

**Minutes
Of
The Foxboro Water and Sewer Commissioners
November 5, 2012**

Members in Attendance: Chairman W. Euerle, Vice Chairman M. Stanton, Clerk R. Pacella, Water Superintendent R. Worthley, DPW Superintendent R. Hill, Advisory B. Garber, Town Engineer B. Swanson, Town Manager Kevin Paicos

The meeting was called to order at 7:00 p.m. by Chairman Euerle.

The Board will be talking to Town Manager Kevin Paicos in regards to the billboards at the stadium.

The Sewer District has not been placed on the December Town Meeting warrant. The only article on the warrant is the past due bill from Mansfield.

In regards to the Billboard advertizing contract, M. Stanton has received a proposal for legal services from Deutch Williams to prepare and prosecute a permit for the billboards from the Mass Office of Outdoor Advertizing and to prepare an IFP or RFP for management services related to the water tank. The amount of the proposal is not to exceed \$6,000. He has also spoken to John Carroll of Carroll advertizing about coming in to talk to the Board about billboard advertising in general.

The Board discussed whether or not the discussion with the Town Manager should be in Executive Session. The discussion centers on the billboards and the current MOA (Memo of Agreement) that the town has with the Kraft Organization.

It was decided to hold the discussion in open session.

Mr. Paicos stated that the current MOA stipulated that the billboards be built on town owned land. The billboards not being on town owned land is a violation of the terms of the agreement. The Board needs to decide if an official Town Counsel opinion of the violation is needed and what the options are. The Board could notify the Kraft Organization through Town Counsel of the breech of the agreement and attempt to negotiate with them or the Board could sue the Kraft Organization.

Mr. Paicos also presented options with the billboards. They are at the location they are due to a Town Meeting vote to have them in the Economic District. Another Town Meeting vote could be taken to have them removed from that location; if that happens they may be considered a prior non-conforming use and allowed to stay. Another option is to move them to a new location.

Mr. Paicos advised the Board not to meet with any potential bidders once the vote is taken to use the services of Deutch Williams. The town taxpayers and ratepayers are loosing money right now with no advertizing on the sign. Mr. Paicos stated that he has received calls from advertisers interested in placing ads on the signs.

Mr. Euerle inquired about the request made of Town Counsel to draft warrant articles for the sewer district funding and why they are not on the December Town Meeting warrant. Mr. Paicos stated that the Board of Selectmen decided to have a separate town meeting for the sewer articles once the financing plan is in place. If they were on the December Warrant, then Advisory would be expecting a financing plan in the next week or so. Mr. Scollins still needs to vet the financing plan and bring it back to the Board for their support. The BWSC can have a Special Town Meeting in January or February once the financing plan is in

place.

The Board discussed approving the services of Deutch Williams for the billboards and decided to hold off on a vote until after the meeting with Mr. Carroll so there would be no violation. Mr. Carroll will be invited to meet with the Board on November 13th.

Meeting dates were set for November 13th, November 19th (R. Hill will not be available), November 26th (R. Worthley will not be available) and December 3rd (W. Euerle will not be available).

The Board met with Paul Anderson of 6 Fairway Lane for an abatement request. He feels that his latest bill is inconsistent. He did receive a new meter on August 20th. The Board will take this matter under advisement until the next meter reading to see if the numbers are still off. Mr. Anderson does have to pay the current bill in the meantime.

Mr. Hill has spoken with Kaestle Boos about adding the department into the new town hall design. They have given him a number of \$850,000 to do this, it includes everything the department needs except a conference room. The cost of the modular buildings at the highway department will be \$550,000. Both options are expected to have the same life expectancy, about 40 years.

The Board discussed where the office will be located in the meantime once a decision has been made. The possibility of leasing a doublewide trailer while either the addition or the modular unit is constructed was discussed.

R. Worthley updated the Board on the FY2014, if the current revenues are put against next years expenses it is \$60,000 short. A rate increase will be needed; it could be as high as 10% unless funds are taken from department reserves.

The Board discussed the need for a Capital Improvement Plan.

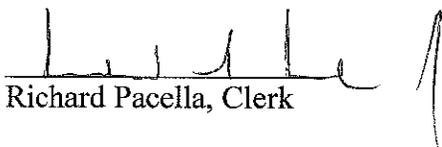
R. Worthley updated the Board on the progress of the flushing in town. There are many residents complaining of dirty water.

The meeting was adjourned at 9:15 p.m.

Respectfully Submitted,

Diana Gray

These minutes of November 5, 2012 were approved as amended on December 17, 2012.


Richard Pacella, Clerk