

Tuesday, April 30, 2019
Board of Selectmen's Meeting Minutes
Foxborough Town Hall
Andrew Gala Meeting Room
7:00pm

Members present: Mark Elfman, Vice Chair
Leah Gibson, Clerk
James DeVellis
David Feldman

Members absent: Chris Mitchell, Chair

Others present: William Keegan, Jr., Town Manager
Michael Johns, Assistant Town Manager
Amanda Smith, Community Information Specialist

Minutes generated by Amanda Smith

Vice Chairman Mark Elfman called the meeting to order at 7:00 p.m. and read the agenda into the public record.

1. Citizen's Input

Heather Harding came before the BOS to request the BOS to address a concern she has regarding the Town social media policy. H. Harding recalled a complaint she filed in November 2017 and was subsequently investigated by a third-party who deemed her complaint credible. H. Harding expressed concern that she was unfairly judged by others in Town on social media and has put her faith in the Town to address these concerns. H. Harding said she is frustrated that the Town did not read the prepared statement as previously discussed with the Town.

Patricia Stevens came before the BOS to ask if they had reviewed visiting the speed limits on Town. D. Feldman requested this item be on the next Board of Selectmen agenda for discussion; M. Elfman concurred. L. Gibson said she had reached out to the Police Chief about this matter and assured her that there is movement on the topic. J. DeVellis further explained the limitations of the BOS to respond during Citizen's Input under the Open Meeting Law. J. DeVellis recalled a neighborhood in the past who brought a speed limit conversation to the BOS in collaboration with the Police Department; this can be a long process.

Joan Gallivan came before the BOS to thank the Board of Selectmen and other elected officials for their continued hard work; grateful for the efforts. J. Gallivan expressed concern about the articles included in the Annual Town Meeting Warrant and if the Town could have informational sessions about each to educate the voters in Town. B. Keegan said he has worked in other communities prior to Town Meeting to answer questions prior to Town Meeting here and is a possibility in this Town if there is interest; agreed with J. Gallivan that this is a valid point. J. Gallivan said he has intentionally tried to slow the pace of Town Meeting to give others time to catch up and read through the materials. M. Johns said the Advisory Committee meets throughout the winter in open, public meetings and do a good job of going through each article in detail. J. Gallivan said she would prefer one or two meetings to go over all of the articles. M. Johns suggested following up on Board of Selectmen meetings on Foxboro Cable Access to reach out with questions.

Alison Bancroft, 22 Market Street, came before the BOS to request the RFP vote be put on the BOS agenda for the meeting following the Town Election. A. Bancroft expressed concerns over the current parking issues in the area and the size of the Douglas King Builders proposal. A. Bancroft said she is concerned the size of the building proposed is much larger than all homes and buildings around it and would not be cohesive. A. Bancroft said there is already a parking shortage in the area of her home and is concerned the Douglas King

proposal poses the potential for increasing the parking problem; the Town should focus on addressing the parking issues in the neighborhood with this RFP process.

Stephanie McGowan came before the BOS asking when the train tracks on Cocasset Street can be fixed. S. McGowan replied to J. Gallivan that sometimes the articles are still confusing to her as she sits on Advisory Committee and agreed with her suggestion for an informational session. S. McGowan thanked Selectmen Jim DeVellis for his nine years on the BOS and for his service to the Town.

Cathy Scollins came before the BOS and read a prepared statement regarding developing a norm and safeguards for interactions between the BOS and Town employees. C. Scollins expressed hope that the Town and the BOS can develop a standard for behavior and positive interactions and communication.

2. Community Update - Senator Paul Feeney and Representative Jay Barrows to provide community update

Postponed to a future public meeting.

3. Foxboro Clean-Up Day Committee Update and Reappointments

Tina Belanger and AJ Dooley came before the BOS to provide an update about 2019 Foxboro Clean-Up Day. AJ Dooley said they ran their 7th Annual Clean-Up Day in Town and cannot thank everyone enough; about 250 volunteers. AJ. Dooley said there was about three tons of trash removed this year and is down this year as a result of the years of doing this. AJ. Dooley said he would like to see more youth involved in future years. T. Belanger said it was truly a community effort and said there were volunteers of all ages. T. Belanger said the event spoke to the community spirit here in Town and is a great kick-off to spring and to events already on the schedule for this spring and summer. M. Elfman said it was nice to see hundreds of people in their fluorescent shirts picking up trash around Town and then sharing in a cook out at the end.

Motion to reappoint members of the Foxboro Clean-Up Committee for a 1-year term, expiring 5/1/2020 made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

T. Belanger expressed gratitude and thanks to J. DeVellis for his nine years of dedicated service to the BOS and for his years prior to the Advisory Committee; AJ Dooley expressed thanks to J. DeVellis as well.

4. Public Hearing - Red Robin Change of Officers

Attorney Andrew Upton came before the BOS, representing Red Robin. Attorney Upton said the change on the application is just to reflect the new officers and does not impact the alcohol license held by the company or location.

Motion to Approve Red Robin Change of Officers made by L. Gibson, motion made second by D. Feldman

Discussion: B. Keegan said this item is not required to be advertised as a public hearing

Final Resolution: Motion Carries 4-0-0

5. Waxy O'Connors Liquor License Update

Attorney Frank Spillane, on behalf of Waxy O'Connors, came before the BOS to provide an update on the status of the establishment and liquor license. Attorney Spillane said his client has been meeting with four business entities that expressed interest in this location; one is in negotiations now. Attorney Spillane said when

negotiations are complete, they will come back before the BOS to close out the matter. B. Keegan said all parties are motivated to resolve this matter sooner rather than later. L. Gibson asked about the previously discussed 6-month grace period; Attorney Spillane said all parties currently in negotiations are motivated to work through this deal. D. Feldman said most of the available licenses in Town are node-specific.

6. Child Sexual Abuse Awareness Committee (CSAAC) Appointments

Bob Correia, Bill Dudley and Lynda Walsh came before the BOS to review their new appointments to the CSAAC to fill two new vacancies. B. Correia said Jeffrey Downs and Nancy Stockwell recently resigned from the CSAAC and thanked them both for their years of service and dedication to the mission of the committee. B. Correia said the CSAAC is recommended Deb Giardino and Marc Craig to fill these two vacancies and expressed faith in both to join the CSAAC with enthusiasm and dedication. D. Feldman commended the CSAAC for the two great recommendations for appointments; sorry to see Nancy and Jeff step down. L. Gibson asked if the Town could extend the term expirations to May 1st to match others. J. DeVellis recalled the mix up on the State level that does not correctly reflect the current name of the CSAAC as voted on Town Meeting floor.

Motion to accept the resignations of Jeffrey Downs and Nancy Stockwell and to appoint Mark Craig and Deb Giardino to the Child Sexual Abuse Awareness Committee for a 3-year term, expiring 5/1/22 made by J. DeVellis, motion made second by D. Feldman

Discussion: Amending the expiration term to be May 1st.

Final Resolution: Motion Carries 4-0-0

L. Walsh thanked J. DeVellis for his nine years of service on the Board of Selectmen and for all that he has done for the Town in those years. B. Dudley expressed thanks to J. DeVellis for his efforts in helping create this CSAAC and helping during the Sheehan years.

7. Taxi/Limousine/Livery Licenses - Vote/Discussion on Moratorium and Rates for Fares

B. Keegan said this was on the agenda to clear up confusion regarding livery services in Town as there has been new interest for this type of business in Town. J. DeVellis said he recalled that there was an influx of applications at the time and there was some concern for increased traffic and congestion on North Street. J. DeVellis said there was also discussion with the existing license holders concerned about more drivers coming to Town. B. Keegan suggested the BOS revisit this at a future meeting and his office will begin with research about current business licenses and the fees charged. M. Elfman asked how Uber and Lyft fits in the Town given this regulation; B. Keegan said there is not a local regulation that limits or restricts businesses like Uber or Lyft in this Town. L. Gibson asked to clarify that taxi and livery companies from other towns can come serve customers in Foxborough and that the previous restriction was for those businesses licensed in Foxborough; B. Keegan confirmed. M. Elfman requested the Town Manager to gather a list of current license holders for review and discussion at a future BOS meeting.

8. BOS Annual Town Meeting Warrant Recommendations

B. Keegan said the Board can go through each article, one at a time, or can vote to recommend them as a whole. B. Keegan said the Board has gone through each article one at a time to make recommendations and can do so again today. B. Keegan said the budget discussion was done a little differently this year and suggested making a recommendation about the budget separately. B. Keegan said the Advisory Committee has made different recommendations about the budget this year and those recommendations are different from the BOS and the Town Manager.

M. Elfman suggested the Board approve the Warrants as a whole and make exceptions for those that require more discussion. J. DeVellis asked if changes are made to Article 4, would those changes be reflected in other

articles impacted by the changes; B. Keegan said he cannot think of an instance where that would occur but will address it if it arises.

Motion to Recommend All articles in the ATM warrant, with exception of Article 4 and Article 17 made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

Article 4 – Operating Budget

B. Keegan called out the recommended deductions on the budget as provided by the Advisory Committee and summarized them for the Board. B. Keegan said he has not yet received the minutes from the Advisory Committee meetings to date and has been told the deductions to the Administration budget line pertains to salaries. D. Feldman asked what the basis for the reduction was; L. Gibson said she reached out to the Chair of the Advisory Committee about this recommendation and the Chairman said the reduction was aimed at 4% increases and salary increases within the department. J. DeVellis said he reached out to the Advisory Committee as well and he was told that the concern was the raises and the increases when new employees are hired and the salaries are higher than the predecessor in the role he/she is filling.

J. DeVellis said this is the first time the BOS has been talking about this budget and said the BOS did not receive the spreadsheet as in the past. M. Elfman said the process was different this year in the timeline and process. B. Keegan said that Advisory Committee requested the budget that went before them be the recommended budget by the BOS and by the Town Manager. J. DeVellis said the Board as not yet voted on this Article and has been waiting for this discussion; B. Keegan said he changed the process this year to honor the requests made by the Advisory Committee.

D. Feldman said there were no objections from the BOS when the budget was on the agenda for discussion and said he felt comfortable with the balanced budget as presented. M. Elfman said the BOS was also not anticipating these recommended cuts from the Advisory Committee as they are entitled to make and the change in the process this year does not give the BOS a lot of time to amend their recommendations. J. DeVellis asked why the Board is being asked to reconsider the budget and recommendations tonight; B. Keegan said the Board must review the proposed amendments he presented tonight prior to Town Meeting. L. Gibson asked why the BOS even has to review these recommendations; M. Elfman said the BOS does not have to amend their recommendations.

Moderator Frank Spillane came before the BOS to say it is the responsibility of the BOS to vote the budget for the departments they are responsible for and present it to the Advisory Committee. F. Spillane said the Advisory Committee recommendations were presented in this manner by design for the Town Meeting floor. If the BOS agrees with the recommendation, there will not be a hold on the Town Meeting floor. If the BOS would like to discuss further on the Town Meeting floor, a motion to hold must be made to increase the amount as recommended by Advisory Committee. The Advisory Committee recommendations are presented at Town Meeting. F. Spillane encouraged the Board to take a position on their budget and to take ownership of the details. L. Gibson said she does not think the BOS has taken a vote on the budget yet this year. B. Keegan said internal reviews were done this year and in previous years before presenting department budgets to the BOS. B. Keegan said the plan tonight is for the BOS to take a position on the budget and review the proposed amendments before them. D. Feldman agreed that the BOS has not yet taken a formal vote on the budget.

S. McGowan came to the table to express that the members of the Advisory Committee are all taxpayers and want good services. S. McGowan said the Advisory Committee spent a lot of time reviewing the budget and making the recommendations for Annual Town Meeting. S. McGowan said she would be surprised if the BOS did not find at least something in the budget to recommend for cut. D. Feldman said he takes offense to the idea that the BOS rubber stamps the budget presented to them by the Town Manager. D. Feldman said he will

speak for himself and said he is always contacting the Town manager and department heads with questions about the budget and does his research regarding services, tax rate, where the Town sits in relation to others in the area, compare the Town to others in the State, etc. D. Feldman said his goal is always to help ensure the Town is in the middle, not at the top or the bottom of the pack. D. Feldman agrees that it is prudent to have stabilization funds and not spend all money brought in. D. Feldman suggested a joint meeting between Board of Selectmen, School Committee and Advisory Committee before the next budget season. S. McGowan apologized if she disrespected anyone on the BOS. B. Keegan said that he has always believed the Advisory Committee has made their recommendations within their role as a Board and only takes issue with the process followed to make the recommendations. M. Johns said one of the problems was the appearance of a lack of transparency and is something that all can work on in the future. M. Johns agreed with the joint meeting before the next budget season; the residents in Town deserve transparency and a thoroughly vetted budget through open dialog. M. Elfman acknowledged a learning curve with the change in the budget process this year. L. Gibson said the BOS needs to have the budget discussion at the table in addition to the one-on-one interactions with department heads. B. Keegan said the Town Charter outlines the process that must be followed and there was an agreement between himself and the Town Moderator that resulted in the new process this year.

Roger Hill came to the table to ask F. Spillane about the Water & Sewer Commissioner budget line item as presented that accounts for level services if it is the Water & Sewer Commissioners duty to ask the Advisory Committee at Town Meeting about the recommended cut on the floor. F. Spillane said the W&SC can make a motion to hold on the Town Meeting floor and make a recommendation for an increase. F. Spillane summarized the process to make motion to hold on the Town Meeting floor and that having pre-written hold motions will make Town Meeting go smoothly.

F. Spillane disagreed that transparency was the correct term to use as their meetings are public and welcome those in attendance to speak. F. Spillane said Advisory Committee does not typically take their votes until they have heard all presentations. R. Hill suggested the Water & Sewer Commissioners be included in the joint budget discussion previously mentioned.

J. DeVellis said a final discussion about the change in process did not happen with the BOS. J. DeVellis said he will vote against Article 4 after reaching out to the Advisory Committee. J. DeVellis said he spoke with seniors at the COA/HS recently who asked when the increased spending will stop, even if the Town is spending less than the revenue coming in. J. DeVellis said the Town is no longer operating at level service as new positions are created and filled; salary increases do not help those in Town who are on a fixed budget and are getting priced out of Town. J. DeVellis said he would like to see the spending reduce as he has said in the past; a serious budget discussion amongst the BOS has not happened in years. J. DeVellis said the money that comes in is quickly spent and is worth discussion; would like to see the BOS and the Town do better when it comes to the budget discussions.

B. Keegan said he asked the BOS months ago if what they wanted to see in the budget, all voted for level services with enhancements. R. Hill said the Water & Sewer Commissioners look three years ahead so their requests are already accounted for in the budget. B. Keegan echoed D. Feldman from before that the Town of Foxborough falls in the middle of the road across the State. J. DeVellis called out salaries for some top administration positions that he believes fall much higher than other Towns. B. Keegan said the administration salaries in Town are very comparable to other Towns and the differences account for years of experience and skills. L. Gibson said the administration salaries probably came to light this year given the hiring of a new Assistant Town Manager when the previous Assistant Town Manager announced retirement six prior to her end date.; in keeping with transparency, this line item did not appear to be clear. B. Keegan said he promoted an internal employee to take the place as the Assistant Town Manager given his leadership skills and education. L. Gibson said the perception is that the Town pays top dollar for salaries and this line item came under closer review. B. Keegan said he presented his plans to promote the new Assistant Town Manager and did not hear back from anyone on the BOS. J. DeVellis suggested these items not be presented during Town Manager update. B. Keegan said this level of discussion did not happen at the Advisory Committee. L. Gibson said that

the perception is that the Town could have done a better job communicating the change in personnel for the Assistant Town Manager role. M. Johns said he will not stand up here or at Town Meeting to defend his own salary but wanted to correct that the Town was not paying two salaries for the one position as he was working 1 and 1/2 jobs and the former Assistant Town Manager was being paid part time. L. Gibson asked if these changes could be presented to the BOS and to the public given the position and if this employee is being groomed to possibly be the next Town Manager. J. DeVellis said he does not believe the Advisory Committee makes any random cuts; B. Keegan said he was not given the opportunity to discuss these proposed cuts.

Chief William Baker requested the BOS review the line items and to take a position on them because there have been hours of discussion at this meeting and prior meetings. M. Elfman thanked Chief for his comments and thanked him and the Fire Chief for coming before the BOS in the past to explain why they requested the budget as presented. M. Elfman said he understood that when the BOS voted to move the budget on to the Advisory Committee that it was because the BOS agreed with it as presented.

Motion to Recommend Article 4 except for line items 123, 130, 192, 210, 220, 235, 410, 423, 450, 610, and 915 made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

Motion to Increase Line Item 123 by \$26,500 from \$481,291 to \$507,791 (Administration Department salaries) made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 3-1-0 – BOS will Hold this line item at Town Meeting

Motion to Recommend Line Item 130 (Finance Department salaries) as presented by Advisory Committee made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

Motion to Lower Line Item 192 by \$213 from \$98,426 to \$98,213 (Municipal Buildings salaries) made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

Motion to Increase Line Item 210 by \$50,538 from \$4,054,953 to \$4,105,191 (Police salaries) made by L. Gibson, motion made second by D. Feldman

Discussion: Chief Baker explained the request for an increase in overtime budget as it has historically been underfunded and the three new positions as shown to be a cost-saving measure as the Town moves to Regional Dispatch. Chief Baker requested the BOS support the original budget as shown and supported by the BOS.

Final Resolution: Motion Carries 4-0-0

Motion to Increase Line Item 210 by \$56,720 from \$170,160 to \$226,880 (Police Capital Outlay) made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 3-1-0 – BOS will Hold this line item at Town Meeting

Motion to Increase Line Item 220 by \$116,468 from \$3,377,779 to \$3,494,247 (Fire Department salaries) made by L. Gibson, motion made second by D. Feldman

Discussion: Chief Michael Kelleher said the recommended cuts from the Advisory Committee pose a negative impact to the operations of the Fire Department. Chief Kelleher added that the new EMS position includes responsibilities in collaboration with the Health Department using funds from the

Public Health Nurse budget. Chief. Kelleher said not increasing this budget line item as recommended by AdCom poses operational difficulties as it would require the Fire Department to take on more responsibility with 25% less staff and the Health Department would be less \$35,000 in their budget.
Final Resolution: Motion Carries 4-0-0 – BOS will Hold this line item at Town Meeting

Motion to Increase Line Item 220 by \$44,000 from \$0 to \$44,000 (Fire Department Capital Outlay) made by L. Gibson, motion made second by D. Feldman

Discussion: J. DeVellis asked what the capital expenses include; M. Kelleher said the capital outlay as in past years is personal protective equipment (PPE) and ancillary tools. L. Gibson asked if these items were in the original budget request presented; M. Kelleher said yes.

Final Resolution: Motion Carries 4-0-0 – BOS will Hold this line item at Town Meeting

Motion to Increase Line Item 235 by \$17,000 from \$24,440 to \$44,440 (Joint Public Safety Building Capital Outlay) made by L. Gibson, motion made second by D. Feldman

Discussion: B. Keegan said this money is to update and maintain the aging building.

Final Resolution: Motion Carries 4-0-0 – BOS will Hold this line item at Town Meeting

Motion to Increase Line Item 410 by \$7,500 from \$0 to \$7,500 (Public Works) made by L. Gibson, motion made second by D. Feldman

Discussion: R. Hill said this money would be used to purchase a new lift at the DPW Garage for repairing Town vehicles.

Final Resolution: Motion Does Not Carry 2-2-0 – No Action

Motion to Increase Line Item 423 by \$11,000 from \$0 to \$11,000 (Snow & Ice) made by L. Gibson, motion made second by D. Feldman

Discussion: R. Hill said the Town replaces one plow truck every year; B. Keegan said if the Town reduces the amount in the budget, it limits the Town in reimbursements for overspending due to emergency services in the next year.

Final Resolution: Motion Carries 4-0-0 – BOS will Hold this line item at Town Meeting

Motion to Increase Line Item 450 by \$44,500 from \$1,602,935 to \$1,647,435 (Water Enterprise) made by L. Gibson, motion made second by D. Feldman

Discussion: M. Elfman suggested Water and Sewer Commissioners stand up at Town Meeting regarding this article. R. Hill said funding the clerk position is crucial given the imposed restrictions by MassDEP that if not addressed can lead to a reduction in withdrawals in the future.

Final Resolution: Motion Carries 3-1-0 – BOS will Hold this line item at Town Meeting

Motion to Increase Line Item 610 by \$3,000 from \$0 to \$3,000 (Library Capital Outlay) made by L. Gibson, motion made second by D. Feldman

Discussion: B. Keegan this line item is for technological purchases, i.e. computers.

Final Resolution: Motion Does Not Carry 2-2-0 – No Action

Motion to Increase Line Item 915 by \$48,000 from \$8,610,906 to \$ (Group Health/Life Insurance) made by L. Gibson, motion made second by D. Feldman

Discussion: L. Gibson amended motion to indicate an increase by \$33,000, not \$48,000.

Final resolution: Motion 4-0-0 – BOS will Hold this line item at Town Meeting

Article 17 – Citizen’s Petition – Amend Sign By-Law

Motion to Recommend Article 17 made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 3-0-1 (J. DeVellis recused himself)

J. Gallivan said the population in Town when she moved here 54 years ago was about 14,000 and is now around 17,000 and the residents need to come to a point to understand why this Town has experienced slow growth and if the increased spending is necessary. D. Feldman said the average median age is getting lower so the population is changing, even if it seems it is not growing quickly.

9. Finance Director Position Discussion

B. Keegan said the BOS has received a draft of the job description to be posted on the Town website. D. Feldman requested adding financial forecasting to the description; M. Johns concurred and will make the change. M. Johns said the Town is hoping to post the job description after approved from the BOS and from subject matter experts and begin the process of finding candidates. M. Johns said the goal is to hold phone interviews end of May, and face-to-face interviews in early June; hoping to bring the semi-finalist to meet Finance Department staff on June 11th and then come before the BOS in executive session on June 11th at 5:30 p.m. L. Gibson confirmed that Todd Hassett and Bill Yukna will be part of the interviewing team, in addition to herself as a representative of the BOS. J. DeVellis asked about the minimum requirements listed and where the limits came from; M. Johns said the Town wants to most experienced candidate and chose this wording to open the candidate pool and not limit the responses. L. Gibson asked if the subject matter experts can review the description prior to posting; L. Gibson requested the BOS review of the changes suggested by the subject matter experts.

10. Re-Appoint Interim Finance Director/Town Accountant

L. Gibson suggested the BOS continue to revisit this interim appointment every 30 days to keep the dialog going; the rest of the BOS concurred.

Motion to Reappoint Christine Dupras as Interim Finance Director/Town Accountant from April 16, 2019 to May 28 2019 made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

11. Policy Discussion - BOS to Discuss Current Social Media Policy and Code of Conduct & Civility Policy

M. Johns said he understood the BOS wanted to specifically talk about these two policies this evening and summarized the training provided for the Code of Conduct and Civility policy. M. Johns said the social media policy is due for training next. L. Gibson said she is concerned that the social media policy as written only applies to Town Employees and says if the policy does not give the Town to act when the policy is in violation, then there is a disconnect. L. Gibson said there is a way in which the elected and/or appointed officials can use social media and not violate the policy; not to speak on behalf of the Town. L. Gibson said if the policies don't apply to all then they need to be revisited, as well as how they are enforced. B. Keegan said he welcomes the dialog about these policies when it comes to elected and appointed officials as there should be a standard of conduct for all to follow; to better serve the organization. L. Gibson said she believed there is liability for the Town when the policy does not directly apply to an elected or appointed official. B. Keegan said a dialog should occur to address this issue specifically. L. Gibson said she read the Consolidated Personnel Bylaw to empower the Town Manager to take action when those are found in violation of policies. M. Johns suggested the Town can clarify the language in the Personnel Bylaw and said he reviewed other policies where clarifications can be made. M. Johns said the Town will reach back out to those members of boards and committees who have not yet completed and continue to track these details as done to date. L. Gibson suggested a process in place if an instance on social media occurs that is in violation of the policy. M. Elfman asked M. Johns to research what other Towns have done with their policies; M. Johns agreed and said he will make his edits to the policies to present back to the BOS.

J. DeVellis said these policies came fast from the previous Assistant Town Manager and recalled when the social media policy was created. J. DeVellis said the responsibility of the BOS is to ensure that all employees and personnel are trained on the policies in place and J. DeVellis stated that this policy was limiting what the Town could do to respond to concerns raised about board members using social media to share opinions or information. J. DeVellis said the Code of Conduct and Civility Policy came before the BOS in June 2017 and then could not hold an employee accountable for the policy since he/she had not yet been trained on it yet; the policy did more harm than good. J. DeVellis said when complaints come in and no feedback is given except to say that all has been addressed, how does the BOS proceed? J. DeVellis said the policies only appear to come up when there is an issue and are not discussed when there is no issue. M. Johns said the policies were written with HR Best Practices and then vetted by the Personnel Board and reviewed by the Town Council prior to being presented to the BOS. J. DeVellis said the BOS should have been told at the time they signed the policy that training would take a year to complete given collective bargaining agreements and other steps to take. D. Feldman said the policies are great but if they don't have defined ramifications that apply to everyone then they are no good; policy should act like a deterrent.

M. Johns said the Town is limited in acting upon violations to these policies when it comes to elected and appointment officials and Town Labor Counsel said an option may be to not renew the appointment. S. McGowan agreed that a policy with clear consequences is needed and understands the frustration of the Town. B. Keegan said the Town Charter does not include language for the BOS to remove someone from their appointment or position; B. Keegan said the approach could be that the conversation be had that what is expected of everyone is act within the required professional manner. H. Harding requested the BOS to also think about how the Town is going to respond when misinformation is posted by another Board member; consider a stock response that rumors are not spread further or taken as fact. L. Gibson said there is a perception that some people have more information than is readily available. B. Keegan asked the BOS how far they want to engage in these instances and agreed a stock response as suggested by H. Harding may be useful. L. Gibson suggested adding language the requirement to delete the comments; J. DeVellis said ignoring this has made it worse and asked the BOS how to proceed. L. Gibson said there is a difference between making a mistake and continuing to post after being spoken to about this.

12. Selectmen's Update

M. Elfman thanked Jim for his years of service on the Board. J. DeVellis said he is leaving the Board better than when he came on and thanked the phenomenal group of volunteers he has worked with. J. DeVellis said he likes finding ways to do things better and that this small Town deserves more open discussion at the table here. J. DeVellis said he hopes to get more people involved in the dialog.

L. Gibson reminded everyone to get out and vote at Town Election on Monday and Town Meeting the following Monday.

13. Town Manager's Update

B. Keegan echoed the message to get out and vote; exercise your right and show up at the polls and at Town Meeting.

B. Keegan thanked Jim for his nine years of service and wished him the best; has the utmost respect for him and for all who freely donate their time.

B. Keegan said the Town is still making progress through budget season and appreciates the feedback and support through the process.

14. Assistant Town Manager's Update

M. Johns spoke to the BOS about Town collaboration and expressed great admiration for the way in which the Town works together to address tough issues that arise in all of our lives. M. Johns said this is a great Town to be a part of.

15. Action Items

15.01 Approval of the Reappointment of members to Town Boards and Committees for terms that expire 5/1/20, 5/1/21 and 5/1/22

Motion to Approve the Reappointment of members to Town Boards and Committees for terms that expire 5/1/20, 5/1/21 and 5/1/22 made by L. Gibson, motion made second by D. Feldman

Discussion: L. Gibson asked if there is a process for reappointing that could be improved; acting proactively. B. Keegan said the challenge is to get people involved and challenge everyone to serve. L. Gibson suggested reaching out to each member proactively, thank them for serving and ask if they are seeking reappointment.

Final Resolution: Motion Carries 4-0-0

15.02 Block Party Application - Mr. Richard Rockwood at 148 Chestnut Street for May 11, 2019 from 3:00 p.m. to 10:00 p.m. (music to end by 8:00 p.m.) made by L. Gibson, motion made second by D. Feldman

Motion to Approve Block Party Application submitted by Mr. Richard Rockwood at 148 Chestnut Street for May 11, 2019 from 3:00 p.m. to 10:00 p.m. (music to end by 8:00 p.m.) made by L. Gibson, motion made second by D. Feldman

Discussion: L. Gibson asked for clarification on this application as it not a traditional road closure; A. Smith explained that the applicant sought feedback from the Town well in advance of the event to ensure no issues resulted neighbors or Town; sought feedback from Public Safety Chiefs for additional cars parked on roadway and that road would not be blocked.

Final Resolution: Motion Carries 4-0-0

15.03 T&O Walker Inc. / Rally Point Inn & Pub - Approval of License Renewal for (2) Coin-Operated Pool Tables to expire 5/1/2020

Motion to Approve the License Renewal of (2) Coin-Operated Pool Tables at the T&O Walker Inc. / Rally Point Inn & Pub to expire 5/1/2020 made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

15.04 Agnus Corp. / America's Best Value Inn - Approval of License Renewal for (1) Coin-Operated Pool Table to expire 5/1/2020

Motion to Approve the License Renewal of (1) Coin-Operated Pool Table for America's Best Value Inn to expire 5/1/2020 made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

15.05 Jaycees - Public Event Application - 2019 Concerts on the Common series

Motion to Approve Foxboro Jaycees Public Event Application for the 2019 Concerts on the Common series made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

15.06 Veterans Services - Public Event Application - Memorial Day Event Application on May 27, 2019

Motion to Approve Veteran Services Public Event Application for Memorial Day on May 27, 2019 made by L. Gibson, motion made second by D. Feldman

Discussion: Ally Rodriguez said she changed up the program a bit to include the Scouts and the youth. A. Rodriguez said she wants to change the event from a formality to something to celebrate and be proud of while we honor those who did not make it back.

Final Resolution: Motion Carries 4-0-0

15.07 Fire Department - Acceptance of Grant in the amount of \$5,896.00 to be used to purchase a mobile data terminal

Motion to Accept a Grant in the amount of \$5,896.00 for the Fire Department to be used to purchase a mobile data terminal made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

15.08 COA/HS - Acceptance of Gift Donation of \$50.00 to the Council on Aging/Human Services for the lock box program from anonymous

Motion to Accept Gift Donation of \$50.00 to the Council on Aging/Human Services for the lock box program from anonymous made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

15.09 COA/HS - Acceptance of Gift Donation of \$90.00 to the Council on Aging/Human Services to pay for 1/2 of March Tai Chi Classes from the Friends of Foxboro Seniors

Motion to Accept Gift Donation of \$90.00 to the Council on Aging/Human Services to pay for 1/2 of March Tai Chi Classes from the Friends of Foxboro Seniors made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

15.10 Library - Acceptance of Gift Donation of \$40.00 to the Boyden Library from the Foxborough Garden Club for used books purchased in memoriam

Motion to Accept Gift Donation of \$40.00 to the Boyden Library from the Foxborough Garden Club for used books purchased in memoriam made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

15.11 Recreation - Acceptance of Gift Donation of \$500.00 to the Recreation Department from the Friends of Foxborough Recreation for the Booth kids fieldtrips

Motion to Accept Gift Donation of \$500.00 to the Recreation Department from the Friends of Foxborough Recreation for the Booth kids fieldtrips made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

15.12 Recreation - Acceptance of Gift Donation of \$250.00 to the Recreation Department from Bethany Congregational Church for the Booth Playground

Motion to Accept Gift Donation of \$250.00 to the Recreation Department from Bethany Congregational Church for the Booth Playground made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

15.13 Veterans - Acceptance of Gift Donation of \$300.00 to Veteran Services from Anonymous

Motion to Accept Gift Donation of \$300.00 to Veteran Services from Anonymous made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

15.14 BOS Approve minutes from 4/2/19, 4/9/19 and 4/16/19

Motion to Approve Minutes from 4/2/19

Vote postponed to future meeting.

Motion to Approve Minutes from 4/9/19 made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0

Motion to Approve Minutes from 4/16/19 made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 3-0-1 (L. Gibson recused herself)

16. Adjourn

Motion to adjourn at 10:56 p.m. made by J. DeVellis, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 4-0-0