

FOXBOROUGH

ANNUAL TOWN ELECTION and ANNUAL TOWN MEETING WARRANT



RECEIVED
TOWN CLERK
2021 APR 14 A 11:08
FOXBOROUGH, MA 02035

Annual Town Elections May 3, 2021
Annual Town Meeting May 10, 2021

PLEASE BRING THIS COPY WITH YOU TO THE ANNUAL TOWN MEETING

LEGAL NOTICE

TOWN WARRANT

ANNUAL TOWN MEETING

Monday, the Third day of May, A.D., 2021

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 third day of May A.D., 2021 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 tenth day of May A.D., 2021 to act on the following articles:

TABLE OF CONTENTS

ARTICLE	PAGE
1. Annual Town Elections.....	3
2. Annual Town Reports	3
3. Reports of Committees	3
4. Operating Budget.....	3
5. CIP Budget.....	9
6. Citizen Petition - CIP Committee By-Law	11
7. Citizen Petition – Tax Reimbursement.....	12
8. Revolving Fund By-Law Amendment	12
9. Revolving Fund Annual Spending Limits	14
10. Amendment to Article 23 of 2019	14
11. Steelworker’s Contract FY21 Unit A	15
12. Steelworker’s Contract FY21 Unit B.....	15
13. Police Contract FY21.....	15
14. Steelworker’s Contract Unit A.....	15
15. Steelworker’s Contract Unit B.....	15
16. Police Contract.....	16
17. DPW Contract.....	16
18. Boyden Library Contract	16
19. New Cingular Wireless PSC, LLC	16
20. Land Transfer from the Town.....	17
21. Land Transfer from Water Department	17
22. Stretch Energy Code	17
23. Sewer District Revision	18
24. Floodplain Bylaw Revision.....	18
25. Correction to Historic District Map	24
26. Correction to Table of Uses for Assisted Living	25
27. Acceptance of Congdon Circle as a Public Way	25

ARTICLE 1:

(Annual Town Elections)

To hear the results of the Annual Town Election wherein the following positions were elected by the voters of the Town:

Two Selectmen for three years; one Assessor for three years; two School Committee Member 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; one Boyden Library Trustee for two years, two Planning Board Member for three years; one Housing Authority Member for five years; and one Housing Authority Member for two years.

Board of Selectmen

ARTICLE 2:

(Annual Town Reports)

To hear the report of 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 2022, beginning July 1, 2021 and ending June 30, 2022; or take any other action related thereto.

Taxation, State Aid & Local Receipts	72,916,590
Ambulance Receipts	1,600,000
Recreation Revolving	59,118
Water Receipts	7,625,349
Water Retained Earnings	847,261
Sewer Receipts	1,662,177
Sewer Retained Earnings	184,686
Overlay Surplus	792,749
General Fund Free Cash	<u>900,000</u>
	86,587,931

Board of Selectmen

FY 2022 OPERATING BUDGET - ARTICLE 4 ANNUAL TOWN MEETING MAY 10, 2021

	FY 20 Expended	FY 21 Budget	FY 22 Request	Town Manager Recommend	Selectmen Recommend	Advisory Recommend	Recommended Funding Source(s)
GENERAL GOVERNMENT:							
122 SELECTMEN Expenses	20,345	23,400	23,400	23,400	23,400	23,400	Taxation, State Aid & Local Receipts
123 ADMINISTRATION							
Salaries	485,750	516,177	536,841	536,841	536,841	536,841	Taxation, State Aid & Local Receipts
Expenses	46,276	76,750	70,750	70,750	70,750	70,750	Taxation, State Aid & Local Receipts
	542,026	592,927	607,591	607,591	607,591	607,591	
125 AUDIT TOWN FINANCIAL RECORDS							
Annual Financial	40,500	40,500	40,500	40,500	40,500	40,500	Taxation, State Aid & Local Receipts
130 FINANCE							
Salaries	971,566	1,044,527	1,071,022	1,071,022	1,071,022	1,071,022	Taxation, State Aid & Local Receipts
Expenses	295,934	310,560	317,992	317,992	317,992	317,992	Taxation, State Aid, Local Receipts & Ambulance Receipts
	1,268,500	1,355,087	1,389,014	1,389,014	1,389,014	1,389,014	
141 ADVISORY COMMITTEE							
Salaries	689	2,150	2,150	2,150	2,150	2,150	Taxation, State Aid & Local Receipts
Expenses	295	350	350	350	350	350	Taxation, State Aid & Local Receipts
	984	2,500	2,500	2,500	2,500	2,500	
151 LEGAL							
	165,588	180,090	180,090	180,090	180,090	180,090	Taxation, State Aid & Local Receipts
156 GIS/IT Department							
Expenses	13,833	42,220	50,139	50,139	50,139	50,139	Taxation, State Aid & Local Receipts
161 TOWN CLERK							
Salaries	151,492	154,105	159,230	159,230	159,230	159,230	Taxation, State Aid & Local Receipts
Expenses	11,863	13,475	13,475	13,475	13,475	13,475	Taxation, State Aid & Local Receipts
	163,355	167,580	172,705	172,705	172,705	172,705	
162 ELECTION & REGISTRATION							
Salaries	65,028	73,301	75,533	75,533	75,533	75,533	Taxation, State Aid & Local Receipts
Expenses	16,088	16,675	16,675	16,675	16,675	16,675	Taxation, State Aid & Local Receipts
	81,116	89,976	92,208	92,208	92,208	92,208	
171 CONSERVATION COMMISSION							
Salaries	87,310	88,191	90,622	90,622	90,622	90,622	Taxation, State Aid & Local Receipts
Expenses	5,907	10,775	10,775	10,775	10,775	10,775	Taxation, State Aid & Local Receipts
	93,217	98,966	101,397	101,397	101,397	101,397	
175 PLANNING BOARD							
Salaries	195,010	196,412	200,272	200,272	200,272	200,272	Taxation, State Aid & Local Receipts
Expenses	12,173	45,300	45,300	45,300	45,300	45,300	Taxation, State Aid & Local Receipts
	207,183	241,712	245,572	245,572	245,572	245,572	
176 APPEALS BOARD							
Expenses	534	1,200	1,200	1,200	1,200	1,200	Taxation, State Aid & Local Receipts

GENERAL GOVERNMENT (cont'd):		FY 20	FY 21	FY 22	Town Manager	Selectmen	Advisory	Recommended
	Expended	Budget	Request	Recommend	Recommend	Recommend	Recommend	Funding Source(s)
192 MUNICIPAL BUILDINGS								
Salaries	94,646	100,902	101,860	101,860	101,860	101,860	101,860	Taxation, State Aid & Local Receipts
Expenses	480,721	495,700	509,660	509,660	509,660	509,660	509,660	Taxation, State Aid & Local Receipts
	575,367	596,602	611,510	611,510	611,510	611,510	611,510	
TOTAL GENERAL GOVERNMENT	3,172,547	3,432,760	3,517,826	3,517,826	3,517,826	3,517,826	3,517,826	
PUBLIC SAFETY:								
210 POLICE								
Salaries	4,126,819	4,487,220	4,580,723	4,580,723	4,580,723	4,580,723	4,580,723	Taxation, State Aid & Local Receipts
Expenses	393,272	430,128	453,828	453,828	453,828	453,828	453,828	Taxation, State Aid & Local Receipts
Capital Outlay	226,484	199,400	204,385	150,184	150,184	150,184	150,184	Taxation, State Aid & Local Receipts
	4,746,585	5,116,748	5,240,936	5,186,735	5,186,735	5,186,735	5,186,735	
220 FIRE								
Salaries	3,563,487	3,796,882	4,083,265	4,083,265	4,083,265	4,083,265	4,083,265	Taxation & Ambulance Receipts
Expenses	297,988	340,351	342,751	342,751	342,751	342,751	342,751	Taxation & Ambulance Receipts
Capital Outlay	58,343	34,000	22,000	22,000	22,000	22,000	22,000	Taxation, State Aid & Local Receipts
	3,919,808	4,171,233	4,448,016	4,448,016	4,448,016	4,448,016	4,448,016	
230 SEMRECC								
Expenses - SEMRECC ASSESSMENT	507,630	310,000	310,000	310,000	310,000	310,000	310,000	Taxation, State Aid & Local Receipts
235 JOINT PUBLIC SAFETY BUILDING								
Salaries	56,702	61,675	62,909	62,909	62,909	62,909	62,909	Taxation, State Aid & Local Receipts
Expenses	9,200	9,700	9,943	9,943	9,943	9,943	9,943	Taxation, State Aid & Local Receipts
Capital Outlay	40,975	8,000	-	-	-	-	-	Taxation, State Aid & Local Receipts
	106,877	79,375	72,851	72,851	72,851	72,851	72,851	
241 INSPECTION								
Salaries	396,234	403,317	409,398	409,398	409,398	409,398	409,398	Taxation, State Aid & Local Receipts
Expenses	32,533	16,900	17,326	17,326	17,326	17,326	17,326	Taxation, State Aid & Local Receipts
	428,766	420,217	426,724	426,724	426,724	426,724	426,724	
TOTAL PUBLIC SAFETY	9,709,666	10,097,573	10,498,527	10,444,326	10,444,326	10,444,326	10,444,326	
EDUCATION:								
300 FOXBOROUGH PUBLIC SCHOOLS								
Salaries & Expenses	35,737,756	37,489,121	38,616,014	38,616,014	38,616,014	38,616,014	38,616,014	Taxation, State Aid & Local Receipts
390 SOUTHEASTERN REGIONAL								
	479,574	683,112	734,346	733,815	733,815	733,815	733,815	Taxation, State Aid & Local Receipts
TOTAL EDUCATION	36,217,330	38,182,233	39,350,360	39,349,829	39,349,829	39,349,829	39,349,829	

		FY 20	FY 21	FY 22	Town Manager	Selectmen	Advisory	Recommended
		Expended	Budget	Request	Recommend	Recommend	Recommend	Funding Source(s)
PUBLIC WORKS:								
410	PUBLIC WORKS							
	Salaries	1,482,987	1,524,495	1,555,773	1,555,773	1,555,773	1,555,773	Taxation, State Aid & Local Receipts
	Expenses	473,239	494,168	513,450	513,450	513,450	513,450	Taxation, State Aid & Local Receipts
		1,956,227	2,018,663	2,069,223	2,069,223	2,069,223	2,069,223	
423	SNOW & ICE							
	Salaries	89,062	33,500	33,500	33,500	33,500	33,500	Taxation, State Aid & Local Receipts
	Expenses	214,242	170,800	170,800	170,800	170,800	170,800	Taxation, State Aid & Local Receipts
	Capital Outlay	11,000	12,000	12,000	12,000	12,000	12,000	Taxation, State Aid & Local Receipts
		314,304	216,300	216,300	216,300	216,300	216,300	
424	STREET LIGHTING							
		161,203	110,000	110,000	110,000	110,000	110,000	Taxation, State Aid & Local Receipts
430	SOLID WASTE (DISPOSAL & COLLECTION)							
	Salaries	-	2,300	-	-	-	-	
	Expenses	23,404	41,650	40,050	40,050	40,050	40,050	Taxation, State Aid & Local Receipts
		23,404	43,950	40,050	40,050	40,050	40,050	
450	WATER ENTERPRISE							
	Salaries	1,574,677	1,728,187	1,736,631	1,736,631	1,736,631	1,736,631	Water Receipts & Retained Earnings
	Expenses	1,831,676	2,457,336	2,449,586	2,449,586	2,449,586	2,449,586	Water Receipts & Retained Earnings
	Debt Service	1,964,992	2,593,143	3,315,844	3,196,144	3,196,144	3,196,144	Water Receipts & Retained Earnings
		5,371,345	6,778,667	7,502,061	7,382,361	7,382,361	7,382,361	
NOTE: Costs for Water Operation contained in other budgets:								
	123/125/192 Admin. & 130/156 Finance/GIS	96,263	145,420	161,732	161,732	161,732	161,732	Water Receipts & Retained Earnings
	760 Debt Service	2,000	2,000	2,000	2,000	2,000	2,000	Water Receipts & Retained Earnings
	911/913/915 Fringe Benefits	666,674	766,823	732,277	732,277	732,277	732,277	Water Receipts & Retained Earnings
	945 Insurance	119,526	137,526	144,551	144,551	144,551	144,551	Water Receipts & Retained Earnings
	General Fund Share DPW Bldg	-	49,689	49,689	49,689	49,689	49,689	
		884,463	1,101,458	1,090,249	1,090,249	1,090,249	1,090,249	
460	SEWER ENTERPRISE							
	Salaries	153,906	170,944	181,056	181,056	181,056	181,056	Sewer Receipts & Retained Earnings
	Expenses	1,416,517	1,513,294	1,504,344	1,504,344	1,504,344	1,504,344	Sewer Receipts & Retained Earnings
	Debt Service	70,383	10,215	9,945	9,945	9,945	9,945	Sewer Receipts & Retained Earnings
		1,640,806	1,694,353	1,695,345	1,695,345	1,695,345	1,695,345	
NOTE: Costs for Sewer Operation contained in other budgets:								
	123/125/192 Admin. & 130/156 Finance/GIS	34,391	35,859	40,080	40,080	40,080	40,080	Sewer Receipts & Retained Earnings
	911/913/915 Fringe Benefits	86,584	97,516	95,177	95,177	95,177	95,177	Sewer Receipts & Retained Earnings
	945 Insurance	13,447	15,472	16,262	16,262	16,262	16,262	Sewer Receipts & Retained Earnings
		134,422	148,847	151,519	151,519	151,519	151,519	
	TOTAL PUBLIC WORKS	9,467,289	10,861,932	11,632,979	11,513,279	11,513,279	11,513,279	

		FY 20 Expended	FY 21 Budget	FY 22 Request	Town Manager Recommend	Selectmen Recommend	Advisory Recommend	Recommended Funding Source(s)
HUMAN SERVICES:								
510 BOARD OF HEALTH								
Salaries	254,059	259,096	261,079	261,079	261,079	261,079	261,079	Taxation, State Aid & Local Receipts
Expenses	9,947	12,350	12,691	12,691	12,691	12,691	12,691	Taxation, State Aid & Local Receipts
	264,006	271,446	273,770	273,770	273,770	273,770	273,770	
520 HEALTH SERVICES								
Expenses	9,754	9,754	9,754	9,754	9,754	9,754	9,754	Taxation, State Aid & Local Receipts
541 COUNCIL ON AGING/HUMAN SERVICES								
Salaries	444,405	448,481	457,912	457,912	457,912	457,912	457,912	Taxation, State Aid & Local Receipts
Expenses	66,254	35,397	36,105	36,105	36,105	36,105	36,105	Taxation, State Aid & Local Receipts
	510,660	483,878	494,017	494,017	494,017	494,017	494,017	
543 VETERANS								
Salaries	115,551	117,673	118,068	118,068	118,068	118,068	118,068	Taxation, State Aid & Local Receipts
Expenses	180,325	212,845	212,845	212,845	212,845	212,845	212,845	Taxation, State Aid & Local Receipts
	295,877	330,518	330,913	330,913	330,913	330,913	330,913	
TOTAL HUMAN SERVICES	1,080,296	1,095,597	1,108,454	1,108,454	1,108,454	1,108,454	1,108,454	
CULTURE & RECREATION:								
610 LIBRARY								
Salaries	820,357	902,174	845,762	845,762	845,762	845,762	845,762	Taxation, State Aid & Local Receipts
Expenses	221,684	259,225	279,800	279,800	279,800	279,800	279,800	Taxation, State Aid & Local Receipts
Capital Outlay	3,000	3,000	3,000	3,000	3,000	3,000	3,000	Taxation, State Aid & Local Receipts
	1,045,041	1,164,399	1,128,562	1,128,562	1,128,562	1,128,562	1,128,562	
630 RECREATION								
Salaries	93,626	93,273	93,273	93,273	93,273	93,273	93,273	Taxation, State Aid & Local Receipts
691 HISTORICAL COMMISSION								
Expenses	13,917	14,175	14,175	14,175	14,175	14,175	14,175	Taxation, State Aid & Local Receipts
TOTAL CULTURE & RECREATION	1,152,584	1,271,847	1,236,010	1,236,010	1,236,010	1,236,010	1,236,010	
DEBT SERVICE:								
710 DEBT - PRINCIPAL	2,281,000	2,619,000	2,611,000	2,611,000	2,611,000	2,611,000	2,611,000	Taxation, Free Cash, State Aid, Overlay Surplus, & Local Receipts
751 DEBT - INTEREST	662,167	1,069,923	1,001,570	1,001,570	1,001,570	1,001,570	1,001,570	Taxation, Free Cash, State Aid, Overlay Surplus, & Local Receipts
760 DEBT - ISSUANCE & EXPENSES	270	25,000	25,000	25,000	25,000	25,000	25,000	Taxation, Free Cash, State Aid, Overlay Surplus, & Local Receipts
TOTAL DEBT SERVICE	2,943,437	3,713,923	3,637,570	3,637,570	3,637,570	3,637,570	3,637,570	

	FY 20 Expended	FY 21 Budget	FY 22 Request	Town Manager Recommend	Selectmen Recommend	Advisory Recommend	Recommended Funding Source(s)
INSURANCE & OTHER:							
911 PENSIONS/RETIREMENT	4,844,077	5,185,943	5,600,818	5,473,537	5,473,537	5,473,537	Taxation, State Aid & Local Receipts
914 UNEMPLOYMENT COMPENSATION	103,000	85,000	87,125	87,125	87,125	87,125	Taxation, State Aid & Local Receipts
915 GROUP HEALTH/LIFE INSURANCE	8,465,329	8,943,988	9,109,308	9,075,700	9,075,700	9,075,700	Taxation, State Aid, Local Receipts Free Cash, & Recreation Revolving
945 GENERAL INSURANCE	987,879	1,007,128	1,032,307	826,505	826,505	826,505	Taxation, State Aid & Local Receipts
142 RESERVE FUND (Appropriated for Transfer, Not Expended.)	-	75,000	75,000	75,000	75,000	75,000	Taxation, State Aid & Local Receipts
143 SALARY RESERVE FUND (Appropriated for Transfer, Not Expended.)	-	-	193,000	193,000	193,000	193,000	Free Cash
TOTAL INSURANCE & OTHER	14,400,285	15,197,059	16,097,558	15,730,867	15,730,867	15,730,867	
TOTAL ALL OPERATING BUDGETS	78,133,434	83,852,924	87,079,284	86,538,161	86,538,161	86,538,161	

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 2022; or take any other action related thereto.

See SCHEDULE A for a detailed breakdown of capital items

Board of Selectmen

DEPARTMENT	Amount	Funding Sources
Information Systems	150,000	Free Cash
Inspections	35,000	Free Cash
Fire	235,000	Ambulance Receipts
Public Schools	386,000	Free Cash
Highway	81,230	Free Cash
Highway (Chapter 90)	623,656	Chapter 90 State Allocation
	<u>1,510,886</u>	

Funding Summary:

Free Cash	652,230
Ambulance Receipts	235,000
Chapter 90	623,656
Total	<u>1,510,886</u>

SCHEDULE A

<u>DEPARTMENT/Description</u>	FY 22	
INFORMATION SYSTEMS	<u>CIP Plan</u>	<u>Funding Sources</u>
Equipment		
System Improvements & Upgrades	150,000	Free Cash
 INSPECTIONS		
Vehicles & Equipment		
Pick-Up Truck Replacement	35,000	Free Cash
 FIRE		
Vehicles & Equipment		
Engine 22 Replacement/5yr Rent to own	125,000	Ambulance Receipts
Ambulance Replacement/5yr Rent to own	55,000	Ambulance Receipts
Ambulance Addition/5yr Rent to own	55,000	Ambulance Receipts
 PUBLIC SCHOOLS		
Vehicles & Equipment		
Computer/Software/Printer Upgrades & Replacement	100,000	Free Cash
77 Passenger School Buses (3)	246,000	Free Cash
Copiers	40,000	Free Cash
 PUBLIC WORKS		
Vehicles, Infrastructure, & Equipment		
Street Sweeper/5yr Rent to own	51,230	Free Cash
Replace Lawn Mower	30,000	Free Cash
Road Infrastructure		
Street Reconstruction	623,656	Chapter 90 Roads Program
TOTAL	1,510,886	
 Proposed Funding:		
	FY 22	
Free Cash	652,230	
Ambulance Receipts	235,000	
Chapter 90	623,656	
TOTAL	1,510,886	

ARTICLE 6:

(Citizen Petition - CIP Committee By-Law)

To see if the Town will accept to insert into the Town of Foxborough By-Laws, Part I “Administrative Legislation”, Chapter 20 “Finances,” after Article IX entitles “Department of Revolving Funds.” Of Chapter 20, a new section X entitles “Capital Improvement Planning Committee” section 20-34 through 20-37, or to take any other action related thereto.

**Chapter 20
FINANCES
ARTICLE IX
Capital Improvement Planning Committee**

Section 20-34. 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 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 20-35. 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 20-36. 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 20-37. 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.

ARTICLE 7:

(Citizen Petition – Tax Reimbursement)

To see if the Town will accept to authorize to appropriate and issue payment in the amount of \$5025.08, to a resident of Foxborough, Deborah Cunniff, for taxes collected by the Town in error on a property never owned by the resident, or to take any other action related thereto.

ARTICLE 8:

(Revolving Fund By-Law Amendment)

To see if the town will vote to amend Chapter 20, Section 33, "Authorize Revolving Funds," of the Town of Foxborough By-Laws to include the following; or take any other actions related thereto.

The table establishes:

- A. Each revolving fund authorized for use by a Town department, board, committee, or office;

- A. The department or agency head, board, committee or officer authorized to spend from each fund;
- B. The fees, charges and other monies charged and received by the department, board, committee, agency or officer in connection with the program or activity for which the fund is established that shall be credited to each fund by the Town Accountant/Finance Director;
- C. The expenses of the program or activity for which each fund may be used;
- D. Any restrictions or conditions on expenditures from each fund;
- E. The fiscal years each fund shall operate under this bylaw.

A	B	C	D	E	F
Revolving Fund	Department, Board, Committee, Agency, or Officer Authorized to Spend from Fund	Fees, Charges or Other Receipts Credited to Fund	Program or Activity Expenses Payable from Fund	Restrictions or Conditions on Expenses Payable from Fund	Authority Established for Fiscal Years
Recreation	Board of Recreation	Funds from program participation and field and building rentals	Expenses related to further operations of Recreation Department programs and services	Salary or wages of full-time Recreation Director shall be paid by annual General Fund budget appropriation	Fiscal Year 2021 and subsequent years
Police & Fire Apparatus Utilization	Police & Fire Departments	Vehicle apparatus rental fees collected from those hiring police and/or fire details requiring the use of police and/or fire vehicles	Repair, replacement or purchase of equipment for fire and police vehicles	Police and Fire department receipts and expenditures shall be accounted for separately and may only be credited or expensed to their respective departments	Fiscal Year 2021 and subsequent years
Highway Department	Highway Department	Fee for services and various Town department payments for services	Fee for services and various Town department payments for services		Fiscal Year 2021 and subsequent years
Council on Aging Senior Trips & Programs	Council on Aging Department	Funds from program participation	Council on Aging Department program-related expenses	Council on Aging salaries or wages cannot be paid from this account	Fiscal Year 2021 and subsequent years
Council on Aging Human Services	Council on Aging Department	Funds from program participation	Human Services clients and services expenses	Council on Aging salaries or wages cannot be paid from this account	Fiscal Year 2021 and subsequent years
Council on Aging Community Events	Council on Aging Department	Funds from community events and programs	Community event-related expenses	Council on Aging salaries or wages cannot be paid from this account	Fiscal Year 2021 and subsequent years
Public Health	Fire Department	Funds from inoculation reimbursement and public health services	Expenses related to inoculations and public health services	Public Health salaries or wages cannot be paid from this account	Fiscal Year 2021 and subsequent years

IT Technology	School Department	Funds from computer protection plan	Expenses related to computer repair or replacement	IT Technology salaries or wages cannot be paid from this account	Fiscal Year 2021 and subsequent years
---------------	-------------------	-------------------------------------	--	--	---------------------------------------

Board of Selectmen

ARTICLE 9: (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 & 2022; or take any other action related thereto.

Name of Revolving Fund	FY21 Spending Limit	FY22 Spending Limit
Public Health	\$100,000	\$100,000
IT Technology	\$100,000	\$100,000
Recreation Revolving	\$375,000	\$375,000
Police and Fire Apparatus Utilization Revolving Fund	\$100,000	\$100,000
Highway Department Revolving Fund	\$40,000	\$40,000
Council on Aging Senior Trips & Programs Fund	\$120,000	\$250,000
Council on Aging Human Services	\$5,000	\$5,000
Council on Aging Community Events	\$5,000	\$5,000

Board of Selectmen

ARTICLE 10: (Amendment to Article 23 of 2019)

To see if the Town will vote to amend the borrowing authorization for the sum of Eleven Million Dollars (\$11,000,000) as authorized in Article 23 of the 2019 Annual Town Meeting Warrant by adding the following language:

“Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. c. 44, section 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.”

Board of Water and Sewer Commissioners

ARTICLE 11:

(Steelworker's Contract Unit "A" FY21)

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, the sum of Thirty-Five Thousand Dollars (\$35,000) to fund the cost items with respect to the collective bargaining agreement between the Town of Foxborough and the United Steelworkers, Unit A, for the Contract dated July 1, 2020 to June 30, 2021, in accordance with Chapter 150E of the General Laws of the Commonwealth; or take any other action relative thereto.

Board of Selectmen

ARTICLE 12:

(Steelworker's Contract Unit "B" FY21)

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, the sum of Thirty-Nine Thousand Dollars (\$39,000) to fund the cost items with respect to the collective bargaining agreement between the Town of Foxborough and the United Steelworkers, Unit B, for the Contract dated July 1, 2020 to June 30, 2021, in accordance with Chapter 150E of the General Laws of the Commonwealth; or take any other action relative thereto.

Board of Selectmen

ARTICLE 13:

(Police Contract FY21)

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, the sum of Seventy Thousand Dollars (\$70,000) to fund the cost items with respect to the collective bargaining agreement between the Town of Foxborough and the Foxborough Police Department, Massachusetts Coalition of Police Local 379, MCOP, ALF-CIO for the Contract dated July 1, 2020 to June 30, 2021, in accordance with Chapter 150E of the General Laws of the Commonwealth; or take any other action relative thereto.

Board of Selectmen

ARTICLE 14:

(Steelworker's Contract Unit "A")

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, the sum of Thirty-Seven Thousand Dollars (\$37,000) to fund the cost items for a collective bargaining agreement between the Town of Foxborough and the United Steelworkers, Unit "A", for the Contract dated July 1, 2021 to June 30, 2022, in accordance with Chapter 150E of the General Laws of the Commonwealth; or take any other action relative thereto.

Board of Selectmen

ARTICLE 15:

(Steelworker's Contract Unit "B")

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, the sum of Forty-One Thousand Dollars (\$41,000) to fund the cost items for a collective bargaining agreement between the Town of Foxborough and the United Steelworkers, Unit "B", for the Contract dated July 1, 2021 to June 30, 2022, in accordance with Chapter 150E of the General Laws of the Commonwealth; or take any other action relative thereto.

Board of Selectmen

ARTICLE 16:

(Police Contract)

To see if the Town will vote to raise and appropriate, and/or transfer from available funds the sum of Seventy-Three Thousand Dollars (\$73,000) to fund the cost items for a collective bargaining agreement between the Town of Foxborough and the Foxborough Police, Massachusetts Coalition of Police, Local 379, MCOP, AFL-CIO, for the Contract dated July 1, 2021 to June 30, 2022, in accordance with Chapter 150E of the General Laws of the Commonwealth; or take any other action relative thereto.

Board of Selectmen

ARTICLE 17:

(DPW Contract)

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, the sum of Thirty-Seven Thousand Dollars (\$37,000) to fund the cost items for a collective bargaining agreement between the Town of Foxborough and the Foxborough Highway and Water Employees Union AFSCME, for the Contract dated July 1, 2021 to June 30, 2022, in accordance with Chapter 150E of the General Laws of the Commonwealth; or take any other action relative thereto.

Board of Selectmen

ARTICLE 18:

(Library Contract)

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, the sum of Twenty-Four Thousand Dollars (\$24,000) to fund the cost items for a collective bargaining agreement between the Town of Foxborough and the Boyden Library Employee's Association, MLSA, MFT, AFTMA, AFL-CIO, for the Contract dated July 1, 2021 to June 30, 2022, in accordance with Chapter 150E of the General Laws of the Commonwealth; or take any other action relative thereto.

Board of Selectmen

ARTICLE 19:

(New Cingular Wireless PSC, LLC)

To see if the town will vote to authorize the Board of Selectmen and/or Town Manager to enter into a long term Lease Agreement with New Cingular Wireless PSC, LLC (the "Lessee"), with respect to the use and occupancy of a portion of the telecommunications tower located at the Foxborough Public Safety Building property, 8 Chestnut Street, Foxborough (the "Premises"), and, further, to authorize the Board of Selectmen to grant such rights or interests in and over the Premises and nearby public ways as may be necessary for the Lessee's access to the Premises and for the installation, construction and maintenance of telecommunications facilities, including an equipment building, utility wires, poles, cables, conduits, pipes and related facilities over, under or along the Premises and nearby Town rights of way, upon such terms and conditions as the Selectmen and/or Town Manager shall deem to be in the Town's best interest, or take any other action in relation thereto.

Board of Selectmen

ARTICLE 20:

(Land Transfer from Town)

To see if the Town will vote to authorize the Board of Selectmen to transfer and convey a parcel of Town-owned land located off of Oak Street, shown as Parcel 3 on a plan entitled "Lot Layout Plan (Sheet 8 of 8)" dated June 5, 1986, prepared by Raymond Keyes Associates, Inc., recorded with the Norfolk County Registry of Deeds in Plan Book 348, Plan 46, Sheet H, containing approximately 29.978 acres, to the Conservation Commission, to hold said property as a butterfly habitat, upon such terms and conditions as the Board of Selectmen deem appropriate, and to further authorize the Board of Selectmen to enter into such agreements and execute such instruments as may be necessary to effectuate the transaction subject of this vote, or take any other action relative thereto; and

Board of Selectmen

ARTICLE 21:

(Land Transfer from Water Department)

To see if the Town will vote to authorize the Board of Water and Sewer Commissioners to transfer and convey a parcel of Town-owned land located off of Oak Street, containing approximately 4.1 acres and shown as Parcel A on a plan entitled "Approval Not Required Plan of Land" prepared by Bay Colony Group, Inc. and on file and available for public inspection at the office of Town Clerk, to the Conservation Commission, to hold said property as a butterfly habitat, upon such terms and conditions as the Board of Water and Sewer Commissioners deem appropriate, and to further authorize the Board of Water and Sewer Commissioners to enter into such agreements and execute such instruments as may be necessary to effectuate the transaction subject of this vote; the Board of Water and Sewer Commissioners having determined at a meeting held on March 9, 2021 that the subject parcel is no longer needed for the purpose for which it was acquired, or take any other action relative thereto.

Board of Water and Sewer Commissioners

ARTICLE 22:

(Stretch Energy Code)

To see if the Town will vote to adopt the following provision as a new section of the Town of Foxborough By-Laws entitled "Stretch Energy Code" (to become Chapter 237) for the purpose of regulating the design and construction of buildings for the effective use of energy, pursuant to Appendix 115.AA of the Massachusetts Building Code, 780 CMR, the Stretch Energy Code, including future editions, amendments or modifications thereto, with an effective date of July 1, 2021 a copy of which is on file with the Town Clerk, or take any other action relative thereto.

Board of Selectmen

ARTICLE 23:

(Sewer District Revision)

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 below, or take any other action relative thereto.

<u>Address</u>	<u>Map</u>	<u>Lot</u>	<u>Estimated Capacity</u>
96 Mechanic Street	056	003	924 GPD
98 Mechanic Street	056	004	924 GPD

Board of Water and Sewer Commissioners

ARTICLE 24:

(Floodplain Bylaw Revision)

To see if the Town will vote to amend Section 9.3 of Chapter 275 of the Town of Foxborough By-Laws, by deleting Section 9.3 Flood Plain Overlay District (FPOD) in its entirety and replacing it with the below, or take any other action relative thereto.

9.3 FLOOD PLAIN OVERLAY DISTRICT (FPOD).

9.3.1. Purpose. The purpose of the Floodplain Overlay District (FPOD) is to:

1. Ensure public safety through reducing the threats to life and personal injury;
2. Eliminate new hazards to emergency response officials;
3. Prevent the occurrence of public emergencies resulting from water quality, contamination and pollution due to flooding;
4. Avoid the loss of utility services that if damaged by flooding would disrupt or shut down the utility network and impact regions of the Town beyond the site of flooding;
5. Eliminate costs associated with the response and cleanup of flooding conditions; and
6. Reduce damage to public and private property resulting from flooding waters.

9.3.2. Definitions. The following terms as used in this Section 9.3. shall have the respective meanings as indicated:

DEVELOPMENT. Any man-made change to improved or unimproved real estate, including but not limited to building or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations or storage of equipment or materials.

FLOODWAY. The channel of the river, creek or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.

FUNCTIONALLY DEPENDENT USE. A use that cannot perform its intended purpose unless it is located or carried out in close proximity to water. The term includes only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, and ship building and ship repair facilities, but does not include long-term storage or related manufacturing facilities.

HIGHEST ADJACENT GRADE. The highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

HISTORIC STRUCTURE. Any structure that is:

1. Listed individually in the National Register of Historic Places (a listing maintained by the United States Department of Interior) or preliminarily

- determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
2. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary of the Interior to qualify as a registered historic district;
 3. Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or
 4. Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either (i) by an approved state program as determined by the Secretary of the Interior, or (ii) directly by the Secretary of the Interior in states without approved programs.

NEW CONSTRUCTION. Structures for which the start of construction commenced on or after the effective date of the first floodplain management code, regulation, ordinance, or standard adopted by the authority having jurisdiction, including any subsequent improvements to such structures. New construction includes work determined to be substantial improvement.

RECREATIONAL VEHICLE. A vehicle that is:

1. Built on a single chassis;
2. 400 square feet or less when measured at the largest horizontal projection;
3. Designed to be self-propelled or permanently towable by a light duty truck; and
4. Designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel or seasonal use.

REGULATORY FLOODWAY. See FLOODWAY.

SPECIAL FLOOD HAZARD AREA. The land area subject to flood hazards and shown on a Flood Insurance Rate Map or other flood hazard map as Zone A, AE, A1-30, A99.

START OF CONSTRUCTION. The date of issuance for new construction and substantial improvements to existing structures, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement or other improvement is within one hundred eighty (180) days after the date of issuance. The actual start of construction means the first placement of permanent construction of a building (including a manufactured home) on a site, such as the pouring of a slab or footings, installation of pilings or construction of columns.

Permanent construction does not include land preparation (such as clearing, excavation, grading or filling), the installation of streets or walkways, excavation for a basement, footings, piers or foundations, the erection of temporary forms or the installation of accessory buildings such as garages or sheds not occupied as dwelling units or not part of the main building. For a substantial improvement, the actual "start of construction" means the first alteration of any wall, ceiling, floor or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

STRUCTURE. For floodplain management purposes, a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home.

SUBSTANTIAL REPAIR OF A FOUNDATION. When work to repair or replace a foundation results in the repair or replacement of a portion of the foundation with a perimeter along the base of the foundation that equals or exceeds fifty percent (50%) of the perimeter of the base of the foundation measured in linear feet, or repair or replacement of fifty percent (50%) of the piles, columns or piers of a pile, column or pier supported foundation, the Building Commissioner shall determine it to be substantial repair of a foundation. Applications determined by the Building Commissioner to constitute substantial repair of a foundation shall require all existing portions of the entire building or structure to meet the requirements of the Massachusetts State Building Code (780 CMR).

VARIANCE. A grant of relief from the terms of a flood plain management regulation.

VIOLATION. The failure of a structure or other development to be fully compliant with the Town's flood plain management regulations. A structure or other development without the elevation certificate, other certifications or other evidence of compliance as required in 44CFR 60.3 is presumed to be in violation until such time as that documentation is provided.

9.3.3. Overlay District. The FPOD is established as an overlay district. The FPOD includes all special flood hazard areas within the Town designated as Zone A, AE, AH, AO or A99 on the Norfolk County Flood Insurance Rate Map (FIRM) dated July 16, 2015 issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The exact boundaries of the FPOD shall be defined by the 1%-chance base flood elevations shown on the FIRM and further defined by the Norfolk County Flood Insurance Study (FIS) report dated July 16, 2015. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk and Inspections Department.

9.3.4. Floodplain Administrator. The Town Manager shall be the FPOD administrator for the Town but may delegate FPOD responsibilities to a suitably qualified employee of the Town.

9.3.5. Floodplain Permitting.

1. Permits are required for all proposed construction or other development in the FPOD, including new construction or changes to existing buildings, placement of manufactured homes, placement of agricultural facilities, fences, sheds, storage facilities or drilling, mining, paving and any other development that might increase flooding or adversely impact flood risks to other properties.
2. The permit review process includes the use of a checklist of all Town, state and federal permits that will be necessary in order to carry out proposed construction or other

development in the FPOD. The Applicant must acquire all necessary permits, and must submit the completed checklist demonstrating that all necessary permits have been acquired.

3. All construction or other development in the FPOD, including structural and non-structural activities, whether permitted by right or by special permit shall comply with each of the following: Massachusetts General Laws Chapter 131, Section 40; those sections of the Massachusetts State Building Code (780 CMR) that address floodplain areas; the Wetlands Protection Regulations of the Massachusetts Department of Environmental Protection (310 CMR 10.00); Inland Wetlands Restrictions of the Massachusetts Department of Environmental Protection (310 CMR 13.00); the Minimum Requirements for the Subsurface Disposal of Sanitary Sewage of the Massachusetts Department of Environmental Protection (310 CMR 15, Title 5); the Code of the Town of Foxborough, Massachusetts, Chapter 267: Wetlands Protection; and the Town of Foxborough Conservation Commission's Wetlands Protection Regulations.

9.3.6. Requirements.¹

1. All buildings and structures erected in areas prone to flooding, as designated on the Flood Insurance Rate Maps (FIRM) or as further enumerated, shall be constructed and elevated as required by the Massachusetts State Building Code.
2. In A Zones of the FPOD in the absence of FEMA BFE data and floodway data, the Inspections Department shall obtain, review and reasonably utilize base flood elevation and floodway data available from a federal, state or other source as criteria for requiring new construction, substantial improvements, or other development in Zone A as the basis for elevating residential structures to or above base flood level, for floodproofing or elevating nonresidential structures to or above base flood level, and for prohibiting encroachments in floodways.
3. The following provisions shall apply in the floodway that is designated on the Flood Insurance Rate Map:
 - a. Prohibit encroachments, including fill, new construction, substantial improvements, and other development unless certification by a registered professional engineer or architect is provided by the applicant demonstrating that encroachments shall not result in any increase in flood levels during the occurrence of the one hundred (100) year flood.
 - b. If the requirements of Section 9.3.5. are satisfied, all new construction and substantial improvements shall comply with all provisions of Sections 9.3.6.1. and 9.3.6.2.
4. In Zones A and AE of the FPOD along watercourses that have not had a regulatory floodway designation, the best available federal, state and local or other floodway data

¹ The Town of Foxborough does not have AO or AH zones on the FEMA maps.

shall be used to prohibit encroachments in the floodways that would result in any increase in flood levels within the Town during the occurrence of the base flood discharge.

5. In a riverine situation, the Conservation Agent shall notify the following of any alteration or relocation of a watercourse: municipalities that are adjacent to the Town; the NFIP State Coordinator, Massachusetts Department of Conservation and Recreation, 251 Causeway Street, Suite 600-700, Boston, MA 02114-2104; and the NFIP Program Specialist, Federal Emergency Management Agency, Region I, 99 High Street, 6th Floor, Boston, MA 02110.
6. If the Town acquires data that changes the base flood elevation in the FEMA mapped Special Flood Hazard Areas, the Town shall within six (6) months notify FEMA of these changes by submitting the technical or scientific data that supports the change(s.) to FEMA Region I Risk Analysis Branch Chief, 99 High St., 6th floor, Boston, MA 02110, and shall copy such notification to Massachusetts NFIP State Coordinator, MA Dept. of Conservation & Recreation, 251 Causeway Street, Boston, MA 02114.
7. Subdivision proposals shall be designed to assure that such proposals minimize flood damage, all public utilities and facilities are located and constructed to minimize or eliminate flood damage, and adequate drainage is provided to reduce exposure to flood hazards.
8. Base flood elevation data is required for subdivision proposals or other developments greater than fifty (50) lots or five (5) acres, whichever is lesser, within unnumbered A Zones.
9. All recreational vehicles that are placed on a site in A1-30, AH and AE Zones of the FPOD shall be elevated and anchored in accordance with the zone's regulations for foundation and elevation requirements, or be on the site for less than one hundred eighty (180) consecutive days or be fully licensed and highway ready.

9.3.7. Variances from Floodplain Development Regulations.

1. Variances from the Massachusetts State Building Code. A variance from the provisions of the Massachusetts State Building Code shall comply with the following requirements:
 - a. The Inspections Department shall request from the State Building Code Appeals Board a written and/or audible copy of the portion of the hearing related to the variance, and will maintain this record in the Town's files.
 - b. The Inspections Department shall issue a written letter signed by the Building Commissioner to the property owner regarding potential impacts to the annual premiums for the flood insurance policy covering that property, which such letter shall provide that (i) the issuance of a variance to construct a structure below the base flood level will result in increased premium rates for flood insurance up to

amounts as high as \$25 for \$100 of insurance coverage, and (ii) such construction below the base flood level increases risks to life and property.

- c. Such notification shall be maintained with the record of all variance actions for the referenced development in the FPOD.
2. Variances from these bylaws. A variance from the provisions of this Section 9.3. shall comply with and satisfy the applicable provisions of Section 10.2.2.3. of these bylaws and, in addition, may only be granted if (i) good and sufficient cause and exceptional non-financial hardship exist, (ii) the variance will not result in additional threats to public safety, extraordinary public expense, or fraud or victimization of the public, and (iii) the variance is the minimum action necessary to afford relief.

9.3.8. Administrative.

1. Abrogation and greater restriction. The bylaws that are set forth in this Section 9.3. shall take precedence over any less restrictive conflicting bylaws, rules or regulations of the Town.
2. Disclaimer of liability. The degree of flood protection required by this Section 9.3. is considered reasonable but does not imply total flood protection.
3. Severability. If any section, provision or portion of this Section 9.3. is determined to be invalid by a court of competent jurisdiction, such invalidity shall not affect any other section, provision or portion thereof that can be given effect without that which is held invalid, provided that the result of such invalidity would not be contrary or detrimental to the purpose of such section.

Planning Board

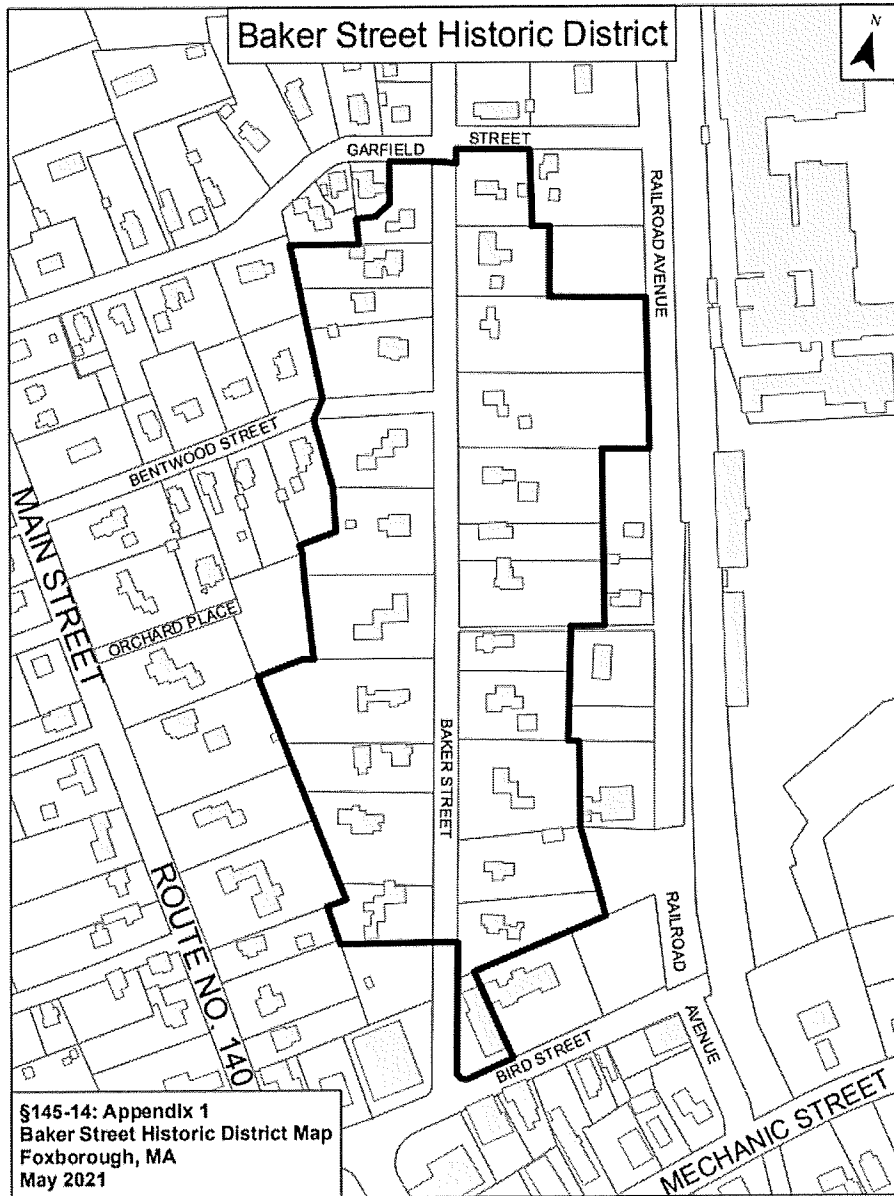
ARTICLE 25:

(Correction to Historic District Map)

To see if the Town will vote to amend Chapter 145 of the Town of Foxborough By-Laws, by deleting section 145-14 Appendices and replacing it with the following, or take any other action relative thereto.

145-14 Appendices.

Appendix 1: Baker Street District. The Baker Street District shall be a district area under this bylaw. The location and boundaries of the Baker Street District are defined and shown on a map entitled “Baker Street Local Historic District Map dated May 2021”.



Planning Board

ARTICLE 26:

(Correction to Table of Uses for Assisted Living)

To see if the Town will vote to amend Section 3.1.6., Table 3-1, Table of Uses, of Chapter 275 of the Town of Foxborough By-Laws, by deleting the letter “Y” for the following use in the R15, R40, GB, NB, HB, and GI Districts and replacing it with the letters “PB”, and by deleting the letters “PB” in the S-1 district and replacing them with the letter “N”.

G.12. Assisted living facility, nursing or convalescent home, or take any other action relative thereto.

Planning Board

ARTICLE 27:

(Acceptance of Congdon Circle as a Public Way)

To see if the Town will accept as a public way Congdon Circle located within the “Highlawn Farm” subdivision, which has been constructed pursuant to the Planning Board Subdivision Control Regulations as follows, or to take any other action related thereto:

Congdon Circle – from its intersection with Lawton Lane generally southerly approximately 400 feet more or less to its terminus at a cul-de-sac.

Planning Board

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 Thirteenth day of April the year of our Lord Two Thousand and Twenty One.

BOARD OF SELECTMEN, TOWN OF FOXBOROUGH

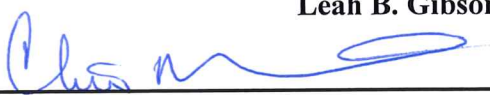


Mark S. Elfman, Chairman



Edward T. O'Leary, Vice Chairman

Stephanie A. McGowan, Clerk



Leah B. Gibson



Christopher P. Mitchell

A True Copy

Attest

.....  Constable, Town of Foxborough

RECEIVED
TOWN CLERK
2021 APR 14 A 11:08
FOXBOROUGH, MA 02035

Five-Year CIP Plan (FY 22-26)												
5 YEAR FORECAST												
DEPARTMENT/Description	FY 17 Budget	FY 18 Budget	FY 19 Budget	FY 20 Budget	FY 21 Budget	TOTAL FY 17-21	FY 22 Plan	FY 23 Plan	FY 24 Plan	FY 25 Plan	FY 26 Plan	TOTAL FY 22-26
TOWN WIDE												
Vehicles & Equipment												
Management Information Systems	100,000	100,000	100,000	100,000	100,000	500,000	150,000	150,000	150,000	150,000	150,000	750,000
Website	45,000					45,000						
Election & Registration							35,000					35,000
Municipal Operations Software				75,000	50,000	125,000						
MUNICIPAL BUILDINGS												
Facilities & Equipment												
Town Common Electrical System Upgrades				50,000		50,000	150,000					150,000
Demolition Old State Hospital Laundry Building												
Vehicles & Equipment												
Vehicles		32,000				32,000						
POLICE												
Facilities, Vehicles & Equipment												
Vehicles		34,000				34,000						
Communications System Upgrade	250,000	200,000				450,000						
Joint Public Safety Building Security Cameras				150,000		150,000						
Technology Improvements				50,000		50,000		90,000				90,000
Radio Infrastructure Repair/Renovation									80,000			80,000
Replace Prisoner Van										100,000	200,000	300,000
Taser Replacement												
Portable Radios												
Body Cameras												
Weapon / Finger Print Systems	58,109		40,088			98,197	79,520					79,520
FIRE												
Facilities, Vehicles & Equipment												
Ambulance Replacement			348,000			348,000	55,000					55,000
Ambulance Addition							55,000					55,000
Ladder Truck			1,060,000			1,060,000						
Engine Replacement	565,000					565,000	125,000					125,000
Squad 1 & 4	55,935					55,935						
Cars 1, 2, 4 & Pick-Up	63,100					63,100						
Communications System Upgrade	134,618		61,243			195,861						
Database Management Software	83,450					83,450						
Squad Apparatus Re-chassis (2) Rehabilitation					229,500	229,500						
Staff Command Vehicle					59,500	59,500						
Replace Car 3							57,000					57,000
Replace Car 4								59,000				59,000
SCBA Replacement									650,000			650,000
Garage Door Replacement								125,000				125,000
JOINT PUBLIC SAFETY BUILDING												
Facilities, Vehicles & Equipment												
Repair, Seal, & Epoxy Floor							103,000					103,000
INSPECTIONS												
Vehicles & Equipment												
Permitting System						30,000						30,000
Replace Inspections Vehicle												

DEPARTMENT/Description	6 YEAR FORECAST						TOTAL FY 17-21	TOTAL FY 22-26								
	FY 17 Budget	FY 18 Budget	FY 19 Budget	FY 20 Budget	FY 21 Budget	FY 22 Plan			FY 23 Plan	FY 24 Plan	FY 25 Plan	FY 26 Plan				
HIGHWAY																
Infrastructure																
Street Reconstruction	836,962	985,799	860,000	868,777	650,000						623,656	850,000	850,000	850,000		
West Street Dam & Culvert							4,221,536				950,000					
Facilities																
DPW Facility Study	113,000						113,000									
DPW Facility Renovation & Addition	335,000						335,000				135,000	500,000	600,000	400,000		
Vehicles & Equipment																
Highway Division	175,000	215,900	504,800	159,000			1,054,700									
Tree & Park Division	70,000	48,500					118,500									
Street Sweeper					55,000		55,000				51,230	51,230				
Lawn Mowers											30,000					
Two 6-Wheel Dump Trucks											150,000					
5 Ton Body & Slide In Sander											60,000					
Hot Box Replacement											50,000					
2008 1-Ton Dump Truck											75,000					
Replace 1995 Case Backo											190,000					
Replace 2010 1-Ton Dump Truck											75,000					
Replace 2012 Ford Explorer											40,000					
Replace 2012 Chevy 3500 1-Ton Dump Truck											75,000					
Replace 2013 Chevy Silverado												75,000				
Replace 2004 John Deere Front End Loader											200,000					
RECREATION																
Facilities																
Renovate Booth Playground				85,213			85,213									
HISTORICAL COMMISSION																
Facilities																
Gravestone Restoration				25,000			25,000									
TOTAL MUNICIPAL	2,870,174	1,662,699	3,022,631	1,532,990	1,144,000		10,232,494				3,102,406	1,813,230	2,090,230	2,215,000	1,200,000	10,420,866
FOXBOROUGH PUBLIC SCHOOLS																
Facilities																
Burrell School Rehabilitation				34,057,338			34,057,338									
MSBA Feasibility Studies	700,000						700,000									
Athletic Fields/Facilities	125,000			1,150,000			1,275,000									
Vehicles & Equipment																
Buses & Vans	213,000	233,000	261,000	160,000	82,500		949,500				328,000	164,000	166,000	166,000	166,000	990,000
Technology/Networking	175,000	190,000	190,000	190,000	100,000		845,000				100,000	200,000	200,000	200,000	200,000	900,000
Office Copiers	40,000	40,000	40,000	40,000	40,000		160,000				40,000	40,000	40,000	40,000	40,000	200,000
Music/Band Equipment			26,000				26,000				67,510	56,000	50,000			173,510
TOTAL FOXBOROUGH SCHOOLS	1,253,000	463,000	35,724,336	390,000	182,500		38,012,838				535,510	460,000	456,000	406,000	406,000	2,263,510
WATER																
Infrastructure																
Recondition Wells	200,000		100,000	340,000			640,000									
Hydrants		60,000					60,000									
Roadway Improvements at Water Sites		50,000					50,000									
Meter Replacement & Meter Reading		75,000		200,000			275,000									
Water System Improvements					7,000,000		7,000,000									
System Security & Improvements		200,000	200,000	200,000	200,000		800,000									
Water Main Replacement																
North Street Water Main													1,000,000	1,000,000	1,000,000	3,000,000
													1,000,000			1,000,000

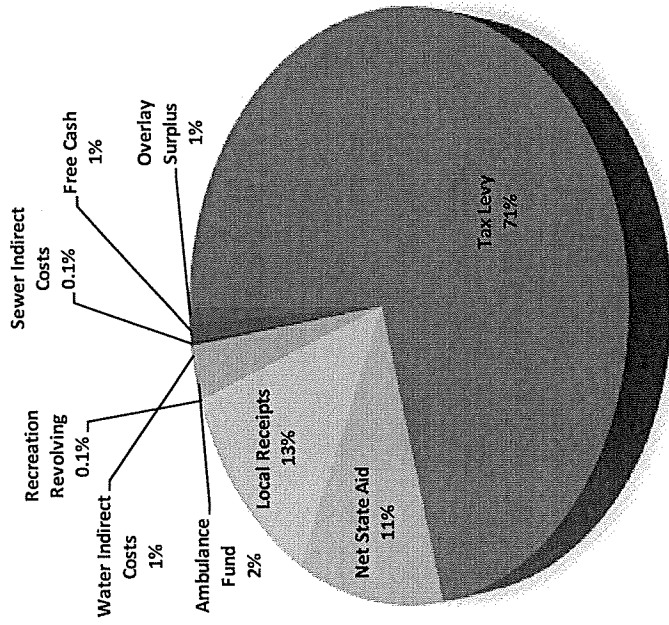
Five-Year CIP Plan (FY 22-26)												5 YEAR FORECAST				
DEPARTMENT/Description	FY 17 Budget	FY 18 Budget	FY 19 Budget	FY 20 Budget	FY 21 Budget	TOTAL FY 17-21	FY 22 Plan	FY 23 Plan	FY 24 Plan	FY 25 Plan	FY 26 Plan	TOTAL FY 22-26				
WATER																
Facilities																
Storage Tanks	353,106					353,106										
Parallel Tank Design & Maintenance				80,000		80,000										
Route 1 Water Tank Asset Management					2,000,000	2,000,000										
Replacement of Process Logic Controllers at Plants				209,000		209,000										
Water System Treatment & Pipe Lines	16,700,918					16,700,918										
Vehicle Storage Unit & Office Building					400,000	400,000										
Vehicles & Equipment																
Vehicle Replacement		110,000	307,300	310,000		727,300										
Compressor/ Generator / Other				55,000		55,000										
Replace Truck 13 Including Plow				100,000		100,000										
Replace (2) Trucks including Plows & Lift Gates				140,000		140,000										
Replace 2009 Ford Explorer							40,000					40,000				
Replace 2011 E350 Van							40,000					40,000				
Replace 2012 Ford F350								45,000				45,000				
Replace 2014 Ford Escape									70,000			70,000				
Replace 2014 Ford F150									65,000			65,000				
SEWER																
Infrastructure																
Town WWTF & Collection System		500,000				500,000										
Purchase Sewer Capacity		352,200				352,200										
Infiltration & Repair			100,000			100,000										
SCADA System Upgrade - Add Sewer			100,000			100,000										
Vehicles & Equipment																
Vehicle Replacement		80,000			40,000	120,000										
TOTAL ENTERPRISE FUNDS	17,254,024	1,427,200	607,300	1,634,000	9,690,000	30,612,524		1,080,000	1,045,000	1,135,000	1,000,000	4,260,000				
GRAND TOTAL	21,377,198	3,552,899	39,354,269	3,556,990	11,016,500	78,857,856	3,637,916	3,353,230	3,591,230	3,756,000	2,606,000	16,944,376				
Actual / Proposed Funding:																
General Obligation Bonding			15,340,300			15,340,300										
MSBA / Other Grant Reimbursement	345,000		15,331,279			15,676,279	708,000					708,000				
Taxation	113,000					113,000										
Free Cash and / or Deferral	1,597,547	1,676,302	2,560,376	984,213	387,500	7,205,938	2,071,260	1,366,230	1,637,230	1,121,000	756,000	6,951,720				
Stabilization-Capital			2,100,000			2,100,000										
Ambulance Receipts	846,168		659,243		229,500	1,734,911	235,000			650,000		885,000				
Apparatus Receipts					59,500	59,500										
Overlay Surplus	200,000		1,000,000			1,200,000										
Chapter 90	619,904	645,397	650,000	650,000	650,000	3,215,301	623,656	650,000	650,000	650,000	650,000	3,223,656				
Meals Tax	165,620	270,000	210,000	238,777		884,397						800,000				
Reallocation of Prior Yr. Vote	200,918		85,771			286,689										
Special Revenue Funds	235,935	34,000	810,000	50,000		1,129,935										
Water Receipts & Bonding	17,053,106	495,000	607,300	519,000	9,400,000	28,074,406										
Water Retained Earnings				875,000	240,000	1,115,000										
Sewer Receipts & Bonding		80,000		240,000		320,000										
Sewer Retained Earnings		352,200			50,000	402,200										
GRAND TOTAL	21,377,198	3,552,899	39,354,269	3,556,990	11,016,500	78,857,856	3,637,916	3,353,230	3,591,230	3,756,000	2,606,000	16,944,376				

General Fund Budget Overview

The following charts detail the overall revenues and expenditures for the General Fund.

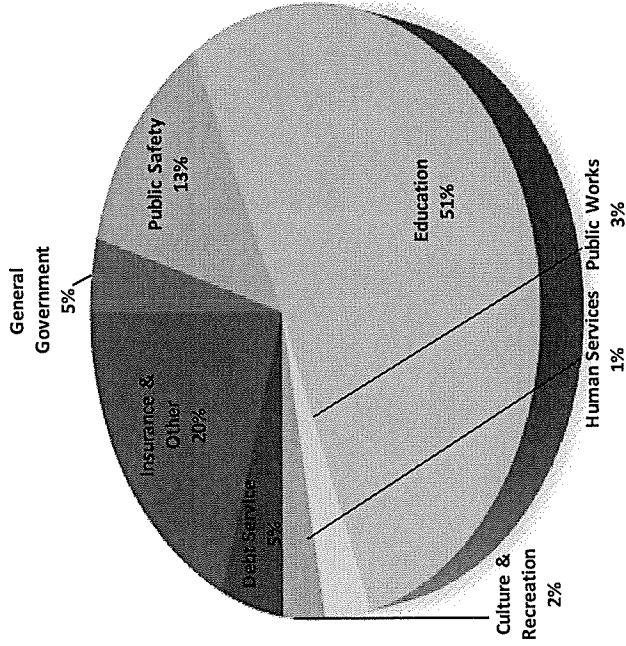
The Proposed FY2022 General Fund Budget totals:
\$77,460,455

REVENUES



- Tax Levy
- Net State Aid
- Local Receipts
- Recreation Revolving
- Ambulance Fund
- Water Indirect Costs
- Sewer Indirect Costs
- Free Cash
- Overlay Surplus

EXPENSES



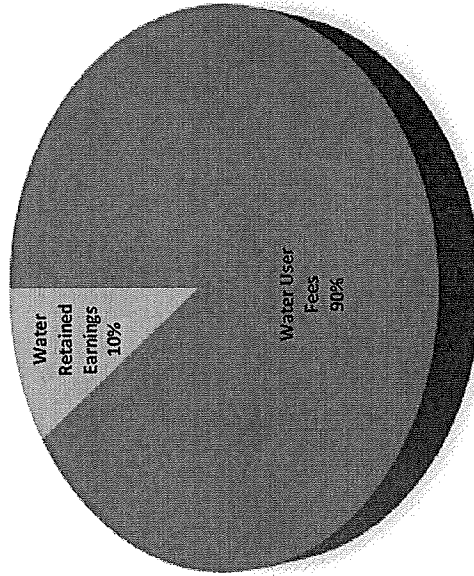
- General Government
- Public Safety
- Education
- Public Works
- Human Services
- Culture & Recreation
- Debt Service
- Insurance & Other

Water Enterprise Budget Overview

The following charts detail the overall revenues and expenditures for the Water Enterprise Fund.

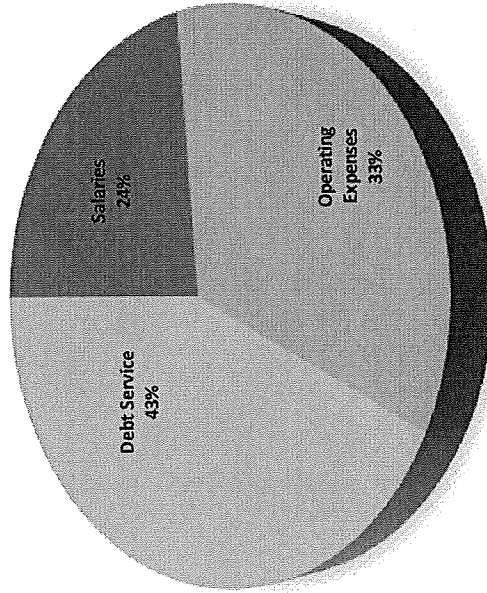
The Proposed FY2022 Water Fund Budget totals:
\$7,382,361

REVENUES



■ Water User Fees ■ Water Retained Earnings

EXPENSES



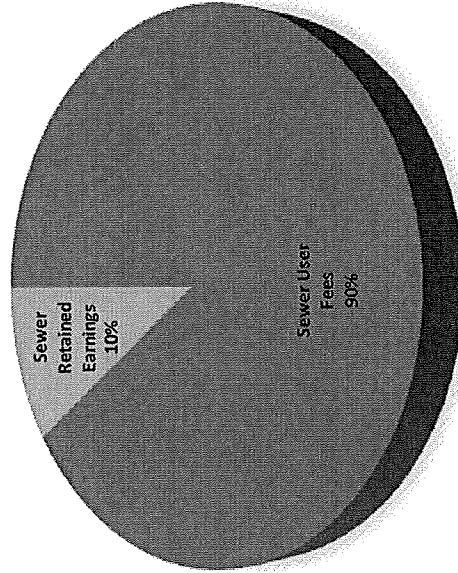
■ Salaries ■ Operating Expenses ■ Debt Service

Sewer Enterprise Budget Overview

The following charts detail the overall revenues and expenditures for the Sewer Fund.

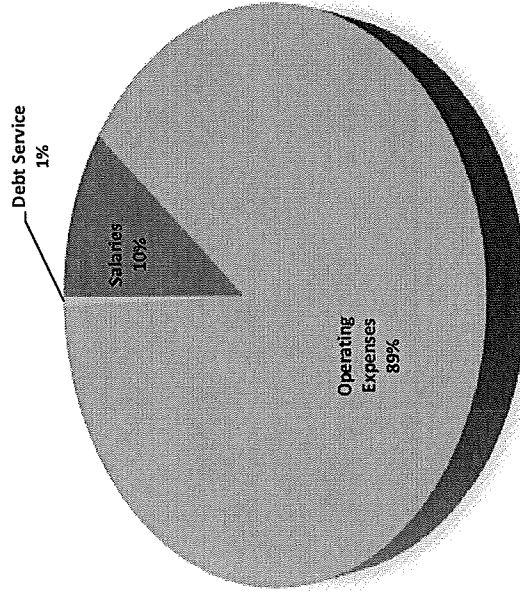
The Proposed FY2022 Sewer Fund Budget totals:
\$1,695,345

REVENUES



■ Sewer User Fees ■ Sewer Retained Earnings

EXPENSES



■ Salaries ■ Operating Expenses ■ Debt Service