

**FOXBOROUGH**  
**ANNUAL TOWN ELECTION and ANNUAL**  
**TOWN MEETING WARRANT**



Pursuant to a vote of the Board of Selectmen on April 14, 2020 and as a result of the State of Emergency declared by the Governor, the Annual Town Election has been postponed to Monday, June 8, 2020 and Annual Town Meeting has been postponed to Monday, June 15, 2020

**Original Dates:**

**Annual Town Elections May 4, 2020**

**Annual Town Meeting May 11, 2020**

**NEW DATES:**

**Annual Town Elections June 8, 2020**

**Annual Town Meeting June 15, 2020**

PLEASE BRING THIS COPY WITH YOU TO THE ANNUAL TOWN MEETING

# LEGAL NOTICE

## TOWN WARRANT

### ANNUAL TOWN MEETING

**Monday, the Eighth day of June, A.D., 2020**

**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 eighth day of June A.D., 2020 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 fifteenth day of June A.D., 2020 to act on the following articles:

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**ARTICLE 1:**

**(Annual Town Elections)**

One Selectmen for three years; one Assessor for three years; one School Committee Member for three years; one Water and Sewer Commissioner for three years; one Board of Health Member for three years; one Board of Health Member for one year; two Boyden Library Trustees for three years; two Planning Board Member for three years; one Housing Authority Member for five years; and one Housing Authority Member for one year.

Board of Selectmen

**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.

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 Fiscal Year 2021, beginning July 1, 2020 and ending June 30, 2021; or take any other action related thereto.

Board of Selectmen

**ARTICLE 5:**

**(CIP Budget)**

To see if the town will vote to 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 2021; or take any other action related thereto.

**See SCHEDULE A for a detailed breakdown of capital items**

Board of Selectmen

**ARTICLE 6:**

**(Fund Stabilization)**

To see if the Town will vote to transfer from free cash the sum of One Hundred Thousand Dollars (\$100,000) into the Stabilization fund for reserve fund balance purposes; or take any other action related thereto.

Board of Selectmen

**ARTICLE 7:**

**(Unpaid Bills)**

To see if the Town will vote to raise and appropriate and/or or transfer from available funds, a sum of money for the payment of certain unpaid bills; or take any other action related thereto.

Finance Director

**ARTICLE 8:**

**(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 2021, beginning July 1, 2020; or take any other action related thereto.

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		\$120,000	
Council on Aging Human Services		\$ 5,000	
Council on Aging Community Events		\$ 5,000	

Town Manager

**ARTICLE 9:**

**(DPW – Water Borrowing \$9.4M)**

To see if the Town will vote to raise and appropriate the sum of Nine Million Four Hundred Thousand Dollars (\$9,400,000) to be expended by the Water and Sewer Commissioners for the purposes of system improvements including but not limited to constructing a new water tank, installing a new water main on West St from South St to Mill St, constructing a storage building at Pumping Station Rd property, and the Rehabilitation of the Route 1 water tank, including all testing, engineering, design, specifications, contract documents, permitting, construction and construction administration costs relating thereto, and to meet this appropriation, the Town Treasurer, with the approval of the Board of Selectmen, be hereby authorized to borrow nine million four hundred thousand dollars (\$9,400,000) pursuant to any applicable statute under Mass G.L., Ch. 44, Sec. 7(3A), Sec. 8(4), 8(5), 8(6), 8(7), or any other enabling authority, and to issue bonds and notes of the town for this purpose as general obligations of the town with the intent that the principal and interest payments thereon shall be paid out of water revenues; or take any other action related thereto.

Board of Selectmen

**ARTICLE 10:**

**(Land Swap)**

To see if the Town will vote to authorize the Board of Selectmen to grant and convey Town-owned land known as 17 Centennial Drive that was taken in tax title according to Land Court Judgment Docket Number 18TL000202, Town of Foxborough v. Doris F. Correia, recorded in Land Court Book 37608, Page 245, #14799 on February 18, 2020 and containing 59.88 square rods of land more or less granting title to the property to the Town of Foxborough with all rights of redemption foreclosed and barred and which property is described in a deed recorded on November 10, 1994 in the Norfolk Registry at Book10723, Page 432 to the Foxborough Housing Authority to hold said property and in consideration for and in exchange for said grant and conveyance, the Foxborough Housing Authority shall grant and convey to the Town of Foxborough a parcel of land known as 15-17 Market Street containing 7,576 square feet more or less, as shown on a plan of land entitled "Plan of Land I Foxborough, Mass. Dated May 6, 1957, Alvah L. Downs, Engr., said plan filed as plan No. 663 of 1957, Book 3567, Page 125, Norfolk County Registry of Deeds and being bounded and described according to said plan as follows:

WESTERLY by Market Street, 88.17 feet;

SOUTHERLY by land now or formerly of Arnold J. McInis and land now or formerly of First Baptist Church of Foxborough, 88.47 feet;

EASTERLY by land now or formerly of David K. Bragg and land now or formerly of Wilhelmina Putnam, 84.97 feet;

NORTHERLY by land now or formerly of Nanna Corporation and land now or formerly of Irving W. Henderson, 87.24 feet;

Said parcel containing 7,576 square feet, more or less, according to said plan.

Being the same premises conveyed to the Foxborough Housing Authority by deed from Kester O. Flagg, Jr., and Arlene K. Flagg, dated December 15, 1978 and recorded in Norfolk Registry of Deeds at Book 5554, Pages 19 and 20;

To be used as a parking lot and for related municipal purposes and, further, to authorize the Board of Selectmen to enter into such agreements and execute such instruments to effectuate the transaction subject of this vote; or take any other action relative thereto.

Board of Selectmen

**ARTICLE 11:**

**(Animal Control)**

To see if the Town will vote to amend Chapter 78 (Animals) of the Code of the Town of Foxborough as follows:

- A. Amend 78-1 Definitions "Public Nuisance" by replacing the words "a dog" with the words "an animal" in the first line of said section and by replacing the word "dog" with the word "animal" where it appears in subsection D.
- B. Amend subsection A of Section 78-2. Violations and penalties for nuisance dogs. by replacing the word "dogs" in the title of the section with the word "animals" and the word "dog" in every place where it appears within the section with the word "animal", and by deleting the fine structure listed in the second sentence of said paragraph and replacing it with a new fine structure to read as follows: "\$50 for the first offense; \$100 for the second offense; \$300 for the third offense; for the fourth or subsequent offense, the fine shall be \$500 and the municipality may order the animal spayed or neutered in accordance with MGL ch. 140, s. 173A."
- C. Amend subsection B of Section 78-8 by replacing the date of "January 31" contained within the second to last sentence of said paragraph with "February 28th" and by adding a new subsection C to read "C. Whoever violates section 78-8 shall be assessed a fine of not less than \$50, which shall be paid to the Town of Foxborough."; Or take any other action related thereto.

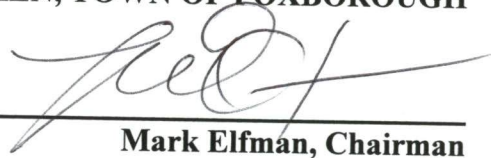
Board of Selectmen

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.

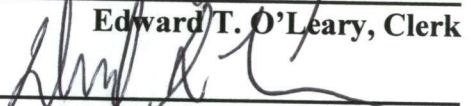
Given under our hands and the seal of said Town this Twenty-eighth day of April the year of our Lord Two Thousand and Twenty.

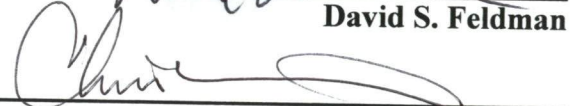
**BOARD OF SELECTMEN, TOWN OF FOXBOROUGH**

  
\_\_\_\_\_  
**Mark Elfman, Chairman**

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**Leah Gibson, Vice Chairman**

  
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**Edward T. O'Leary, Clerk**

  
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**David S. Feldman**

  
\_\_\_\_\_  
**Christopher P. Mitchell**

**A True Copy  
Attest**

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