

# **FOXBOROUGH**

## **ANNUAL TOWN ELECTION and ANNUAL TOWN MEETING WARRANT**



**Annual Town Elections May 7, 2018**

**Annual Town Meeting May 14, 2018**

PLEASE BRING THIS COPY WITH YOU TO THE ANNUAL TOWN MEETING

# **LEGAL NOTICE**

## **TOWN WARRANT**

### **ANNUAL TOWN MEETING**

**Monday, the Seventh day of May, A.D., 2018**

**COMMONWEALTH OF MASSACHUSETTS**

**NORFOLK S.S.**

**To either of the Constables of the Town of Foxborough:**

Greetings:

In the name of the Commonwealth of Massachusetts and in accordance with the provisions of the BY-LAWS of said Town, and Amendments thereof, you are hereby required to notify and warn the inhabitants of the Town of Foxborough, qualified to vote at elections and town affairs to assemble for the election of officers: those voting in Precinct No. 1, Precinct No. 2, Precinct No. 3, Precinct No. 4 and Precinct No. 5 in the gymnasium of the John J. Ahern Middle School on Mechanic St. in said Town on Monday, the Seventh day of May A.D., 2018 between the hours of seven o'clock in the forenoon and eight o'clock in the afternoon, then and thereafter by adjournment of the voters of all Precincts to reassemble in the auditorium of Foxborough High School on South Street at 7:30 o'clock in the afternoon on Monday, the fourteenth day of May A.D., 2018 to act on the following articles:

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**ARTICLE 1**

**(Annual Town Elections)**

To bring their votes for two Selectmen for three years; one Assessor for three years; two School Committee members for three years; one Water and Sewer Commissioner for three years; one Board of Health member for three years; two Boyden Library Trustees for three years; and two Planning Board members for three years.

**ARTICLE 2**

**(Annual Town Reports)**

To hear the report of the Town Officers and act thereon.

Board of Selectmen

**ARTICLE 3**

**(Reports of Committees)**

To hear the report of any committee and act thereon, and to choose any committee that may be wanted, and to see if the town will vote to raise and appropriate, transfer from available funds or borrow pursuant to any applicable statute such sums of money deemed necessary for expenses of any committee chosen under this article; or take any other action related thereto.

Board of Selectmen

**ARTICLE 4**

**(Operating Budget)**

To determine the compensation for elected officials and to raise and appropriate, transfer from available funds, or borrow pursuant to any applicable statute sums of money for the operation of various town boards, officers, commissions and departments of the town during the Fiscal Year 2019, beginning July 1, 2018 and ending June 30, 2019; or take any other action related thereto.

Board of Selectmen

**FY 2019 OPERATING BUDGET - ARTICLE 4 ANNUAL TOWN MEETING MAY 14, 2018**

GENERAL GOVERNMENT:	FY 17 EXPENDED	FY 18 BUDGET	FY 19 REQUEST	Town Manager Recommend	Selectmen Recommend	Advisory Recommend	Recommended Funding Source(s)
122 SELECTMEN Expenses	17,167	31,400	31,400	23,400	23,400	23,400	Taxation, State Aid & Local Receipts
123 ADMINISTRATION							
Salaries	471,804	491,837	511,108	511,108	511,108	511,108	Taxation, State Aid & Local Receipts
Expenses	85,633	115,578	80,378	80,378	80,378	80,378	Taxation, State Aid & Local Receipts
Capital Outlay	0	0	22,800	16,300	16,300	16,300	Taxation, State Aid & Local Receipts
	557,437	607,415	614,286	607,786	607,786	607,786	
125 AUDIT/TOWN FINANCIAL RECORDS							
Annual Financial	39,500	40,500	40,500	40,500	40,500	40,500	Taxation, State Aid & Local Receipts
130 FINANCE							
Salaries	836,067	998,247	1,066,080	1,038,080	1,038,080	1,038,080	Taxation, State Aid & Local Receipts
Expenses	276,452	225,655	297,485	297,485	297,485	297,485	Taxation, State Aid & Local Receipts
	1,112,519	1,223,902	1,363,565	1,335,565	1,335,565	1,335,565	214,985; Ambulance Receipts: 82,500
141 ADVISORY COMMITTEE							
Salaries	1,641	2,159	2,150	2,150	2,150	2,150	Taxation, State Aid & Local Receipts
Expenses	380	341	350	350	350	350	Taxation, State Aid & Local Receipts
	2,021	2,500	2,500	2,500	2,500	2,500	
142 RESERVE FUND (Appropriated for Transfer, Not Expended.)	0	75,000	75,000	75,000	75,000	75,000	Taxation, State Aid & Local Receipts
151 LEGAL	141,052	174,000	174,000	174,000	174,000	174,000	Taxation, State Aid & Local Receipts
156 GIS/Department Expenses	9,238	15,700	15,700	15,700	15,700	15,700	Taxation, State Aid & Local Receipts
161 TOWN CLERK							
Compensation	84,016	87,568	91,120	91,120	91,120	91,120	Taxation, State Aid & Local Receipts
Salaries	51,825	57,293	57,344	57,344	57,344	57,344	Taxation, State Aid & Local Receipts
Expenses	12,925	13,200	13,475	13,475	13,475	13,475	Taxation, State Aid & Local Receipts
Capital Outlay	0	3,000	0	-	0	0	
	148,766	161,061	161,940	161,940	161,940	161,940	
162 ELECTION & REGISTRATION							
Salaries	52,161	63,401	73,532	63,532	63,532	63,532	Taxation, State Aid & Local Receipts
Expenses	15,827	16,475	16,675	16,675	16,675	16,675	Taxation, State Aid & Local Receipts
Capital Outlay	8,801	7,500	0	-	0	0	Taxation, State Aid & Local Receipts
	76,788	87,376	90,207	80,207	80,207	80,207	

**GENERAL GOVERNMENT (Continued):**

	FY 17 EXPENDED	FY 18 BUDGET	FY 19 REQUEST	Town Manager Recommend	Selectmen Recommend	Advisory Recommend	Recommended Funding Source(s)
<b>171 CONSERVATION COMMISSION</b>							
Salaries	75,163	82,993	84,122	84,122	84,122	84,122	Taxation, State Aid & Local Receipts
Expenses	3,120	3,775	13,775	13,775	13,775	13,775	Taxation, State Aid & Local Receipts
	<b>78,283</b>	<b>86,768</b>	<b>97,897</b>	<b>97,897</b>	<b>97,897</b>	<b>97,897</b>	
<b>175 PLANNING BOARD</b>							
Salaries	170,281	189,625	188,905	188,905	188,905	188,905	Taxation, State Aid & Local Receipts
Expenses	47,394	46,700	45,700	45,700	45,700	45,700	Taxation, State Aid & Local Receipts
	<b>217,675</b>	<b>236,325</b>	<b>234,605</b>	<b>234,605</b>	<b>234,605</b>	<b>234,605</b>	
<b>176 APPEALS BOARD</b>							
Expenses	498	2,900	1,200	1,200	1,200	1,200	Taxation, State Aid & Local Receipts
<b>192 MUNICIPAL BUILDINGS</b>							
Salaries	104,370	94,404	96,614	96,614	96,614	96,614	Taxation, State Aid & Local Receipts
Expenses	419,002	421,514	436,972	436,972	436,972	436,972	Taxation, State Aid & Local Receipts
Capital Outlay	5,000	33,450	30,000	30,000	30,000	30,000	Taxation, State Aid & Local Receipts
	<b>528,372</b>	<b>549,368</b>	<b>563,586</b>	<b>563,586</b>	<b>563,586</b>	<b>563,586</b>	
<b>195 TOWN BUILDINGS (Sewer)</b>							
Expenses	25,000	26,500	27,825	27,825	27,825	27,825	Taxation, State Aid & Local Receipts
	<b>2,954,317</b>	<b>3,320,715</b>	<b>3,494,211</b>	<b>3,441,711</b>	<b>3,441,711</b>	<b>3,441,711</b>	
<b>TOTAL GENERAL GOVERNMENT</b>							
<b>PUBLIC SAFETY:</b>							
<b>210 POLICE</b>							
Salaries	3,463,587	3,627,544	3,873,451	3,873,451	3,873,451	3,873,451	Taxation, State Aid & Local Receipts
Expenses	295,302	362,889	390,480	373,776	373,776	373,776	Taxation, State Aid & Local Receipts
Capital Outlay	87,900	94,750	174,694	116,463	116,463	116,463	Taxation, State Aid & Local Receipts
	<b>3,846,789</b>	<b>4,085,183</b>	<b>4,438,625</b>	<b>4,363,690</b>	<b>4,363,690</b>	<b>4,363,690</b>	
<b>220 FIRE</b>							
Salaries	3,023,606	3,066,426	3,244,177	3,244,177	3,244,177	3,244,177	Taxation: 2,451,114; Ambulance: 793,06
Expenses	276,442	314,185	329,894	323,610	323,610	323,610	Taxation: 223,610; Ambulance 100,000
Capital Outlay	32,314	32,000	45,500	27,500	27,500	27,500	Taxation, State Aid & Local Receipts
	<b>3,332,362</b>	<b>3,412,611</b>	<b>3,619,571</b>	<b>3,595,287</b>	<b>3,595,287</b>	<b>3,595,287</b>	
<b>230 CENTRAL DISPATCH &amp; SERVICES</b>							
Salaries	624,509	610,751	649,730	649,730	649,730	649,730	Taxation, State Aid & Local Receipts
Expenses	21,207	25,400	25,400	25,400	25,400	25,400	Taxation, State Aid & Local Receipts
	<b>645,716</b>	<b>636,151</b>	<b>675,130</b>	<b>675,130</b>	<b>675,130</b>	<b>675,130</b>	
<b>235 JOINT PUBLIC SAFETY BUILDING</b>							
Salaries	59,985	68,772	69,641	69,641	69,641	69,641	Taxation, State Aid & Local Receipts
Expenses	8,836	9,200	9,200	9,200	9,200	9,200	Taxation, State Aid & Local Receipts
	<b>68,821</b>	<b>77,972</b>	<b>78,841</b>	<b>78,841</b>	<b>78,841</b>	<b>78,841</b>	

PUBLIC SAFETY (Continued):		FY 17	FY 18	FY 19	Town Manager	Selectmen	Advisory	Recommended
		EXPENDED	BUDGET	REQUEST	Recommend	Recommend	Recommend	Funding Source(s)
241	INSPECTION							
	Salaries	354,027	437,134	398,220	398,220	398,220	398,220	Taxation, State Aid & Local Receipts
	Expenses	8,704	8,880	19,680	19,680	19,680	19,680	Taxation, State Aid & Local Receipts
		362,731	446,014	417,900	417,900	417,900	417,900	
292	ANIMAL CONTROL							
	Salaries	52,840	58,771	<b>Consolidated to Police Budget</b>		0	0	
	Expenses	4,224	6,873			0	0	
		57,065	65,644			0	0	
	<b>TOTAL PUBLIC SAFETY</b>	8,313,483	8,723,576	9,230,067	9,130,848	9,130,848	9,130,848	
<b>EDUCATION:</b>								
300	FOXBOROUGH PUBLIC SCHOOLS							
	Salaries & Expenses	32,890,845	34,089,604	34,991,125	34,991,125	34,991,125	34,991,125	Taxation, State Aid & Local Receipts
		32,890,845	34,089,604	34,991,125	34,991,125	34,991,125	34,991,125	
390	SOUTHEASTERN REGIONAL							
		370,255	395,764	444,482	444,482	444,482	444,482	Taxation, State Aid & Local Receipts
	<b>TOTAL EDUCATION</b>	33,261,100	34,485,368	35,435,607	35,435,607	35,435,607	35,435,607	
<b>PUBLIC WORKS:</b>								
410	PUBLIC WORKS							
	Salaries	1,239,098	1,411,602	1,491,814	1,442,057	1,442,057	1,442,057	Taxation, State Aid & Local Receipts
	Expenses	413,176	439,638	427,988	427,988	427,988	427,988	Taxation, State Aid & Local Receipts
	Capital Outlay	6,500	6,500	35,050	35,050	35,050	35,050	Taxation, State Aid & Local Receipts
		1,658,774	1,857,740	1,954,852	1,905,095	1,905,095	1,905,095	
423	SNOW & ICE							
	Salaries	144,331	33,500	33,500	33,500	33,500	33,500	Taxation, State Aid & Local Receipts
	Expenses	357,116	170,800	170,800	170,800	170,800	170,800	Taxation, State Aid & Local Receipts
	Capital Outlay	10,641	11,000	11,000	11,000	11,000	11,000	Taxation, State Aid & Local Receipts
		512,088	215,300	215,300	215,300	215,300	215,300	
424	STREETLIGHTING							
		156,769	100,000	100,000	100,000	100,000	100,000	Taxation, State Aid & Local Receipts



**PUBLIC WORKS (Continued):**

	FY 17 EXPENDED	FY 18 BUDGET	FY 19 REQUEST	Town Manager Recommend	Selectmen Recommend	Advisory Recommend	Recommended Funding Source(s)
430 SOLID WASTE (LANDFILL)							
Salaries	1,108	2,300	2,300	2,300	2,300	2,300	Taxation, State Aid & Local Receipts
Expenses	32,129	3,200	3,200	3,200	3,200	3,200	Taxation, State Aid & Local Receipts
	33,237	5,500	5,500	5,500	5,500	5,500	
433 SOLID WASTE (COLLECTION)							
	26,397	38,450	38,450	38,450	38,450	38,450	Taxation, State Aid & Local Receipts
450 WATER ENTERPRISE							
Salaries	1,255,153	1,543,700	1,671,839	1,631,004	1,631,004	1,631,004	Water Receipts
Expenses	1,503,958	1,653,820	1,747,169	1,747,169	1,747,169	1,747,169	Water Receipts
Debt Service	2,016,103	2,042,906	2,004,255	2,004,255	2,004,255	2,004,255	Water Receipts
	4,775,214	5,240,426	5,423,263	5,382,428	5,382,428	5,382,428	
<b>NOTE: Costs for Water Operation contained in other budgets</b>							
123/125/192 Admin. & 130/156 Finance/GIS	122,451	130,601	146,057	146,057	146,057	146,057	Water Receipts
760 Debt Service	845	2,000	2,000	2,000	2,000	2,000	Water Receipts
911/913/915 Fringe Benefits	487,462	538,872	621,927	599,435	599,435	599,435	Water Receipts
945 Insurance	91,075	99,461	101,947	101,947	101,947	101,947	Water Receipts
General Fund Share DPW Bldg Credit	-42,000	-37,000	-	0	0	0	
	659,834	733,934	871,931	849,439	849,439	849,439	
460 SEWER ENTERPRISE							
Salaries	135,463	159,531	170,446	165,909	165,909	165,909	Sewer Receipts
Expenses	1,067,029	1,157,544	1,267,432	1,267,432	1,267,432	1,267,432	Sewer Receipts
Debt Service	92,601	70,597	68,332	68,332	68,332	68,332	Sewer Receipts
	1,295,094	1,387,672	1,506,210	1,501,673	1,501,673	1,501,673	
<b>NOTE: Costs for Sewer Operation contained in other budgets</b>							
123/125/192 Admin. & 130/156 Finance/G	29,305	31,435	33,280	33,280	33,280	33,280	Sewer Receipts
911/913/915 Fringe Benefits	68,712	72,616	83,587	80,308	80,308	80,308	Sewer Receipts
945 Insurance	10,246	11,189	11,469	11,469	11,469	11,469	Sewer Receipts
	108,263	115,240	128,336	125,057	125,057	125,057	
<b>TOTAL PUBLIC WORKS</b>	<b>8,457,573</b>	<b>8,845,088</b>	<b>9,243,574</b>	<b>9,148,445</b>	<b>9,148,445</b>	<b>9,148,445</b>	

HUMAN SERVICES:	FY 17	FY 18	FY 19	Town Manager	Selectmen	Advisory	Recommended
	EXPENDED	BUDGET	REQUEST	Recommend	Recommend	Recommend	Funding Source(s)
510 BOARD OF HEALTH							
Salaries	221,336	237,958	238,317	238,317	238,317	238,317	Taxation, State Aid & Local Receipts
Expenses	7,617	7,750	7,750	7,750	7,750	7,750	Taxation, State Aid & Local Receipts
	<u>228,953</u>	<u>245,708</u>	<u>246,067</u>	<u>246,067</u>	<u>246,067</u>	<u>246,067</u>	
520 HEALTH AGENCIES							
Expenses	38,171	38,739	39,319	39,319	39,319	39,319	Taxation, State Aid & Local Receipts
541 COUNCIL ON AGING/HUMAN SERVICES							
Salaries	370,878	430,067	445,515	445,515	445,515	445,515	Taxation, State Aid & Local Receipts
Expenses	27,379	31,100	34,100	34,100	34,100	34,100	Taxation, State Aid & Local Receipts
	<u>398,257</u>	<u>461,167</u>	<u>479,615</u>	<u>479,615</u>	<u>479,615</u>	<u>479,615</u>	
543 VETERANS							
Salaries	95,256	125,260	128,196	128,196	128,196	128,196	Taxation, State Aid & Local Receipts
Expenses	174,746	221,150	216,920	216,920	216,920	216,920	Taxation, State Aid & Local Receipts
	<u>270,002</u>	<u>346,410</u>	<u>345,116</u>	<u>345,116</u>	<u>345,116</u>	<u>345,116</u>	
<b>TOTAL HUMAN SERVICES</b>	<b>935,383</b>	<b>1,092,023</b>	<b>1,110,117</b>	<b>1,110,117</b>	<b>1,110,117</b>	<b>1,110,117</b>	
<b>CULTURE &amp; RECREATION:</b>							
610 LIBRARY							
Salaries	775,220	800,417	804,316	804,316	804,316	804,316	Taxation, State Aid & Local Receipts
Expenses	239,750	240,850	248,150	248,150	248,150	248,150	Taxation, State Aid & Local Receipts
Capital Outlay	3,000	3,000	3,000	3,000	3,000	3,000	Taxation, State Aid & Local Receipts
	<u>1,017,970</u>	<u>1,044,267</u>	<u>1,055,466</u>	<u>1,055,466</u>	<u>1,055,466</u>	<u>1,055,466</u>	
630 RECREATION							
Salaries	63,345	92,555	91,441	91,441	91,441	91,441	Taxation, State Aid & Local Receipts
	<u>63,345</u>	<u>92,555</u>	<u>91,441</u>	<u>91,441</u>	<u>91,441</u>	<u>91,441</u>	
691 HISTORICAL COMMISSION							
Expenses	14,175	14,175	14,175	14,175	14,175	14,175	Taxation, State Aid & Local Receipts
	<u>1,095,490</u>	<u>1,150,996</u>	<u>1,161,082</u>	<u>1,161,082</u>	<u>1,161,082</u>	<u>1,161,082</u>	
<b>TOTAL CULTURE &amp; RECREATION</b>	<b>1,095,490</b>	<b>1,150,996</b>	<b>1,161,082</b>	<b>1,161,082</b>	<b>1,161,082</b>	<b>1,161,082</b>	

	FY 17 EXPENDED	FY 18 BUDGET	FY 19 REQUEST	Town Manager Recommend	Selectmen Recommend	Advisory Recommend	Recommended Funding Source(s)
<b>DEBT SERVICE</b>							
710 DEBT - PRINCIPAL	2,335,000	2,290,000	2,285,000	2,285,000	2,285,000	2,285,000	Taxation, State Aid & Local Receipts
751 DEBT - INTEREST	888,475	795,622	722,753	722,753	722,753	722,753	Taxation, State Aid & Local Receipts
760 DEBT - ISSUANCE & EXPENSES	845	25,000	25,000	25,000	25,000	25,000	Taxation, State Aid & Local Receipts
<b>TOTAL DEBT SERVICE</b>	<b>3,224,320</b>	<b>3,110,622</b>	<b>3,032,753</b>	<b>3,032,753</b>	<b>3,032,753</b>	<b>3,032,753</b>	
<b>INSURANCE &amp; OTHER</b>							
911 PENSIONERS/RETIREMENT	3,655,092	4,011,736	4,388,893	4,388,893	4,388,893	4,388,893	Taxation, State Aid & Local Receipts
913 WORKERS COMPENSATION	242,000	254,100	260,459	260,459	260,459	260,459	Taxation, State Aid & Local Receipts
914 UNEMPLOYMENT COMPENSATION	70,584	85,000	85,000	85,000	85,000	85,000	Taxation, State Aid & Local Receipts
915 GROUP HEALTH/LIFE INSURANCE	7,014,292	7,922,596	8,202,275	8,157,771	8,157,771	8,157,771	Taxation, State Aid & Local Receipts; 8,114,306; Recreation Revolving 43,465
945 GENERAL INSURANCE	512,654	543,503	557,091	557,091	557,091	557,091	Taxation, State Aid & Local Receipts
<b>TOTAL INSURANCE &amp; OTHER</b>	<b>11,494,622</b>	<b>12,816,935</b>	<b>13,493,718</b>	<b>13,449,214</b>	<b>13,449,214</b>	<b>13,449,214</b>	
<b>TOTAL ALL OPERATING BUDGETS</b>	<b>69,736,289</b>	<b>73,545,323</b>	<b>76,201,129</b>	<b>75,909,777</b>	<b>75,909,777</b>	<b>75,909,777</b>	

**ARTICLE 5**

**(CIP Budget)**

To see if the town will adopt the recommendations of the Capital Improvement Planning (CIP) Committee and to raise and appropriate, transfer from available funds, or borrow pursuant to any applicable statute the sums requested for the purposes herein mentioned as listed in Schedule A in order to implement the CIP budget request for Town Departments for FY 2019; or take any other action related thereto.

See SCHEUDLE A for a detailed breakdown of capital items

DEPARTMENT	FY 18 Appropriated	CIP FY 19			Recommended Funding Sources
		CIP Committee Recommend	Selectmen Recommend	AdComm Recommend	
Information Systems	145,000	100,000	100,000	100,000	Free Cash
Municipal Buildings	32,000	-	-	-	
Police	284,000	40,088	40,088	40,088	Free Cash
Fire	-	409,243	409,243	409,243	Ambulance Receipts
Public Schools	463,000	602,771	602,771	602,771	\$517,000 Free Cash; \$85,771 Reallocation of funding from Article 7 of 5/09/16 ATM - Burrell Elementary School Renovation Project
Highway	215,900	553,300	553,300	553,300	Free Cash
Highway (Chapter 90)	645,397	650,000	650,000	650,000	Chapter 90 State Allocation
Highway (Roads)	340,402	210,000	210,000	210,000	Meals Tax Receipts
Water Enterprise	495,000	607,300	607,300	607,300	Water Receipts
Sewer Enterprise	932,200	-	-	-	
	<u>3,552,899</u>	<u>3,172,702</u>	<u>3,172,702</u>	<u>3,172,702</u>	
<b>Funding Summary:</b>					
				1,210,388	Free Cash
				409,243	Ambulance Receipts
				85,771	Reallocation of Prior Year Vote
				650,000	Chapter 90
				210,000	Meals Tax Receipts
				607,300	Water Receipts
				<u>3,172,702</u>	Total

Board of Selectmen

## SCHEDULE A

<u>DEPARTMENT/Description</u>	<u>FY 19</u> <u>C.I.P. Plan</u>	<u>Funding Sources</u>
<b>INFORMATION SYSTEMS</b>		
<b>Equipment</b>		
Town wide Network System & Technology Upgrades	100,000	Free Cash
<b>POLICE</b>		
<b>Vehicles &amp; Equipment</b>		
Weapons Upgrade / Replacement	40,088	Free Cash
<b>FIRE</b>		
<b>Vehicles &amp; Equipment</b>		
Ambulance Replacement	348,000	Ambulance Receipts
Command Vehicle FC-3 Replacement	61,243	Ambulance Receipts
<b>PUBLIC SCHOOLS</b>		
<b>Buildings &amp; Related</b>		
Burrell School Sewer Capacity Purchase	85,771	Reallocation of funding from Article 7 of 5/09/16 ATM - Burrell Elementary School Renovation Project
<b>Vehicles &amp; Equipment</b>		
Computers/Hardware/Software/Network Upgrades	190,000	Free Cash
Qty 2 - 77 Passenger School Buses - Replacements	156,000	Free Cash
27-35 Passenger Mini Bus - Replacement	77,000	Free Cash
Qty 4 - Copiers - Replacements	40,000	Free Cash
Maintenance Dept Pick-Up Truck Replacement	28,000	Free Cash
FHS Music Equipment Upgrades	26,000	Free Cash
<b>PUBLIC WORKS</b>		
<b>Vehicles &amp; Equipment</b>		
John Deere 624K Loader - Replacement	197,500	Free Cash
5-Ton Dump Sander Plow Truck - Replacement	187,300	Free Cash
1-Ton Utility Body - Replacement	60,000	Free Cash
1-Ton 3500 4WD Pick-Up w/Plow - Replacement	60,000	Free Cash
John Deere 320 Skid Steer - Replacement	48,500	Free Cash
<b>Road Infrastructure</b>		
Street Reconstruction	650,000	Chapter 90 Roads Program
Street Reconstruction	210,000	Meals Tax Receipts
<b>WATER</b>		
<b>Vehicles &amp; Equipment</b>		
System Improvements	200,000	Water Receipts
5-Ton Dump w/Plow & Slide-In Sander - Replacemen	187,300	Water Receipts
Well Reconditioning	100,000	Water Receipts
1-Ton Dump Body Truck	60,000	Water Receipts
1-Ton Utility Body Truck	60,000	Water Receipts
<b>TOTAL</b>	<b>3,172,702</b>	
<b>Proposed Funding:</b>		
<b>Free Cash</b>	<b>1,210,388</b>	
<b>Ambulance Receipts</b>	<b>409,243</b>	
<b>Reallocation of Prior Year Vote</b>	<b>85,771</b>	
<b>Chapter 90</b>	<b>650,000</b>	
<b>Meals Tax Receipts</b>	<b>210,000</b>	
<b>Water Receipts</b>	<b>607,300</b>	
<b>TOTAL</b>	<b>3,172,702</b>	

**ARTICLE 6**

**(High School Track & Stands)**

To see if the town will adopt the recommendation of the Capital Improvement Planning (CIP) Committee and transfer from available funds One Million One Hundred Fifty Thousand Dollars (\$1,150,000.00) for the purposes of completing the Sam Berns Community Turf Field Athletic Complex by installing an Eight Lane Track, Grandstand Bleachers and Press Box for FY 2019; or take any other action related thereto.

Board of Selectmen

**ARTICLE 7**

**(Fire Contract)**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, a sum of money deemed necessary to fund the cost items for Fiscal Years 2017 and 2018 in a collective bargaining contract between the Town of Foxborough (represented by the Board of Selectmen) and Foxborough Permanent Firefighters Association Local 2252, in accordance with Chapter 150E of the General Laws of the Commonwealth; or take any other action related thereto.

Board of Selectmen

**ARTICLE 8**

**(DPW Contract)**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, a sum of money deemed necessary to fund the cost items for Fiscal Years 2019, 2020, and 2021 in a collective bargaining contract between the Town of Foxborough (represented by the Board of Selectmen) and Foxborough Highway and Water Employees Union AFSCME, in accordance with Chapter 150E of the General Laws of the Commonwealth; or take any other action related thereto.

Board of Selectmen

**ARTICLE 9**

**(Budget Adjustments)**

To see if the Town will vote to raise and appropriate, or transfer from available funds, to amend Article 4 and Article 14 of the May 8, 2017, FY 2018 Annual Operating Budget and the OPEB Trust funding articles, in order to fund expenses associated with: 1) Annual Apportionment of Regional Dispatch Expenses; 2) An increase to the FY 2018 annual funding commitment of the OPEB Trust; as follows:

<u>Item #</u>	<u>Dept #</u>	<u>Department</u>	<u>Budget</u>	<u>Adjust</u>	<u>Revised FY '18 Budget</u>	<u>Funding Source</u>
1)	230	Central Dispatch	636,151	53,250	689,401	Free Cash
2)	915	OPEB Trust	864,069	100,000	964,069	Free Cash

; or take any other action related thereto.

Town Manager

**ARTICLE 10**

**(Route 1 Zoning)**

Amend Part II entitled “General Legislation” of the Code of the Town of Foxborough, Massachusetts Chapter 275, “Zoning,” as follows:

**1. Additional Uses Permitted in the S-1 District**

- (a) Amend Section 3.1.6., Table 3-1 Table of Uses, by deleting the letter “N” for the following use in the S-1 District and replacing it with the letter “Y”:

Brew pub (Use Group C.11.)

- (b) Amend Section 3.1.6., Table 3-1 Table of Uses, by deleting the letter “N” for Use Item C.3. in the S-1 District, replacing it with the letter “Y” and revising the definition of such use item to read as follows:

Mercantile/Retail uses, except restaurants with seating

- (c) Amend Section 3.1.6., Table 3-1 Table of Uses, Item D.7., Self-storage mini warehouse, rail storage or switching yards, by deleting the words “rail storage or switching yards,” and by deleting the letter “N” for such use in the S-1 District and replacing it with the letter “Y.”

**2. Use Changes (Special Permit to Allowed by Right)**

Amend Section 3.1.6., Table 3-1 Table of Uses, by deleting the letters “PB” for the following uses in the S-1 District and replacing them with the letter “Y”:

Research and development facilities (Use Group D.2.)

Hotels, motels but not including group homes or halfway houses (Use Group G.2.)

**3. Outdoor/Indoor Recreational Uses**

- (a) Amend Section 3.1.6., Table 3-1 Table of Uses, Use Item J.6., by deleting that item’s definition of Outdoor/Indoor recreational uses and replacing it with the following:

- 6. Outdoor/Indoor recreational uses, including golf driving ranges, miniature golf courses, batting cages, fields, buildings and facilities for recreational and athletic activities, and go-carts and bumper boats (except that go-carts and bumper boats that are powered by any type of fossil fuel are prohibited in the Water Resource Protection District), but not including amusement parks and water parks.

- (b) Amend Section 3.1.6., Table 3-1 Table of Uses, by deleting the letters “PB” for Outdoor/Indoor recreational uses in the S-1 District and replacing them with the letter “Y.”

**4. Athletic Fields and Athletic Facilities**

- (a) Amend Section 3.1.6. Table 3-1 Table of Uses, by (i) adding the following new use item to Use Group J. Recreational Use, and (ii) including the letters “PB” for such use item under the R-40 District, the letter “Y” for such use item under the S-1 District, and the letter “N” for such use item under each of the other districts in such table:

- 8. Outdoor athletic fields and athletic facilities that are privately owned, including buildings and structures that are accessory thereto.

- (b) Amend Section 3.1.7. Notes to Table of Use Regulations, by adding the following new Note thereto:

- 6. Access to any outdoor athletic field or athletic facility that is situated in the R-40 Residential and Agricultural District, whether in its entirety or in part, shall be provided only from an accepted way through a nonresidential district. This restriction shall not apply to any emergency access required by public safety officials of the Town of Foxborough.

**5. Temporary Parking**

- (a) Amend Section 6.1.3. by adding the following new provision:

- 3. A special permit granted by the Planning Board to allow temporary parking in the S-1 District with respect to events at Gillette Stadium shall be valid for a period of three years from the date on which issued, after which period such special permit shall be of no further force or effect unless renewed by the Planning Board by the grant of a new special permit that shall be valid for a period of three years. The Planning Board shall have the authority upon notice and following a hearing to modify, suspend or revoke any special permit that it has granted in the event of any of the following:

- a. Any change to the number of spaces, parking layout, or access to and egress from a parking lot authorized by a special permit.
- b. A determination by the Building Commissioner or any public safety official of the Town of Foxborough that the operation of a temporary parking lot is hazardous to the safety of the public, or is in violation of these bylaws, any provision of applicable law or any of the conditions to a special permit that have been imposed by the Planning Board.

- (b) Amend Section 6.1.3. by deleting the last sentence of that section and replacing it with The following:

Except as specifically provided in Section 6.1.3.3., a special permit shall not be valid for a period that is greater than one year from the date on which it has been granted.



## 6. Shared Parking

Amend Section 6.1.2. by adding the following new provisions:

4. Required off-street parking spaces for two or more uses (other than residential or multifamily uses) that are under common or affiliated ownership may be provided in a shared parking facility pursuant to a special permit granted by the Planning Board. Any such shared parking facility may be accessed by a shared driveway, and may be provided in a shared multi-level parking structure that complies with the dimensional and other zoning requirements that are set forth in these bylaws. The following requirements shall apply to a request for approval of any such shared parking facility:
  - a. Documentary evidence shall be submitted to the Planning Board to demonstrate that the shared parking facility provides a sufficient number of parking spaces for each use involved.
  - b. The shared parking shall be counted in determining whether a use complies with the parking requirements that are set forth for such use in Table 6-1.
  - c. An approved shared parking facility shall remain shared until such time, if any, as (i) the Building Commissioner determines that each of the uses involved must independently comply with the parking requirements that are set forth for that use in Table 6-1 and any other applicable requirements of these bylaws, or (ii) the Planning Board modifies, suspends or revokes the special permit authorizing the shared parking facility.
  - d. Not more than 50% of the parking spaces required by these bylaws for a use may be used together with another use to satisfy the minimum off-street parking requirements that are set forth in Table 6-1 for uses that are not normally open, used or in operation during similar hours.
  - e. The terms and conditions of a special permit authorizing a shared parking facility shall run with the land and shall be binding upon the successors, assigns and transferees of each person whose use is sharing such facility.

The Planning Board in granting a special permit for any such shared parking facility may waive strict compliance with the setback, landscape, buffer and other applicable requirements set forth in these bylaws where it determines that such action is in the public interest and is not inconsistent with the purpose of these bylaws.

5. Two or more uses (other than residential or multifamily uses) that are not under common or affiliated ownership may by lease or other contract and pursuant to a special permit granted by the Planning Board enter into a shared parking arrangement, provided that each such use either complies with the parking requirements that are set forth for such use in Table 6-1 or is granted a special permit by the Planning Board for reserved parking in accordance with Section 6.1.7. The following requirements shall apply to a request for approval of any such shared parking arrangement:
  - a. Documentary evidence, including any such applicable lease or other contract, shall be submitted to the Planning Board to demonstrate that the shared parking arrangement provides a sufficient number of parking spaces for each use involved, and that the shared

parking arrangement either complies with the parking requirements that are set forth for such use in Table 6-1 or complies with the requirements for reserved parking in accordance with Section 6.1.7.

- b. Any lease or other contract providing for a shared parking arrangement may be binding in accordance with its terms and conditions upon the successor and assign of any party thereto.
- c. An approved shared parking arrangement shall remain shared until such time, if any, as (i) such arrangement is terminated in accordance with the terms and conditions of the applicable lease or other contract, (ii) such arrangement is terminated by any or all of the parties thereto in accordance with the terms and conditions of the applicable lease or other contract (in which event documentary evidence of such termination is submitted to the Planning Board), or (iii) the Planning Board modifies, suspends or revokes the special permit authorizing the shared parking arrangement, including a modification, suspension or revocation based on a determination by the Planning Board in accordance with Section 6.1.7.7.

## **7. Reserved Parking**

- (a) Amend Section 6.1. Off-street parking and loading requirements. by adding the following new section thereto:

6.1.7 Reserved parking. The off-street parking requirements set forth in Table 6-1 may be satisfied by the issuance of a special permit from the Planning Board that authorizes the applicant to designate an area as undeveloped open space that is reserved for future parking needs. A request for reserved parking may be made in conjunction with an application for site plan review or as part of a required special permit application for a specified land use. The following requirements shall apply to a request for reserved parking:

- 1. The number of parking spaces that is required by these bylaws may be reduced by not more than fifty percent.
- 2. The applicant shall submit documentary evidence that for a period of not less than one year its use justifies a lesser number of parking spaces than the number of spaces that is required by these bylaws.
- 3. An area shall be reserved for future parking that is sufficient to accommodate the difference between the number of parking spaces that are required by these bylaws and the lesser number of such spaces that are requested.
- 4. The area that is reserved for future parking shall be marked "Reserved Parking Area" on the site plan that is submitted to and approved by the Planning Board.
- 5. The "Reserved Parking Area" may consist of natural vegetation, a newly-landscaped area, or a combination of both, as may be required by the Planning Board. No mechanical equipment, building or other structure may be maintained in such area.
- 6. The area that comprises the "Reserved Parking Area" shall not be counted toward determining compliance with any minimum open space requirements that may be required by these bylaws.
- 7. The "Reserved Parking Area" shall remain as undeveloped open space until such time, if any, that the Planning Board by modification of the special permit approves the applicant's request to use such area or any part of such area for

parking purposes, or approves a request of the Building Commissioner that additional parking spaces be provided.

- (b) Amend current Sections 6.1.7., 6.1.8., 6.1.9. and 6.1.10. by renumbering such sections as Sections 6.1.8, 6.1.9., 6.1.10. and 6.1.11., respectively.

## 8. Research and Development Use

- (a) Amend Section 11 by adding the following new definition:

### **RESEARCH AND DEVELOPMENT**

Research, experimentation and testing activities that are conducted by a business establishment, college or university, laboratory or research facility for the development of new products, ideas, procedures and services, or the improvement of existing products, ideas, procedures and services, predominantly in the fields of biotechnology, pharmaceuticals, medical equipment, communication and information technology, electronics, computer hardware and/or their substantial equivalents. Such term does not include activities that are characterized as Biosafety Level 4 (BSL-4) by the National Institutes of Health. Activities that constitute research and development may include the construction or development of mock-ups and prototypes, but do not include the manufacture of finished products except as may be incidental to the principal purposes of such activities.

- (b) Amend Note 5 to Section 3.1.7. Notes to Table of Use Regulations, by adding the following sentence to such note:

Research and development activities that involve radioactive materials, high-intensity electromagnetic radiation, or chemical or biological processes in a manner that constitutes a present or potential threat or danger to public health, safety or welfare or to the environment when improperly stored, treated, transported, discharged, disposed of, used or otherwise managed, are prohibited in all districts.

## ***Bulk and Dimensional Proposals***

### 1. Retail Restrictions

- (a) Amend Section 3.1.7. Notes to Table of Use Regulations by adding the following new note thereto:

7. The total gross floor area of mercantile or retail uses and retail establishments in the S-1 District, except for restaurants with seating, shall not exceed 75% of the gross square footage of the buildings or structures in which any such use is situated, provided that the Planning Board may grant a special permit to increase the gross floor area that is used for such purposes to more than 75% of the gross square footage of any such buildings or structures.

- (b) Amend the first sentence of Section 9.1.3. to read as follows:

The total gross floor area of mercantile or retail uses and retail establishments, except restaurants with seating, shall not exceed 75% of the gross square footage of the buildings or structures located on a lot in which any such use is situated, provided that the Planning Board may grant a special permit to increase the gross floor area that is used for such purposes to more than 75% of the gross square footage of any such buildings or structures.

(c) Amend Section 9.5.4.3. to read as follows:

Mercantile or retail uses and retail establishments, provided that (i) the total gross floor area used for mercantile or retail uses shall not exceed 75% of the gross square footage of the buildings or structures located on a lot in which any such use is situated, and (ii) the Planning Board may grant a special permit to increase the gross floor area that is used for mercantile or retail uses to more than 75% of the gross square footage of any such buildings or structures, and (iii) for the purpose of this provision any such use within a stadium or associated directly with and accessory to a stadium shall not be subject to the total gross floor area restriction.

## 2. **Building Height**

(a) Amend the Building Height provisions in Table 4-2 that are applicable to the S-1 District by (i) deleting 3.0 under the heading Stories and replacing it with N/A, and (ii) deleting 40 under the heading Feet and replacing it with 70.

(b) Amend Note 4 of Section 4.1.3. Notes to Table 4-2, to read as follows:

Height requirements for structures in any nonresidential district can be increased pursuant to Section 4.4.2. of these bylaws.

(c) Amend Section 4.4.2 to read as follows:

Special permit. Upon the granting of a special permit pursuant to the requirements that are set forth in Section 10.4., any principal structure in any nonresidential district may be constructed to a height in excess of that specified in Table 4-2 but that shall not exceed 60 feet or more than four stories, provided that a structure in the S-1 District may be constructed to a height in excess of 70 feet but not greater than 150 feet if such structure is located more than 200 feet from any property line that abuts a residential district.

(d) Amend Sections 9.5.7.2. and 9.5.7.3. to read as follows:

9.5.7.2. The building height of any structure shall not exceed 70 feet, provided that the Planning Board may grant a special permit pursuant to the requirements of Section 9.5.7.5. to authorize any such structure to be constructed to a height in excess of 70 feet but not greater than 150 feet.

9.5.7.3. The building height of any structure, other than a stadium, that is located less than 200 feet from any property line that abuts a residential district shall not exceed 70 feet, provided that the Planning Board may grant a special permit pursuant to the requirements of Section 9.5.7.5. to authorize any such structure to be constructed to a height in excess of 70 feet but not greater than 100 feet.

**3. Yard and Frontage**

(a) Amend Table 4-2, Dimensional Regulations for Uses in Nonresidential Districts, by changing the following dimensional regulations for uses in the S-1 District:

Front Yard – from 75 feet to 50 feet

Side Yard – from 75 feet to 25 feet

(b) Amend Section 4.1.3. Notes to Table 4-2 to add the following note:

10. The Planning Board may grant a special permit to reduce the front yard, side yard and rear yard dimensional requirements for any use in the S-1 District.

(c) Amend Section 6.4.8.5. to read as follows:

5. There shall be a landscaped buffer strip comprising a minimum of 25 feet of the front yard and 10 feet of the side yard for all uses in the Special Use (S-1) District. Insofar as there may be inconsistencies with other sections, these restrictions shall apply in the S-1 District in all cases.

(d) Amend Note 6 of Section 4.1.3. Notes to Table 4-2, by adding the following sentence to such note:

The Planning Board may grant a special permit in accordance with the provisions of Section 9.1.4. to reduce to not less than 100 feet the frontage for any lot in the S-1 District.

(e) Amend Section 9.1.2. to read as follows:

**Dimensional requirements**

1. The Planning Board may grant a special permit to allow lots with not less than 100 feet of frontage.
2. There shall be a landscaped buffer strip comprising a minimum of 25 feet of the front yard and 10 feet of the side yard for all uses. Under no circumstances shall parking be allowed within these required buffer zones. These requirements may not be waived.

3. Parking is allowed in the front yard, provided that there is compliance with the applicable building setback and buffer strip requirements. Parking in the side and rear yards is preferred.

#### **4. Minimum Lot Size**

- (a) Amend Note 5 of Section 4.1.3. Notes to Table 4-2, to read as follows:

5. Minimum lot size within the S-1 District is 80,000 square feet. The Planning Board may grant a special permit to authorize a lot that is not less than 40,000 square feet in area, provided that access to any such lot is from Route 1 or is shared with access to an adjacent lot, regardless whether such access is through or across the legal frontage of the lot for which such special permit has been granted.

- (b) Amend the first sentence of Section 4.3.1. to read as follows:

Except as provided in Section 4.1.3. Notes to Table 4-2, Note 5, access to all lots shall only be through or across its legal frontage.

#### **5. Contiguous Lots**

Amend Section 4.2. by adding the following new section:

- 4.2.9. Lots. Adjacent or contiguous lots that are under common or affiliated ownership (whether the ownership in such lot or lots is fee simple or leasehold) shall be deemed a single lot for purposes of the dimensional requirements of these bylaws.

#### **6. Planned Developments**

- (a) Amend Section 3.1.6., Table 3-1 Table of Use Regulations, by deleting Use Group, K.1., Planned Development in its entirety, replacing such Use Group with the word "None" and replacing the letters "PB" in the S-1 District with the letter "N."

- (b) Amend Section 9.1.1.2. by deleting the reference to "(PD)" in such section.

- (c) Delete Sections 9.1.7. and 9.1.8.

Planning Board

**ARTICLE 11**

**(Amend Zoning By-Law WRPOD)**

Amend Part II entitled “General Legislation” of the Code of the Town of Foxborough, Chapter 275 “Zoning,” as follows:

1. To amend Section 9.4.6 by deleting subparagraph “2” in its entirety.
2. To amend Section 9.4.6 by deleting the following language from subparagraph “3.b., which states “and for Zone III does not exceed 137.5 gpd/10,000 square feet or 550 gpd/40,000 square feet” so that 3.b. will now read:
  - b. “The increased sewer flow for Primary Resource Areas does not exceed 137.5 gpd/10,000 square feet of upland area or 550 gpd/40,000 square feet of upland.”
3. To amend Section 9.4.6 subsection 6 by deleting it in its entirety and replacing it with the following:
  6. Within the WRPOD, land uses on any lot shall not render impervious more than fifteen (15%) or 2,500 square feet, whichever is greater, unless a system for artificial recharge of precipitation is provided that will not result in the degradation of groundwater quality.
4. To amend Section 9.4.6 by renumbering the subsections 1-11.

Planning Board

**ARTICLE 12**

**(Amend Zoning By-Law Accessory Structure)**

Amend Part II entitled “General Legislation,” of the Foxborough Code, Chapter 275 “Zoning” Section 3.1.7 “Notes to Table of Use Regulations” by adding the following new note or to take any other action related thereto:

8. Unless otherwise authorized by the special permit granting authority, the architectural design of any accessory structure, and the type and color of the external materials used in its construction, shall be comparable to the principal structure to which it is incidental and subordinate.

Planning Board

**ARTICLE 13**

**(Amend Zoning By-Law Residential Large Scale Ground Solar)**

Amend Part II entitled “General Legislation” of the Foxborough Code, Chapter 275 “Zoning,” Section 3.1.6. Table 3-1 Table of Uses , by (i) adding the following new use item to Use Group I. Public and Quasi-Public Facilities, and (ii) including the letters “PB” for such use item under the R-40 District and the letter “N” for such use item under each of the other districts in such table:

9. Residential Large-scale ground-mounted solar photovoltaic installation

And amend Section 11 of Chapter 275 of the Town of Foxborough Code (“Zoning”) by adding the following new definition:

Residential Large-Scale Ground-Mounted Solar Photovoltaic Installation: A solar photovoltaic system located in the Residential and Agricultural District (R-40) on a lot containing not less than 50 Acres that is structurally mounted on the ground and is not roof-mounted, has a minimum nameplate capacity of 2,000 kW DC, and the total acres used for a solar photovoltaic system does not exceed 50% of the total lot acres.

Planning Board

**ARTICLE 14** **(Revolving Funds Annual Spending Limits)**

To see if the Town will vote to authorize annual spending limits for the Town’s Revolving Funds pursuant to Massachusetts General Laws Chapter 44, Section 53E ½ for the Fiscal Year 2019, beginning July 1, 2018; or take any other action related thereto.

<i>Name of Revolving Fund</i>	<i>FY 2019 Spending Limit</i>
Recreation Revolving Fund	\$375,000
Police and Fire Apparatus Utilization Revolving Fund	\$100,000
Highway Department Revolving Fund	\$40,000
Council on Aging Senior Trips & Programs Fund	\$60,000

Town Manager

**ARTICLE 15** **(Fund Qualified OPEB Trust)**

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of Nine Hundred Sixty-Four Thousand and Sixty-Nine Dollars (\$964,069) into the Other Post-Employment Benefits (OPEB) Liability Trust fund to be used towards the unfunded actuarial liability of health care and other post-employment benefits for Town of Foxborough retirees. \$900,000 to be funded from Meals Tax receipts and \$51,256 from Water Enterprise receipts and \$12,813 from Sewer Enterprise receipts; or take any other action related thereto; or take any other action related thereto.

Board of Selectmen



**ARTICLE 16**

**(Fund Capital Stabilization)**

To see if the Town will vote to transfer from free cash the sum of One Million Dollars (\$1,000,000.00) into the Capital Stabilization fund for future capital project purposes; or take any other action related thereto.

Board of Selectmen

**ARTICLE 17**

**(Fund Stabilization)**

To see if the Town will vote to transfer from free cash the sum of Three Hundred Thousand Dollars (\$300,000.00) into the Stabilization fund for reserve balance purposes; or take any other action related thereto.

Board of Selectmen

**ARTICLE 18**

**(Special Legislation- Land Transfer for Fire Department)**

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to adopt legislation authorizing the Commissioner of Capital Asset Management and Maintenance to convey certain land to the Town of Foxborough according to the following terms and conditions in the following legislation. The Legislature may reasonably vary the form and substance of the requested legislation subject to the approval of the Board of Selectmen who are hereby authorized to approve amendments within the scope of the general public objectives of this petition. In addition, the Board of Selectmen are authorized to pursue the general public objectives of this article through one or more separate petitions of a more limited or specific scope, offered at such time as the Board of Selectmen deem appropriate, to accomplish incrementally the general public objectives of this petition.

AN ACT AUTHORIZING THE COMMISSIONER OF CAPITAL ASSET MANAGEMENT AND MAINTENANCE TO CONVEY CERTAIN LAND TO THE TOWN OF FOXBOROUGH FOR FIRE DEPARTMENT USE.

SECTION 1. Notwithstanding sections 32 to 37, inclusive, of Chapter 7C of the General Laws or any general or special law to the contrary, the Commissioner of Capital Asset Management and Maintenance may convey a certain parcel of state-owned land in the Town of Foxborough to the inhabitants of the Town of Foxborough for the purpose of housing a fire sub-station and all appurtenances associated with a fire station. The parcel contains approximately 2.5 acres plus or minus and is located adjacent to 32 Commercial Street and is a part of the parcel as shown on the Town of Foxborough Assessors Map 121, Parcel 3446. The exact boundaries of the parcel shall be determined by the commissioner based upon a survey. The use of the proposed parcel shall be restricted to the construction of a fire department sub-station and all appurtenances associated with a fire station/firefighting. This parcel shall be conveyed by deed without warranties or representations by the Commonwealth.

SECTION 2. The consideration for the parcel shall be the full and fair market value of the parcel for the use authorized by this act, as determined by the Commissioner of Capital Asset Management and Maintenance based upon an independent professional appraisal and including the conditions set forth in section 1; provided, however, that the Commissioner of Capital Asset Management and Maintenance may accept the findings of a previous appraisal of the parcel conducted by an appraiser acceptable to that commissioner.

SECTION 3. Notwithstanding any general or special law to the contrary, the Inspector General shall review and approve the appraisal required pursuant to section 2. The Inspector General shall prepare a report of such review of the methodology utilized for the appraisal and shall file the report with the Commissioner of Capital Asset Management and Maintenance, the House and Senate committees on ways and means and the joint committee on state administration and regulatory oversight. Thirty days before the execution of a deed for the conveyance authorized in this act or any subsequent amendment thereto, the commissioner of capital asset management and maintenance shall submit the proposed deed or amendment and a report thereon to the Inspector General for his review and comment. The Inspector General shall issue such review and comment within 15 days after receipt of the proposed deed or amendment. The commissioner shall submit the proposed deed or amendment, and the reports and the comments of the Inspector General, if any, to the House and Senate committees on ways and means and the joint committee on state administration and regulatory oversight at least 15 days before execution of the deed or amendment.

SECTION 4. Notwithstanding any general or special law to the contrary, the Town of Foxborough shall be responsible for all costs and expenses of the transaction authorized in this act as determined by the Commissioner of Capital Asset Management and Maintenance including, but not limited to, the costs of any engineering, surveys, appraisals, title examinations, recording fees and deed preparation related to the conveyance of the parcel and all costs, liabilities and expenses of any nature and kind for its ownership. The Town of Foxborough shall acquire the property thereon in its present condition.

SECTION 5. The deed or other instrument conveying the parcel to the Town of Foxborough shall provide that if the parcel ceases at any time to be used for the purposes set forth in this act, title to the parcel shall, at the election of the Commonwealth, revert to the Commonwealth.

SECTION 6. The Legislature shall have the authority to make editorial changes to the language of this Act while maintaining its spirit and purpose.

Or take any other action related thereto.

Board of Selectmen

**ARTICLE 19**

**(Citizen’s Petition- Special Legislation- To Upgrade an Off-Premise Package Store Annual Wine and Malt License to an Off-Premise Package Store All-Alcohol License)**

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to adopt the following legislation. The Legislature may reasonably vary the form and substance of the requested legislation subject to the approval of the Board of Selectmen who are hereby authorized to approve amendments within the scope of the general public objectives of this petition. In addition, the Board of Selectmen are authorized to pursue the general public objectives of this article through one or more separate petitions of a more limited or specific scope, offered at such time as the Board of Selectmen deem appropriate, to accomplish incrementally the general public objectives of this petition:

AN ACT AUTHORIZING THE TOWN OF FOXBOROUGH TO GRANT ONE ADDITIONAL LICENSE FOR THE SALE OF ALL ALCOHOLIC BEVERAGES NOT TO BE CONSUMED ON THE PREMISES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1:

- (a) Notwithstanding section 12 and 17 of chapter 138 of the General Laws or any other general or special law to the contrary, the Foxborough Board of Selectmen may grant one additional license for the sale of all alcoholic beverages not to be consumed on the premises to Smiley Stores, LLC d/b/a Hops and Grapes, or its successors or assigns, to be exercised at and located at Foxborough Plaza, 30 Commercial Street (Route 140) (the”Site”) in said Town. The license shall be subject to all of said chapter 138 except said section 17.
- (b) Notwithstanding said section 12 of said chapter 138, the additional license authorized by this act shall be subject to an original license fee of \$5,000 in addition to the annual fee for existing all alcoholic beverages licenses in the Town of Foxborough, such fee to be due and payable upon the original issuance of any such license and also upon the reissuance of such licenses pursuant to Section (d) below.
- (c) The Board of Selectmen shall determine reasonably whether an applicant or licensee meets the criteria set forth in this act consistent with the rules and regulations governing the issuance of liquor licenses promulgated by the Board of Selectmen from time to time and all other applicable law.
- (d) Any such license, if revoked or no longer in use, shall be returned physically, with all of the legal rights and privileges pertaining thereto, to the Board of Selectmen, which may grant any such returned license to a new applicant who meets the criteria set forth in this act whose business is located within the Site, such reissuance to be subject to the payment of the reissuance fee of \$5,000 as stated above.

SECTION 2: This act shall take effect upon its passage.

And further, to authorize the Board of Selectmen to take such actions and to enter into such additional instruments and agreements as they may deem appropriate and necessary to effectuate the purposes of this act; or to take any other action relative thereto.

**Citizen's Petition**

**ARTICLE 20**

**(Capital Improvement Planning Committee By-Law)**

To see if the Town will vote to insert into the Foxborough Code, Part I "Administrative Legislation", Chapter 20 "Finances," after Article VIII entitled "Due Dates for Payments of Town Charges, Bills, Interest," of Chapter 20, a new section entitled Article IX section 20-29 as follows:

**Chapter 20**

**FINANCES**

**ARTICLE IX**

**Capital Improvement Planning Committee**

Section 20-29. Membership; appointments.

There shall be a Capital Improvement Planning Committee consisting of five members who shall be registered voters in the Town of Foxborough. The Board of Selectmen shall appoint one member, the School Committee shall appoint one member, the Board of Water & Sewer Commissioners shall appoint one member, and the Town Moderator shall appoint two members. The Capital Improvement Planning Committee should be composed of individuals having operational knowledge of Town government and/or financial expertise. The Committee shall elect a Chairperson annually from its appointed voting members. The initial terms of appointment shall be three (3) years and one (1) year for the Moderator's appointments, two (2) years for the School Committee's and Selectmen's appointments, and three (3) years for the Board of Water & Sewer Commissioners' appointment. After the expiration of the initial terms of appointment, all appointments thereafter shall be for a term of three (3) years. No member shall hold any other full-time or part-time office or employment in the Town government. All members shall comply with Massachusetts General Law Chapter 268A Conflict Of Interest Law.

Section 20-30. Term of Office; vacancies.

Appointments shall be for a term of three years commencing on July 1. No member shall serve more than three consecutive terms. Any vacancy occurring in the committee shall be filled by the appropriate appointing body for the balance of the unexpired term.

Section 20-31. Nonvoting staff members.

In addition to the five voting members, the Finance Director, the Town Manager or her/his designee, and the School Superintendent or her/his designee shall serve as ex-officio committee staff members without the right to vote..

Section 20-32. Duties; procedure; expenditures.

- (1) The Committee shall study long and short-term proposed capital projects and improvements including but not limited to:
  - (a) Major nonrecurring tangible assets; and
  - (b) Vehicles and equipment which:
    - [1] Are purchased or undertaken at intervals of not less than five years;
    - [2] Have a useful life of at least five years; and
    - [3] Cost over \$25,000.
- (2) All officers, board and committees, including the Board of Selectmen and the School Committee, shall, on or before February 1 of each year, give to the Committee, on forms prepared by it, information concerning all anticipated projects, improvements, vehicles, and equipment ("capital improvements") requiring Town Meeting action during the ensuing five years. The Committee shall consider the relative need, impact, timing, and cost of these expenditures and the effect each will have on the financial position of the Town, and shall report the same, either favorable or unfavorable, to the Board of Selectmen. No appropriation shall be voted for a capital improvement requested by an officer, department, board, committee, or commission at any Town Meeting unless the proposed capital improvement is first submitted to, reviewed by, and voted by the committee as herein provided.
- (3) The committee shall prepare an annual report recommending a capital improvement budget for the next fiscal year, and a capital improvement program including recommended capital improvements for the following five fiscal years. The report shall be submitted to the Board of Selectmen no later than the third Thursday in February of each year for its consideration and approval. The Board of Selectmen shall no later than the first Wednesday in March of each year submit its recommended capital budget to the Advisory Committee for their review and for the purpose of submitting a balanced budget to the Annual Town Meeting.
- (4) Such capital improvement program, after its adoption, shall permit the expenditure on projects included therein of sums from departmental budgets for surveys, architectural or engineering or other professional advice; but no such expenditure shall be incurred on projects which have not been so approved by the Town through the appropriation of sums in the current year or in prior years, or for preliminary planning for projects to be undertaken more than five years in the future.
- (5) The Committee's report and the Selectmen's recommended capital budget shall be published and made available in a manner consistent with the distribution of the Advisory Committee report. The Committee shall file its original report with the Town Clerk.

(6) The Committee shall also:

- (a) Review and may offer recommendations to the Town’s Financial Team and the Board of Selectmen regarding the financing for long and short term capital projects, improvements, vehicles, and equipment. Such financing mechanisms may include the using of bonding, the establishment and/or funding and/or use of specific stabilization funds to help fund current and/or future capital needs, or the use of available Town funds to help fund a specific capital request.
- (b) Recommend that any single capital project, improvement, vehicle, or equipment having a requested amount of One Million Dollars (\$1,000,000) or more be placed on the Town Meeting Warrant as a separate Article for consideration; and/or, that any single capital project, improvement, vehicle, or equipment having a requested amount of between \$500,000 to \$999,999 be recommended for placement on the Town Meeting Warrant as a separate Article if the Committee votes that such project, improvement, vehicle, or equipment requires greater attention by Town Meeting.

Board of Selectmen

**ARTICLE 21**

**(Amend Chapter 30 - Meetings By-Law)**

To see if the Town will vote to insert into the Town of Foxborough Code, Part I entitled “Administrative Legislation,” Chapter 30 entitled “Meetings,” letter E under Section 30-1 entitled “Preparation of Warrant and Articles,” a new section E as follows:

E. The Selectmen shall insert in the warrant for the Annual Meeting and any Special Meeting as a separate article any single capital project, improvement, vehicle, or equipment (a capital improvement as defined under Chapter 20 Article IX) having a requested amount of One Million Dollars (\$1,000,000.00) or more.

Board of Selectmen

**ARTICLE 22**

**(Amend Sewer Service Area Map)**

To see if the Town will vote to allow the following parcels that have so requested to be incorporated in to the Sewer Service Area, and to amend the Sewer Service Area Map with the parcels so designated as follows:

<u>ADDRESS</u>	<u>Map</u>	<u>Lot</u>	<u>Estimated Capacity</u>
16 Morse Street	097	2945	1900

Water and Sewer Department

**ARTICLE 23**

**(Accept Weston Avenue as a Public Way)**

To see if the Town will accept as a public way Weston Avenue located within the “Govenors Meadow” subdivision, which has been constructed pursuant to the Planning Board Subdivision Control Regulations and has been approved by the Planning Board under the Subdivision Control Law, as follows, or to take any other action related thereto:

Weston Avenue – from its intersection with Main Street generally westerly approximately 1,711.96 feet more or less to its terminus at a cul-de-sac.

Planning Board

**ARTICLE 24**

**(Unmanned Aircraft- Drones)**

To see if the Town will vote to adopt the following provision as an amendment to Foxborough’s General Bylaws in Code Section 180 as new section 180.20.

**Regulation of take offs and landing of unmanned aircraft.**

**Section 1: Take-offs and landings**

Except as set forth in Section 3 below, it shall be unlawful for any person to initiate the take-off or landing of an unmanned air craft or unmanned air craft system:

(1) in any zone within the Town of Foxborough within 1 mile of, and within two (2) hours before or after, an open-air event sponsored or licensed by the Town of Foxborough, including, but are not limited to, parades, outdoor concerts, street dances, festivals, art shows, sporting and recreational events, or large scale community gatherings; and

(2) within 2 miles and within four hours before or after any Major Event held at Gillette Stadium.

**Section 2: Definitions**

**Unmanned air craft** means any device that is intended to navigate in the air without an onboard pilot and any air craft that is operated without the possibility of human intervention from within or onboard the aircraft. The term “unmanned aircraft” includes any homemade or commercially available device known as a “Drone”.

**Unmanned aircraft system** means an unmanned aircraft and associated elements including communication links and any components that control the unmanned aircraft or that are required for the pilot in command to operate safely and efficiently in the national airspace system.

**Gillette Stadium** means collectively the multi-purpose stadium located on Route 1, all lots located in the vicinity of such multi-purpose stadium that permit patrons of licensed events to park motor vehicles, and all land and improvements thereon located within the immediate vicinity of such multi-purpose stadium that are owned and/or operated by the owner of such multi-purpose stadium.

**Major event** means any sporting event, concert or other form of entertainment occurring at Gillette Stadium with ticketed sales or a fan capacity of more than 1,000 people.

**Section 3. Exceptions**

The take-off and landing of an unmanned aircraft or unmanned aircraft system as proscribed herein (1) may be permitted by the Chief of Police based on an analysis by the Chief of Police that concludes there is no public safety risk associated with the permitted activity, and (2) **permission shall not be unreasonably withheld for commercial flights requested by the owner/operator of the multi-purpose stadium at Gillette Stadium.** The burden shall remain with the owner or operator of the unmanned aircraft or unmanned aircraft system to ensure that any flight activity complies with all FAA and other federal regulations on flight.

**Section 4. Effective Date**

This bylaw shall be effective upon its approval by a vote of Town Meeting.

Or take any other action related thereto.

Police Department

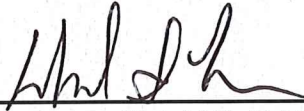


And you are requested to serve this warrant by posting attested copies thereof, one at the Town Office, and one at each place where the meeting is to be held, seven days at least before the day appointed for the holding of said meeting.

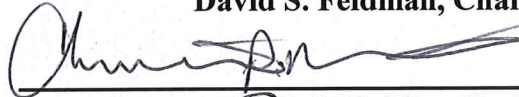
Hereof, fail not, and make due return of this warrant with your doings to the Town Clerk, at the time and place of said meeting.

Given under our hands and the seal of said Town this Seventeenth day of April the year of our Lord Two Thousand and Eighteen.

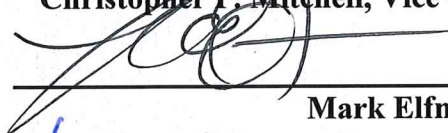
**BOARD OF SELECTMEN, TOWN OF FOXBOROUGH**



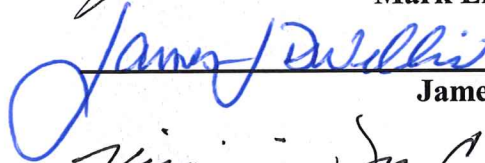
**David S. Feldman, Chairman**



**Christopher P. Mitchell, Vice Chairman**



**Mark Elfman, Clerk**



**James J. DeVellis**



**Virginia M. Coppola**

**A True Copy  
Attest**

..... **Constable, Town of Foxborough**

# APPENDIX A

## 5 YEAR CAPITAL PLAN and ASSUMED FUNDING

DEPARTMENT/Description	5 YEAR HISTORY					5 YEAR FORECAST					TOTAL FY 14-18	TOTAL FY 19-23	
	FY 14 Budget	FY 15 Budget	FY 16 Budget	FY 17 Budget	FY 18 Budget	FY 19 Plan	FY 20 Plan	FY 21 Plan	FY 22 Plan	FY 23 Plan			
<b>TOWN WIDE</b>													
<b>Vehicles &amp; Equipment</b>													
Management Information Systems													
Website													
Election & Registration													
Infrastructure													
Conservation-Dam Repairs													
<b>MUNICIPAL BUILDINGS</b>													
<b>Facilities &amp; Equipment</b>													
Fire Sub Station													
Town Hall													
Conservation Rental Property													
Upgrade Telephone & Email System													
<b>Vehicles &amp; Equipment</b>													
Vehicles													
<b>POLICE</b>													
<b>Vehicles &amp; Equipment</b>													
Vehicles													
Communications System Upgrade													
Technology Improvements													
Security Cameras for Public Bldgs.													
Mobile Data System / Plate Reader													
Body Armor													
Weapon / Finger Print Systems													
<b>CENTRAL DISPATCH</b>													
<b>Vehicles &amp; Equipment</b>													
Database Management Software													
PC & Server Replacements													
<b>ANIMAL CONTROL</b>													
<b>Vehicles &amp; Equipment</b>													
Vehicles													
<b>FIRE</b>													
<b>Vehicles &amp; Equipment</b>													
Ambulance & Related Equipment													
Ladder Truck													
Fire Support & Rescue													
Engine #21													
Engine #24													
S.C.B.A. System													
Squad 1 & 4													
Engine #23 / Pumper													
Cars 1, 2, 4 & Pick-Up													
Communications System Upgrade													
Database Management Software													
<b>INSPECTIONS</b>													
<b>Vehicles &amp; Equipment</b>													
Permitting System													
Vehicles													

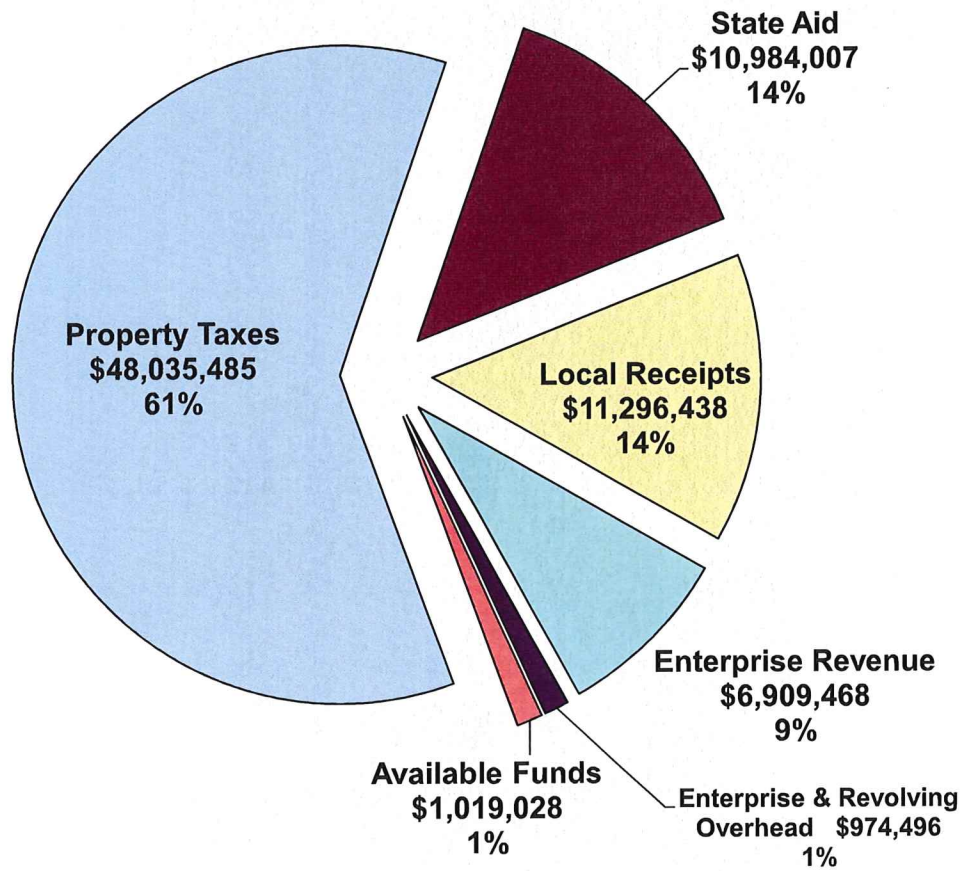
## 5 YEAR CAPITAL PLAN and ASSUMED FUNDING

DEPARTMENT/Description	5 YEAR HISTORY					5 YEAR FORECAST					TOTAL FY 14-18	FY 18 Budget	FY 19 Plan	FY 20 Plan	FY 21 Plan	FY 22 Plan	FY 23 Plan	TOTAL FY 19-23
	FY 14 Budget	FY 15 Budget	FY 16 Budget	FY 17 Budget	FY 18 Budget	FY 19 Plan	FY 20 Plan	FY 21 Plan	FY 22 Plan	FY 23 Plan								
<b>HIGHWAY</b>																		
Infrastructure																		
Street Reconstruction	895,000	1,809,638	873,904	836,962	985,799													4,460,000
Storm water Plan																		
Facilities																		
Replace Furnace/Generator																		
Building Improvements				113,000														50,000
Equipment Storage Bldg				335,000														
Vehicles & Equipment																		
Highway Division	269,000	305,000	175,000	175,000	215,900													704,800
Tree & Park Division	47,000	30,000	135,000	70,000														123,500
<b>BOARD of HEALTH</b>																		
Vehicles & Equipment																		
SUV																		
<b>COUNCILON AGING</b>																		
Facilities																		
Senior Center																		
Vehicles & Equipment																		
Van / Car	51,000		27,500															4,000,000
<b>BOYDEN LIBRARY</b>																		
Facilities																		
Building Renovation & Expansion																		
<b>HISTORICAL COMMISSION</b>																		
Facilities																		
Memorial Hall Renovations		175,000																
<b>TOTAL MUNICIPAL</b>	1,765,826	3,339,461	8,480,455	2,870,174	1,662,699													17,542,683
<b>FOXBOROUGH PUBLIC SCHOOLS</b>																		
Facilities																		
Burrell School Rehabilitation																		
MSBA Feasibility Studies				700,000														34,385,771
Asbestos Removal			30,000															700,000
Athletic Fields/Facilities			165,000	125,000														
Blacktop/Playground Equipment																		
Emergency Power/Lighting																		
Elevator																		
HVAC/Replace Oil Tanks/Boilers																		
Gyms/Bleachers/Dividers																		
Paving																		
Energy Management Systems																		
School Carpets/Floors																		
HS Water Tanks																		
Roofs/Doors/Windows																		
Fire Alarm / Security Systems																		
Locker Rooms/Bathrooms																		
Vehicles & Equipment																		
Locker Rooms/Bathrooms																		
Locker Rooms/Bathrooms																		
Buses & Vans	216,000	160,000	150,000	213,000	233,000													1,125,500
Technology/Networking	253,750	365,688	175,000	175,000	190,000													960,000
Office Copiers	40,000	40,000	40,000	40,000	40,000													200,000
Music/Band Equipment	38,000																	26,000
<b>TOTAL FOXBOROUGH SCHOOLS</b>	659,750	565,688	638,000	1,253,000	463,000													38,622,271

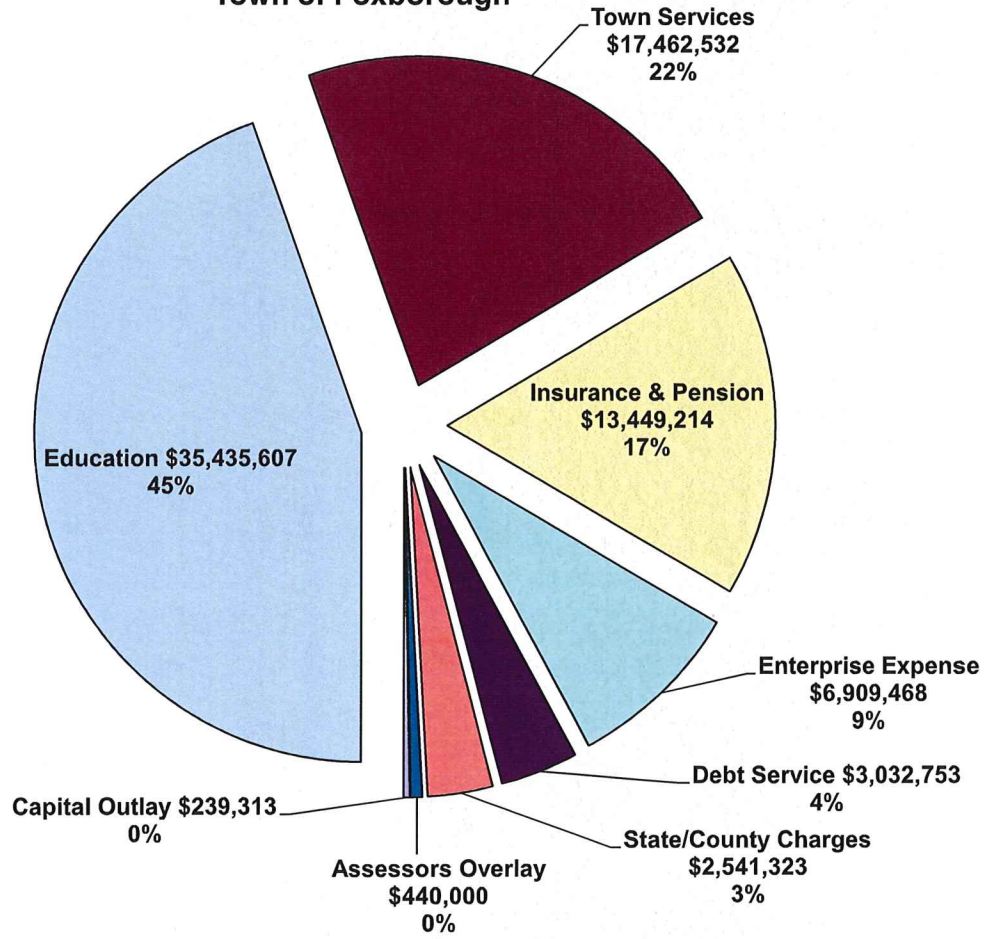
## 5 YEAR CAPITAL PLAN and ASSUMED FUNDING

DEPARTMENT/Description	5 YEAR HISTORY					5 YEAR FORECAST					TOTAL FY 14-18	TOTAL FY 19-23			
	FY 14 Budget	FY 15 Budget	FY 16 Budget	FY 17 Budget	FY 18 Budget	FY 19 Plan	FY 20 Plan	FY 21 Plan	FY 22 Plan	FY 23 Plan					
<b>LANDFILL</b>															
<b>Infrastructure</b>															
Capping & Expansion															
<b>WATER</b>															
<b>Infrastructure</b>															
Site Investigation Test Wells															
Recondition Wells	200,000			TBD	200,000					60,000	60,000	60,000	340,000		
Hydrants					60,000										
Main Replacement	350,000	1,300,000		TBD						TBD	TBD	TBD			
Roadway Improvements at Water Sites					50,000										
Meter Replacement & Meter Reading					75,000										
System Security & Improvements					200,000					200,000			200,000		
<b>Facilities</b>															
Storage Tanks	500,000	1,000,000		353,106											
Water System Treatment & Pipe Line:	500,000	450,000	16,700,918												
Modular Building		600,000													
<b>Vehicles &amp; Equipment</b>															
Vehicle Replacement		25,000	142,000		110,000					307,300			307,300		
Compressor/ Generator/ Other	222,000														
<b>SEWER</b>															
<b>Infrastructure</b>															
Town WWTF & Collection System					500,000					TBD	TBD	TBD			
Purchase Sewer Capacity					352,200										
Infiltration & Repair					100,000					100,000	100,000	100,000	400,000		
Mansfield Sewer Plant & WWTF															
Rebuild Flow Meter-Sears Estates															
<b>Vehicles &amp; Equipment</b>															
Vehicle Replacement					80,000										
<b>TOTAL ENTERPRISE FUNDS</b>	1,222,000	2,725,000	1,442,000	17,254,024	1,427,200	24,070,224				607,300	160,000	160,000	1,247,300		
<b>GRAND TOTAL</b>	3,647,576	6,630,149	10,560,455	21,377,198	3,552,899	45,768,277				4,322,702	36,660,700	2,361,243	7,130,866	6,936,743	57,412,254
<b>Actual / Proposed Funding:</b>															
General Obligation Bonding						6,860,000									6,860,000
MSBA / State Grant Reimbursement															345,000
Taxation							345,000								113,000
Free Cash and / or Deferral	1,359,600	1,972,489	1,030,515	1,597,547	1,676,302										7,636,453
Stabilization-Capital															1,488,335
Ambulance Receipts	34,777	294,804	312,586	846,168						409,243					300,000
Overlay Surplus	50,000		50,000	200,000											650,000
Chapter 90	600,000	929,856	619,904	619,904	645,397										3,415,061
Meals Tax	295,000	269,000	205,450	165,620	270,000										1,205,070
Reallocation of Prior Yr. Vote	8,299	1,975,791		200,918						85,771					2,185,008
Special Revenue Funds	77,900		10,000	235,935	34,000										357,835
Water Receipts & Bonding		1,025,000	172,000	17,053,106	495,000					607,300	60,000	60,000	60,000		18,745,106
Water Surplus	1,222,000		1,300,000												2,522,000
Sewer Receipts & Bonding					80,000										130,000
Sewer Surplus					113,209										465,409
<b>GRAND TOTAL</b>	3,647,576	6,630,149	10,560,455	21,377,198	3,552,899	45,768,277				4,322,702	36,660,700	2,361,243	7,130,866	6,936,743	57,412,254

**FY 2019 OPERATING BUDGET SOURCES of FUNDS  
Town of Foxborough**



**FY 2019 OPERATING BUDGET USES of FUNDS  
Town of Foxborough**



## NOTES