is what is listed in the rules and regulations. Ms. Coppola stated that this gentleman had no home town references, no letters of reference and no evidence of bonding. Mr. Gray stated that some of the packets submitted were very complete and others at best haphazard. Mr. Keegan stated that he was not directly involved in that review of this process so he deferred to Chief O'Leary. Chief O'Leary stated as mentioned at some of the previous meetings the Board has had with regard to this, they did request them to fill out applications with information as well as people; in order to become a Constable you have to have people including one attorney that have to sign the list. There was no specificity about requiring that the people all be from Foxborough or Foxborough residents. All they had to do was show that they had people that would attest to their capabilities. Mr. Gray quoted "five reputable citizens from the city or town where that applicant resides" so if they reside in Taunton they need five people from the City of Taunton to vouch for them and that didn't happen in a few cases. Chief O'Leary stated that they are probably clients that have used them in the past and Chief O'Leary and the Assistant Town Manager looked at them and they had people who they cleared in other fashions of being experienced and the only one that didn't pay a fee was Mathew Pauliks that lives in Lakeville because he hadn't done any work for the community and came in to apply for one of the potential spots. Mr. DeVellis stated that the question raised is that if the application requires letters of recommendation from the town that you live in and they don't provide that how is that a complete application. Mr. Gray stated that is the question and that he understands that they would give first preference to applicants that live in the Town of Foxborough and secondarily to applicants that live in close proximity to our town. This particular gentleman was from Taunton and he listed references from Whitman, Mansfield, Plymouth, Bridgewater and Brockton so he is just concerned that someone can't

follow the rules. It is pretty clear that if he lives in Taunton he has to have five people from his municipality to back him up. Mr. Keegan stated that the action the Board could take tonight is withhold that person's candidacy and allow him the opportunity if he has five people he can resubmit. Mr. Mitchell asked if he was already an existing Constable in the town in which Mr. Feldman stated that it was for reappointment.

Mr. Cain stated that he is currently a Court Officer for the Massachusetts Trial Court and he is also a Constable for the City of Taunton. He has been doing it for about 11 years now. That application is the same application that he has had and this is going to be his third term in Foxborough. All those people on there were people that gave him representation; Court Clerks, people that he works with and know him the best; attorneys, and a judge. That is why he sent the application in with that because they are the same people that he uses. He called the Town Clerk at one point and asked them. He uses the same references for Taunton and they have never had an issue with it. Mr. Gray stated that the application states "where you reside". Mr. Cain stated that he understood and that it was not that he was ignoring what the Board asked; he verified it before he sent it in. Numerous times he verified things. He always had conversations with the women in the office and that is why he showed up tonight because he wanted to make sure that it gets approved.

Mr. DeVellis stated that the Board could recommend this contingent upon Mr. Cain would need to provide recommendation from the town that he lives in and submit them to the office and the Board can approve it contingent on when those come in and hold the application in abeyance until that time. Mr. DeVellis told Mr. Cain that if he could bring something in tomorrow it will get done tomorrow. Mr. Cain stated that he would do his best. Mr. DeVellis stated that he understands that this is a process that has been going on and he looks at it as the worst case something happens at someone's house and they say who are these guys they are not from the town and then they all look like idiots. Mr. DeVellis thinks that it is achievable that he can get someone that lives in town to sign it. Mr. Cain stated that it was on his application since day one and no one ever said anything. Mr. Mitchell asked how long he has been a Constable in Foxborough in which Mr. Cain stated that it is his third term. The first year he had applied it was on there and then the second year it got approved again so no one had ever questioned it. He wouldn't have done it to go against the Board. Mr. Gray stated that rules change. Mr. DeVellis stated that what it comes down to is that you have to follow the rules. Mr. DeVellis stated that he commends him and he is probably the only Constable that has come in front of the Board and he is glad he did. Ms. Coppola stated that is also a requirement.

Mr. DeVellis asked him if last year he didn't work in Foxborough at all. Mr. Cain stated that as a Constable he works for the Department of Revenue and Child Support so he serves in the area. He explained to Chief O'Leary and the women in the office what happens is when you work for the Department of Revenue you have to be sworn in, in that particular city or town and that gives you that county to be able to serve in so he doesn't get work in Foxborough, usually he gets other areas. He has it for the status of "Norfolk County"; it gives him Norfolk County because it is Foxborough and all the towns in Norfolk County that is how the Department of Revenue and Child Support works. Mr. DeVellis stated that he was just curious.

Chief O'Leary stated there are some documents that are served that there is no allowable fee or they get a fee but it is not part of what the town would be able to collect on. Summons and Civil Complaints if those are served those would be the type that the town would have access to the fees for those so it is not all the work they do, it is a limited category. Ms. Coppola stated that some of the applicants provided proof of their bonding and some of them didn't and she thought on the spreadsheet they were going to list at what tier they are in the bonding whether it is the \$2,000 or \$5,000. Ms. Coppola stated that this was supposed to be on the spreadsheet and it wasn't because if there was a notation on the spreadsheet it shows that you have seen proof of the bond, the surety and not all of the applicants had that proof in their packets. Ms. Coppola asked if they were going to hold some of the applications in which Mr. DeVellis stated that the motion was made and they would have to rescind the motion.

Mr. Gray stated that he wanted to hold Stephen Cain and the Board could make a notation that they were holding him in abeyance until he can satisfy the application. Ms. Coppola stated that she only had two which really complied with everything. Mr. DeVellis asked what some of the other deficiencies were in which Ms. Coppola stated that the references were from different towns; one person has all his references from Foxborough and he is from Holbrook; no proof of bonding. Mr. Mitchell stated if they do that to Mr. Cain then they have to do that for all of them. Ms. Coppola stated that some people did exactly what they were supposed to do but others according to the regulations are not complete.

Jerry Loomis asked to speak to the Board. Mr. Loomis stated that he has been a Constable in town for over 25 years and he is also in 15 towns and he felt neglectful because every application that he fills out in every town it requires residents of that town to support the fact that they are of good moral character including an attorney. Mr. Loomis is from Holbrook and everyone on his list is from Foxborough; why, because they are letting the Board know that he is of good moral character and has been and that is the way he has always known it. He feels neglectful on his end for not even looking beyond that because that is the way it has always been done and continues to be done in every single town so he is a little confused. Mr. Keegan stated that he thinks the issue is whether or not they are reading it correctly if that is the case because if he made an application to this community it should be reflective of people in this community who know him. Mr. Keegan thinks that his application is probably correct. Mr. Gray stated what is the likelihood that you are going to know people really well in Foxborough; you may not. You may do business in Foxborough but they are not going to attest to their moral character. Mr. Keegan stated that the objective is if the Board is appointing Constables for Foxborough is to have people that can do business in this community who know and that is the reason they are doing it that way. Mr. Loomis stated exactly, and with the other towns it has always been the same. He has been doing this almost 30 years and this was one of the first towns that he became a Constable in. When he was listening in the back hearing the Board say that he realized it has always been the residents of the town; those are the people that you have to satisfy including the Board and he believed that to be the case and he has never seen it any differently. When Mr. Keegan brought it up that he was from Holbrook and all of his references are from Foxborough he was totally confused. Mr. Loomis stated that they want the support of the Foxborough residents to say they are okay to be there. Ms. Coppola stated that she truthfully didn't care where he gets his references as long as he gets the references, but on the regulations that the Board had just reviewed it said "The Town Where the Applicant Resides". If the Board wants to

change that to just have blanket recommendations they can. Mr. Loomis stated for him to go back to the Town of Holbrook and obtain five signatures of good moral character he doesn't have a problem with that and he can do that but it is the first time it has ever been presented to him and he apologizes for reading it wrong.

Mr. Mitchell asked if every other town that he does this in it is residents of the town in which Mr. Loomis stated residents of the town. Mr. Mitchell asked what Foxborough's bylaw was before they changed it in which Chief O'Leary stated there were no regulations and people would apply and the Board other than doing a criminal background check would just appoint them.

Mr. DeVellis stated that Chief O'Leary has been doing this a lot longer than they have been Selectmen and they have regulations that have changed and they have Constables that have been doing this for a long time; he asked if Chief O'Leary was comfortable with the list. Chief O'Leary stated that he was very comfortable with the list. He did have a conversation with Mr. Cain and he feels the ones that have submitted the documentation that he and the Assistant Town Manager reviewed and some of them have come forward and made payments to the town for work done in a prior year that the town would be on safe grounds to make the appointments. Mr. DeVellis stated that the people who have done this; those are the eight people excluding himself in which Chief O'Leary stated correct.

Mr. DeVellis stated that he understands the anxiety of the paperwork. Ms. Coppola stated that it just means that this whole appointment policy has to be looked at again and see what the other towns do. Mr. Keegan stated that he wasn't sure they had to do a full review but a few tweaks. Ms. Coppola stated that they could approve these people because they need Constables. Mr. Keegan stated that they didn't have a process and this is new to everyone so they are all having trouble with the understanding of it. Mr. Keegan's understanding has always been the way Mr. Loomis understood it and if he read it wrong or misunderstood it on his end that is their fault. We just need to fix it and clean it up the fact that we have regulations is a plus and they just need to make sure that the regulations are consistent.

Mr. DeVellis stated aside from the paperwork they have the recommendation of the Chief. The motion is to approve the nine people on the list and it was seconded.

Mr. Gray asked if they could have all the applicants submit their proof of bond. Mr. Loomis stated that if his time expires in a particular town he lets his bond go; sometimes they overlap. The bonding company automatically sends him a new bond unless he tells them to stop. What happened here was that he ran into the timeframe of December and he had them hold the bond until he sends them an E-Mail. That is how it works; they usually buy them on a three year basis and usually it is \$5,000 and it is \$50 for the three years. Mr. Gray stated that this is the Board's first time through this so this is the first packet of applications the Board has ever seen where some people filled them out like a tax return and they are beautiful and other people spent thirty seconds on them. What the Board is trying to do is establish a foundation by which they have Constables that they know and have taken the process seriously. They are all perfectly fine people but it is the Board's first time out of the gate and they are trying to get it right and if they get things that came in without much effort and they did ask for specific things in the package

and he thinks only one or two gave proof of bond. If you ask for specific things in a package of applications and you don't get them. Mr. Loomis stated that they wouldn't have them because the way the bonding works. Mr. Keegan stated that they get bonded after they get appointed. Mr. Loomis stated that if he was still currently appointed and running through and he didn't run into a point where he was on hold because of renewals he would have a bond. Mr. Gray stated that even evidence of their previous bonds with expiration dates would be helpful. Mr. Keegan stated his suggestion would be that the Board appoints them and they provide proof of bond within thirty days of appointment because then it is clear that they have to have it. Mr. Gray stated that is fine just to button up the loose ends that the Board requested.

Motion by Christopher Mitchell to amend his motion to approve the 9 Constables providing they provide proof of bond within 30 days of this appointment and they fill their applications out properly. Seconded by John Gray.

Mr. Cain stated that he still has his bond which should still be good until 2017 or 2018 because when they had the break off he had just been appointed for his next three year term so he still has an active bond.

#### **Vote 5-0-0**

#### **9:07pm – Town Manager Update – William G. Keegan, Jr.**

Mr. Keegan stated that it has been a busy few weeks. He wanted to say thank you to the Police Department and the Fire Department for the work they did last week and on a broader scale they got short shifted on the story and it got blown way out of proportion into something that really was a routine response from our guys who handled it completely professional and that goes for both Police and Fire. Our folks did everything they could have done to assist the individual in this case and yet they got a very raw deal in the press about it. Mr. Keegan thinks it is wrong to come out that way and the only person that seemed to get it right was their local press and he wanted to say thank you for doing that. Mr. Keegan is going to take that story that the Foxboro Reporter wrote and send it to the ICMA to see if they will nationally distribute that to give an example of how it is done right.

They have put together an informational fact sheet with respect to Article 8 which is on the warrant. They are going to put more information out for people as well on the other articles but because it is the biggest item on the warrant they want to make sure that everyone understands the factual information that they have. They put this together and he sent it out to the Board and if the Board has any further changes before they start distributing this and put it on the website he wanted to give them the opportunity to do that. They would like to get it out the first of next week if they could so if the Board has thoughts on it please let him know and he will try to make changes accordingly. Mr. DeVellis stated it was very well done and the information is also airing on cable and the internet also.

Mr. Keegan stated that tomorrow at 12:30 he has a meeting with the seniors at the Senior Center to talk about the town meeting warrant and they will go through all of the items for them so they will understand what is being acted on. Mr. Mitchell asked if Mr. Keegan typically does that in

which he responded typically they haven't done it but they are going to start doing it on a regular basis for every warrant so that the people there understand what is being acted on. A lot of times misinformation gets distributed so he wants to make sure that the right information gets in their hands so they can get people more educated before they come. Mr. Keegan stated that he is going with Randy Scollins and Bill Yukna. Mr. DeVellis stated that it will be nice to hear their response back.

Mr. Keegan wanted to say congratulations to their Safety Team for once again winning the MIIA safety award. This is something that they won last year so it is a repeat performance and he wanted to make sure that they fully recognize the efforts of that group. It is a great effort that they put forward every single month they meet to go over all of the various safety concerns of the town and all the agencies going over our loss reports and making sure we make adjustments along the way. They clearly set the high standard across the Commonwealth; it gets recognized every year and it is great to see that MIIA recognizes that as well. Mr. Mitchell asked who was on the safety team in which Mr. Keegan stated the MIIA Safety Team is comprised of representatives from every department: Police, Fire, School, Board of Health, Public Works and one of their Administrative Assistants from the Department of Public Works (Barbara Kelley) who works as their liaison with MIIA to work on the credit program that they get from all of the different seminars that they attended so they track that on a regular basis. They are very appreciative of that effort and appreciate the fact that they get recognized for it.

They have Dispatcher interviews this coming Friday. They are doing Lieutenant interviews right now for finalists for those positions. This past week they had a good meeting with the Economic Development Committee and they are having another meeting tomorrow night talking about some zoning changes for some of the Route 1 development that they are looking at; they are looking at a business improvement district and some really exciting concepts; they met with representatives from the state to see how we might make that happen and to see how they can further encourage the kind of development they would like to see along Route 1 to see what the infrastructure needs and to also follow through on the recent study that was done by the MAPC; they did a really nice study of the Route 1 Corridor so they are following through on those recommendations and the committee is moving forward on that.

There has been a solar campaign going around town by Sun Edison. They are working with the Town of Foxborough and they are the company that is going to be developing the solar field down on Elm Street and at the Old Landfill. That construction is scheduled to start on February 29, 2016 for the Elm Street parcel and later this year for the landfill site. The way that project works is the town has credit for 50% of the solar energy that is being developed there; the other 50% is they are actually offering that to residents within the community to get a reduced rate on their electricity as well so similar to what they were talking about earlier tonight. This is being sent directly to residents within the community or are in and around the area who would like to get in on that process early. It is legitimate and he wants people to know that they know this company and they have been working with them. There has been some questions from the community as to who these people are but they are people that we work with so he wanted to clarify that.

The MMA Annual Meeting was a very busy three days in which a lot of information got circulated. Mr. Keegan learned a lot about our insurance program and got an indication of where our health insurance rates are going over the next year and an indication where insurance rates in general are going over the next year. General insurance is going to go up about 3.1% overall which includes Workers Compensation. Workers Compensation is actually going to go up higher but general property and casualty is going down so therefore there is an offset there and yet MIIA is actually going to be offering a 3% credit if they pay in the first month when the payment is due. The net cost is .1% increase so that is actually a plus. However, on the health insurance side the range of increase is going to be somewhere between 4.5% and 12.8%. From what he is hearing, the average number being somewhere between 8.9%. They are hoping that the numbers are below that; they carry about a 9% increase in their proposed budget this year so they have anticipated that and they are hoping they will be on the lower end of that and hopefully they won't have to run into any further costs in that area. It was good to hear that Governor Baker and his administration indicated that they would be out with House 1 or House 2 tomorrow and that is his first proposal for the proposed budget. He indicated at the meeting that he was proposing a 4.3% increase in local aid which will be a very big plus for us if that works. The big question in their mind is then what is going to be the charge on the other side of that equation and how that impacts us on that end; what is the net increase to us in terms of overall state aid. He is going to keep a close eye on that and the process is in the very early stages

They are finishing up budget hearings right now and they are before the Ad Com in terms of getting that process going and they should be done with the budget hearings probably in the second week of February at this point. Just a reminder to everyone that they are going to be closing the Annual Town Meeting Warrant on February 12, 2016 so if you have issues that you want to get before the Board they need to get those things finalized and put before the Board in that timeframe.

Ms. Coppola asked if he has heard anything on the Community Compact. Mr. Keegan stated that they have completed their process and they are now waiting to hear when the Lieutenant Governor will come out to formally announce their participation in that process. He did have a chance to speak with the Lieutenant Governor on Friday and they are working on developing a schedule for doing that. Mr. Gray stated that the Governor dedicated a good portion of his speech to that topic. Mr. Keegan stated that they finished their piece of it and they are just waiting for them to formally adopt it.

Mr. DeVellis stated that there are two items in the Informational packet that he wanted to draw their attention to. One is the compliance checks. The Foxborough Police Department sent a letter out on January 1, 2016 to all of the alcohol establishments stating here are the rules again; follow them and here is better/different ways to do it and they will be doing compliance checks throughout the year so that is in addition to the letter advertised in the paper. There is also an RFP for any businesses in town that has a building that could house a garage, storage and office for almost 15,000 square feet the Commonwealth of Massachusetts has published an RFP in Canton, Norfolk, Foxborough, Norwood, Sharon, Walpole and Wrentham. Those are the areas they are looking. If anyone has some open square footage check out that RFP.

### **9:18pm – Action Items**

Motion by Christopher Mitchell to accept the gift donation in the amount of \$100 to the Historical Commission for purchase of books from various donors. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to accept the gift donation to the Boyden Library in the amount of \$810 to purchase renewal passes to Roger Williams Park Zoo and Museum of Science from Friends of Boyden Library. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to accept and approve the grant to the Foxborough Police Department in the amount of \$5,000 from the Executive Office of Public Safety. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to appoint Paige Duncan to the Billboard Advisory Committee to fill Sharon Wason's position expiring 5/1/16. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to appoint Kevin Weinfeld to fill William Grieder's position on the Billboard Advisory Committee with a term expiring 5/1/16. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to approve the \$50 donation in memory of Ted Inman from Mr. & Mrs. Joseph McGuire to the Council on Aging. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to approve the donation of \$395 in memory of Rene Cartier from various donors to the Council on Aging. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to approve the One Day Wine & Malt License for February 17, 2016 from 3:30pm-5:30pm for Top Client Event in their Gatehouse with a rain date of February 24, 2016 for the Residence Inn by Marriott. Seconded by John Gray.

Mr. Gray asked if they do not have a liquor license. Mr. Keegan stated that they may provide it free. Mr. Keegan stated that if they are asking for a license then they are going to be selling it. The experience Mr. Keegan has always had is that they provide a free drink and you don't need a license for that. **Vote 5-0-0**

Motion by Christopher Mitchell to approve the Board of Selectmen meeting minutes of December 29, 2015, January 12, 2016 and January 14, 2016 as written. Seconded by John Gray. **Vote 5-0-0**

Motion by Christopher Mitchell to approve the Board of Selectmen Ad Com Minutes from January 13, 2016 and January 20, 2016 as written. Seconded by John Gray. **Vote 5-0-0**

Mr. Danau wanted to thank Mr. Keegan for his kind words for their coverage; they do their job and Mr. Keegan was very accommodating.

Mr. Danau wanted a copy of the Police Contract Memorandum of Understanding that the Board approved. Mr. Keegan stated that he would get him a copy of that.

Mr. Danau stated on the heroin situation he did not hear a vote from the Board to actually sign everyone's name to the letter or do they not have to vote on it. Mr. DeVellis stated that they don't need to vote on it, it was a general consensus. Mr. Danau asked who the letter was going out to; was it just department heads. Mr. DeVellis stated they are going to finalize the letter and they are going to ask the Town Manager to send it to all department heads plus because he thinks there are other people that will be helpful that are not department heads and then he will reach out to Jay Barrows and Senator Timilty and some local people that are working on this already that the town departments might not know about so it will be a two prong thing and then they will all come back together again. Mr. Danau asked if that will come back together tentatively at the end of February. Mr. DeVellis stated that he would like to have the meeting by the end of February.

Mr. Danau asked with the Constable situation were there any other conditional approvals besides the bonding in which Mr. DeVellis stated just the bonding.

Mr. DeVellis recused himself from the fire station discussion only because he rents from the owner and he has a contract with them.

Regular session adjourned at 9:25pm.

Mr. DeVellis stated the Board would go back into Executive Session and will do a roll call vote just to clarify it. All those in favor of going back into Executive Session **Roll Call Vote John Gray – yes, Christopher Mitchell – yes, David Feldman – yes, Virginia Coppola – yes. Vote 4-0-1 with James DeVellis abstaining.**