

Tuesday, May 14, 2019
Board of Selectmen's Meeting Minutes
Foxborough Town Hall
Andrew Gala Meeting Room
7:00pm

Members present: Chris Mitchell, Chair
Mark Elfman, Vice Chair
Leah Gibson, Clerk
David Feldman
Edward T. O'Leary

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

Minutes generated by Amanda Smith

1. Citizen's Input

Michael Stanton, Shepard Street, came before the BOS to apologize for the mistreatment of the Town Manager and the Assistant Town Manager at the Annual Town Meeting last night and for not sticking up for them. M. Stanton said the two men were attacked unfairly and does not think it was warranted and is concerned for the future of the Town if this is acceptable behavior.

Jack Authelet came before the BOS to talk about Citizen's Input and to clear up confusion surrounding the subject. J. Authelet said the BOS can ask questions and get a better understanding of the subject matter and may, under certain circumstances, be able to discuss and conduct business. J. Authelet urged the BOS to be more understanding of those that come forward to speak during this portion of the meeting and give each concern its due attention. J. Authelet suggests following up with these concerns when raised and review them as they come in; would change the dynamic and perception of the process as of lately.

P. Stevens came before the BOS to let them know she will be meeting with Lieutenant Austin this week about the speeding limits and safety corridor.

2. Board of Selectmen Reorganization

C. Mitchell moved this item to after the RFP agenda item (#11) has concluded; two members of the BOS would be recusing themselves.

D. Feldman nominated M. Elfman for Chairman, nomination made second by L. Gibson

No further discussion

Final Resolution: Motion Carries 5-0-0

D. Feldman nominated L. Gibson for Vice Chair, nomination made second by C. Mitchell

No further discussion

Final Resolution: Motion Carries 5-0-0

L. Gibson nominated E. O'Leary for Clerk, nomination made second by C. Mitchell

Discussion: C. Mitchell said it has been a great tradition of the BOS for the new incoming Selectman to serve as clerk; is a great learning experience

Final Resolution: Motion Carries 5-0-0

3. Appointment to Veteran Services Advisory Committee (VSAC) – Elaine Biggieri

C. Mitchell said he has reviewed the provided memo read it into the record; would still like to appoint Elaine to the VSAC if the BOS is in agreement. C. Mitchell agreed Ms. Biggieri is definitely qualified and thinks she would make a great addition to the VSAC.

Motion to Appoint Elaine M. Biggieri to the Veteran Services Advisory Committee for a 1 year term, expiring 5/1/20 made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

4. Public Hearing - Commercial Parking Regulation - BOS to Discuss/Consider Any Proposed Revisions to Licensing Procedures and Regulations for Commercial Parking

Motion to open the public hearing made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

L. Gibson read the public hearing notice into the record.

C. Mitchell recalled why this is on the agenda tonight as a public hearing; following a previous public hearing for a commercial parking license that was denied by the BOS based on current regulations. C. Mitchell asked if the condition regarding access to a sidewalk were voted in; B. Keegan said the minutes on record appear to be unclear and asked if E. O'Leary, as the former Police Chief, to recall the changes to the regulation at that time. E. O'Leary said the Foxborough Police Department had been working in collaboration with the State Police at the time to address all of the lots that were being used for events at Gillette Stadium and thought it would be important for the community to have regulations in place. B. Keegan said this was an amendments in 2014 and appear to include the language about the sidewalk; E. O'Leary does not recall the specific instance that would have led to the addition of this specific language at that time. B. Keegan said the applicant who was previously denied by this BOS when applying for a commercial parking license is at this meeting and has property off of Route 1 and if the regulations applies in this case.

C. Mitchell asked if a vote was taken in 2014 to add this language; B. Keegan said his research did not show a vote was taken. E. O'Leary said a goal at that time was to keep commercial parking out of residential areas and restrict traffic as needed. C. Mitchell said zoning of the property on Pine Street is in the S-1 zone, as allowed in the current regulation. B. Keegan recalled the language in question by the BOS at the January 8, 2019 BOS meeting and that the definition of sidewalk was not clear. E. O'Leary said the goal back when he was Chief was to keep people on sidewalks from where they park, all the way to the Stadium for safe travel. E. O'Leary said the construction of the new facility (Dimitri's at the time) took sidewalks and safety into consideration to provide access to various lots on Route 1.

L. Gibson said she drove by the property in question on Pine Street and it looked to her that access to a sidewalk was similar to that of other properties; does not want to take any licenses away. L. Gibson said she would feel comfortable with reviewing the regulation for amendment if satisfactory review from other Department approvals has been recorded. D. Feldman asked Town Counsel Kathleen Connolly what her definition of sidewalk would be; Atty. Connolly said that deference to Black's Law Dictionary definition in the absence of a definition that differs from that. Atty. Connolly said the license should include a waiver of liability so that the property owner is operating at his/her own risk. E. O'Leary asked if Lt. Michael Grace could provide information about traffic in the area of the Stadium on event days. Lt. Grace said State Police cover that intersection in question for the full time of the event, before and after, restricting traffic and limiting passage. Lt. Grace said data was reviewed for accidents on that road and there are no reports of accidents or injuries in

this area; not a dangerous roadway. D. Feldman read aloud the Black's Law Dictionary for sidewalk and L. Gibson read aloud the current Commercial Parking Regulation definition.

C. Mitchell asked if the BOS would like to further clarify the current definition; Atty. Connolly encouraged the clarifying the language to more clearly state the definition and does not require Town Meeting vote to amend. D. Feldman said the clear definition of sidewalk needs to be included.

C. Mitchell asked if the other lot owners in the audience would like to speak to this matter. Ron Young, Lafayette House, came before the BOS to say the sidewalks on Route 1 were engineered to fit the pedestrian traffic that is calculated based on the number of parking spaces at the commercial parking lots. R. Young said there are more people parking around his property and there is an increased number of people crossing through his property to access the sidewalks on Route 1; raising his insurance rates and could lead to his coverage being terminated by the insurance company. R. Young also accounted for changes due to Uber and Lyft pickups around his lot and that has led him to start directing people across the street for safer, easier pick up. R. Young said he also does not open after the football game has begun because it is difficult to get staff to the restaurant; close early for public safety out of an abundance of caution.

C. Mitchell reminded the audience that the BOS will not be voting on an application this evening; the public hearing is to determine if the BOS would like to revisit the regulation.

Mark Kearins, Boston Business Bays, said he purchased the lot from Boch Business Bays back and the lot has been operated for many years without incident or issue. M. Kearins held up a photo of his lot to show that there is very short access to the nearest sidewalk, signage for pedestrians and was reviewed by public safety officials in Town and Zoning Enforcement Officer who did not have a problem. M. Kearins said he would not want to lose his lot based on the definition of a sidewalk and requests to hear the definition prior to renewal of his lot and a period to address the issue if the language was changed. C. Mitchell said the BOS is not looking to take away lot licenses; will work with everyone to resolve this.

Gregory Spier, Pine Brook Office Park, said he was on the original committee to prepare the regulations. G. Spier said the sidewalks were an important piece to include in this regulation and at the time he paid to have a sidewalk installed in front of his property. G. Spier said Pine Street is dark at night and access during the winter months is further restrictive to pedestrians; creating a public safety issue. G. Spier said if the Town removes the sidewalk requirement, the BOS would receive numerous additional applications from lot owners that also do not have a sidewalk.

William O'Brien said his understanding of a sidewalk is paved, concrete or asphalt, and suggested asking the DPW Director for his definition. C. Mitchell said the language in the current regulation is vague and does not specify what constitutes a sidewalk and is all the BOS has to go by until amended. W. O'Brien echoed the public safety concerns for the area and how dark the street is at night.

Motion to close the public hearing made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

D. Feldman said the BOS needs to get a clearer definition of a sidewalk and to explore the possibility of a separate regulation that defines requirements to lots on Route 1 and not on Route 1. D. Feldman said the BOS should be cognizant of the concerns raised tonight and not restrict or negatively impact the existing license holders. C. Mitchell asked how many licensed spots are there now; M. Stanton said 29,060; expressed concern over diluting the market. M. Stanton suggested reviewing the required standards when determining a definition, while still getting feedback from public safety officials in Town. M. Elfman said Chief Baker's proposed language is helpful and still provides for the BOS to deny or revoke a license for safety concerns. L. Gibson said she spoke to Chief Baker about his proposed language and if it were a general stance; Chief Baker

confirmed and said his language was not written for any one specific lot. D. Feldman suggested a moratorium on the maximum number of spots in Town; M. Elfman suggested getting more feedback from Town Counsel and the Board can revisit at a future meeting. C. Mitchell said the draft language will be circulated to all parties. Atty. Connolly said a moratorium may be problematic but is happy to review the draft.

5. Public Hearing - Kraft Sports and Entertainment, LLC / Premier Lacrosse League - June 1 & 2, 2019

Motion to open the public hearing made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

L. Gibson read the public hearing notice into the record.

Phil Buttafuoco came before the BOS to present the application for the Premier Lacrosse League. P. Buttafuoco said this is the inaugural event for this new men's league and is for Saturday and Sunday, June 1st to 2nd. P. Buttafuoco said they had added the women's games as mentioned in the application as a possibility. P. Buttafuoco said this event is coming to the Stadium as a result of the success seen at the NCAA Lacrosse games held at the Stadium last year. P. Buttafuoco said attendance is expected to be lower; alcohol will be served; and seating will be in east side, 100-level section only and fans will only be entering through the Patriot Place gate. P. Buttafuoco said parking will only be in lots 3, 4, and 5 and there will be a small fan fest in lot 4A outside of the Pro Shop. C. Mitchell asked how many teams are in the PLL; P. Buttafuoco said there are six and will tour around the country.

No comments from the public.

Motion to close the public hearing made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

Motion to approve Kraft Sports and Entertainment Gillette Stadium Event Application for Premier Lacrosse League on June 1, 2019 and June 2, 2019 made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

6. Public Hearing - Kraft Sports and Entertainment, LLC and Feld Motor Sports / Monster Jam 2019 – June 15, 2019

Motion to open the public hearing made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

L. Gibson read the public hearing notice into the record.

Jess Enos, Gillette Stadium/Kraft Sports & Entertainment, came before the BOS with this application and identified the change in date this year as compared to previous years. J. Enos said the event will be held the second week of June and will have the same run and schedule as in past years, including the Pit Party. J. Enos said the event is prompt and runs on a tight time schedule/script. J. Enos said this has always been a tremendous family event and Feld Motor Sports has done very well running the event at the Stadium. John Hardy, SAC, said the Committee reviewed the application with Public Safety and all support the approval of this application.

J. Hardy said the Health Director also reviewed the application for Public Health aspects and signed off with requirements of those in campers and with food.
No comments from the public.

Motion to close the public hearing made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

D. Feldman said this has always been a great event and is incredible from a logistics perspective.

Motion to Approve made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

7. Public Hearing - Animal Control Officer, Kaycee Bailey - Restraint or Removal of a dog from 400 Foxborough Blvd., #6306, owned by Hector and Katherine Berdecia

Motion to open the public hearing made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

L. Gibson read the public hearing notice into the record.

Atty. Connolly suggested that the Town Manager swear in all witnesses; B. Keegan swore in all witnesses.

Kaycee Bailey, Animal Control Officer, summarized to the BOS the incident in question at the private dog park located at the Lodge Apartments in Foxborough. K. Bailey summarized the injuries incurred by the owner of the smaller dog and the dog itself, as well as the required medical attention for the wounds. K. Bailey said she would like to prevent this from happening again and would request to put tighter restrictions on the dog who inflicted the harm, including muzzling, leashing at all times and prohibition from entering public or privately owned dog parks. C. Mitchell asked if this is the first instance like this with his dog; Mr. Berdecia said this has never happened before and has interacted with other dogs in the past with no problem. Mr. Berdecia said he immediately removed his dog when he saw what happened and tended to the other dog owner; paid for all vet bills and stays in contact with the other dog owner. C. Mitchell asked how his dog got through the gate; Mr. Berdecia said he pushed through the weak gate. C. Mitchell asked if he understands all recommendations as presented by the ACO; Mr. Berdecia said he understands and is happy to comply. C. Mitchell asked if this is standard response for a first offense; ACO Bailey said the conditions of each case dictate her recommendations and in this case took into account the dog did not care there was a fence and there were multiple bites to both the owner and the other dog.

Atty. Connolly said this case is a nuisance dog and the recommendations by the ACO are acceptable under the statutes.

Motion to close the public hearing made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

Motion to accept recommendations for nuisance dog as made by ACO Kaycee Bailey made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

8. Founders Day Committee – Information and Applications

Monica Fisler came before the BOS to discuss the plans for Founders Day and events planned. M. Fisler said the Committee met this evening and are seeing all the pieces and participants come together as the event date gets closer. M. Fisler said the Boot Drive will happen the Saturday before Founders Day and will follow the same public safety and road safety measures as in the past.

Motion to Accept Public Event Application for Foxboro Founders Day Boot Drive on May 25, 2019 from 7:00 a.m. to 12:00 noon made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

Motion to Accept Public Event Application for Foxboro Founders Day Parade and Field Events on June 8, 2019 made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

M. Fisler said the deadline for the survey and raffle to be a Parade Marshall has been extended beyond May 10th to May 24th.

9. Temporary Traffic Pattern around the Common - Highway Department discussion with BOS re: Possible temporary traffic pattern around the Common

Chris Gallagher, Town Engineer, and Tim Thompson, Traffic Engineer with Pare Corporation, came before the BOS to discuss the current traffic pattern around the Common and ongoing discussions about how to improve it. C. Gallagher said traffic studies have been done in the area and would like to present an idea this evening that takes into account the data collected and opens the discussion. T. Thompson has put together a temporary traffic control plan for a 30-day period to test out the scenario. The temporary plan includes extended the island into the outer lane around the Common at Main Street that requires those in the outer lane to exit onto Main Street. The temporary block would be a set of traffic drums that would only restrict travel past Main Street to the inner lane only; requiring to changes for this temporary set up into place: 1. Rockhill would have to be one way in the North direction, toward the Common and 2. Birch Street would need to be one way in North direction only. T. Thompson said the changes at South Street would be similar to split traffic and restrict movement. Then at Mechanic would be another splitter island using a temporary road block to direct traffic around and away from the Common, creating gaps and reducing delays. C. Gallagher said you can still access Bird Street on Railroad Ave. D. Feldman asked if this plan leaves enough room for the cars parked on an angle around the Common; T. Thompson said the plan has left room and keeps the movements as is to get from the parking spaces north of the Common to get to Main Street. C. Mitchell asked making Bird Street one way in the North direction would lead to an increase in traffic on Baker; C. Gallagher said part of this trial period is to do a traffic count during this trial period and do an analysis on the impact as a result of the changes; a trial period. C. Gallagher said the DPW had an internal meeting about this trial plan and said this type of idea has been floating around for a number of years. M. Elfman said he lives in the area and has seen many drive incorrectly and in an unsafe manner around the Common, making this very important. M. Elfman added that on game days, there are lanes blocked to direct traffic off Main Street. L. Gibson asked about the one way changes if the parking there would be negatively impacted; T. Thompson said if this becomes permanent there could be space added due to the reduced travel lane. C. Gallagher said during the trial period, there would be a loss of three spaces on Bird Street and will have to look at Rockhill as they are all on the other side of the street; D. Feldman said all spaces could still be used if it is one way. L. Gibson asked if local businesses or the FCBC have weighed in on this plan. Paige Duncan, Planning Director, said this is the first step and is part of the fact finding mission, the very beginning. M. Elfman asked about a potential roll out date; C. Gallagher said aiming for the Tuesday after Memorial Day to capture all of the data during the school year. M. Elfman asked how to get this out to the public that his is happening; P. Duncan said they were planning to talk to local media and

can do mailings if needed. P. Duncan said this plan has come together recently and the Town is trying to address the growing parking concerns.

Linda Shea, Market Street, came to the table to express concern over the direction of the proposed one way on Rockhill Street given the current parking and that neighbors of the area should have input. C. Mitchell agreed the neighbors should have input; L. Gibson said there is possibility for other neighborhoods to have concerns. L. Shea asked if the Town has gotten feedback from the schools as this may effect bus routes for children in the neighborhoods. L. Gibson asked if this could be extended further up Mechanic, leading into the conversation about speed limits in Town. C. Mitchell said he believes something like this is needed but would require more thought and input; feels a bit rushed now. L. Gibson said the Town owes it to the local business owners there to have more of a discussion or give them more notice. C. Gallagher said that is why the plan is temporary in nature; willing to wait if the BOS prefers. D. Feldman said he would prefer more input and buy in prior to starting this plan. L. Gibson suggested looking at the problems around the Common in a more holistic approach. M. Johns said he has had an interest in this for years following the changes the state made on Route 140 and to the curbing to protect the parking and believes this conversation needs to happen and it opens the public dialogue.

Bob Hickey of the Marilyn Rodman Performing Arts Center came before the BOS to ask if any consideration has been given to making Gilmore and Granite more restricted during rush hour times. B. Hickey has concerns that this plan right now would push the traffic elsewhere and potentially create additional hazards. P. Duncan added that during the Wayfinding & Branding discussion is to reduce sign clutter around the Common to streamline the messaging and to possibly remove the 1 hour parking signs. P. Duncan said available funds and resources need to be reviewed prior to reviewing this project that encompasses all concerns and parties.

Jim Gibson asked if it were possible to start this project in phases to test out smaller pieces and see how it flows. C. Mitchell asked if it were possible without changing the one ways; C. Gallagher said the one-way streets come into play with the change at the Main Street intersection. C. Gallagher said the other entrances address weaving concerns. M. Elfman said one result of this would likely be slower traffic around the Common; in favor of the idea. C. Mitchell asked B. Keegan to get people notified and to get input from impacted parties. B. Keegan suggested holding a neighborhood meeting about this temporary plan. P. Duncan said she has always had a campaign since coming here to “Declare your intentions, use your blinker” when travelling in the rotary. C. Gallagher added that these same concerns arise when dealing with truck restrictions which is why they went out to do traffic studies of the current conditions and gain an understanding of the current volume.

10. Speed Limit Discussion / Calming Corridors

C. Gallagher, Roger Hill, Lt. Grace and Ms. Stevens came to the table for the discussion. D. Feldman said all are aware of issues on Mechanic Street from the Ahern Middle School through to the Common; the Town needs to come up with a more permanent method to discourage and reduce speeding. Lt. Grace said the Police Department did a traffic study of Mechanic Street, starting with the Pleasant Street area from April XX to April 29th. Lt. Grace said 86% of all vehicles on Mechanic Street are doing 36 MPH. Lt. Grace said the police will not enforce if someone is travelling 1 MPH over the speed limit; will stop those driving approx. 9 MPH or more over the speed limit. Lt. Grace said with that restriction, approximately 4.9% of the cars recorded during the study were in violation of the posted speed limit. D. Feldman asked if 35 MPH is the proper speed limit; Lt. Grace said to determine the proper speed limit you use studies like this one. R. Hill said the State Legislature modified the Chapter 90 in 2016 to create safety zones (speed limit of 20 MPH) and control speed zones (speed limit of 25 MPH) and said he has been monitoring Mechanic Street for his nine years here in Town. R. Hill said he has identified when and where congestion occurs, including at the YMCA and at Schneider Electric. R. Hill acknowledged the road needs work and that MassRail will likely upgrade the train intersection on Mechanic and install gates. R. Hill said there are ways to reduce speed with psychological measures like pinch points but require engineering to ensure it would work. R. Hill encouraged not using additional curbing as it will likely be damaged by plows due to the lack of visibility from snow.

C. Mitchell asked P. Stevens if her concerns were the speed or volume of traffic. P. Stevens said the speed. P. Stevens said she is concerned that when summer camp begins at the YMCA because the counselors that work at the YMCA park at Schneider Electric across the street and when parents are picking kids up at the end of the day a dangerous situation results; six accidents there in a year. E. O'Leary asked if Lt. Grace had specific data about accidents on Mechanic Street; Lt. Grace said the data can be pulled but would likely require pulling the exact address to narrow down the results. Lt. Grace said 10 years ago, there an average of 20 accidents on Mechanic Street and is now up to about 27 but the data may include those outside of this specific area without a specific address. L. Gibson said she spoke with Patrick Murphy at the YMCA about the parking for the counselors at summer camp who said they have a plan in place for those to walk to the corner at the crosswalk and asked if it could be repainted. R. Hill said the street as a whole needs to be study but agree with at least starting with the crosswalk. R. Hill said with the road maintenance plan in place, the Town will have available funds in the near future to address these other concerns. L. Gibson asked if there is a crosswalk or a place to put a crosswalk near Cumberland Farms; Lt. Grace said there is a crosswalk at Neponset Street.

John Eva said there will be an increase in traffic volume as those who were working in Rhode Island will now be working in Foxborough. J. Eva also stated that only staff members of the YMCA are permitted to park in the Schneider Electric lot. C. Mitchell asked what the speed limit is on Mechanic Street; C. Gallagher said it is 30 MPH from the Common to Pleasant Street and 35 MPH at the Ahern Middle School, then increases to 40 MPH beyond Chestnut Street. C. Gallagher said the BOS can lower speed limit by deeming a roadway thickly settled, but not if the roadway already has a posted speed limit; an engineering study would be required. L. Gibson suggested keeping the conversation going and get more input. C. Mitchell said start with signs and the crosswalk.

11. Fire Station/Funeral Home RFP - BOS to Discuss/Review Proposals

L. Gibson and M. Elfman recused themselves from the discussion and left the table.

C. Mitchell asked Town Counsel to go over the rules for review the RFPs. Atty. Connolly said this is a meeting, not a hearing; the BOS can answer questions or take comments but are not required to hear testimony. Tonight is to review all the proposals, may or may not take a vote, and the chair can entertain presentations if he so chooses. Atty. Connolly said the chair can recognize any letters sent to the BOS and enter them into the public record if people want to review them and can answer any questions. Atty. Connolly reiterated that tonight is really for the BOS to ask their questions and said that after a developer is chosen, they still have to go through the approvals and permit processes outlined in Chapter 275 of the Town Code. Atty. Connolly said cost and price are not the only determining factors but all proposals include the Municipal Conversion Permit process as outlined in the RFP.

Paige Duncan, Planning Director, and Lorraine Brue, EDC Chairman, came to the table to speak about the RFP to date. L. Brue expressed gratitude to Paige for her hard work and all of the committee members for their time and energy into this project. L. Brue said the EDC put together a letter to the BOS to provide more information about the criteria and are here for any questions; the EDC also gave more background about the RFP development. P. Duncan said the Town has learned through the first process of the RFP to put forth the proper criteria and was the basis for the EDC review of the proposals; the key points are why the rankings matter and the clear vision. P. Duncan said the retail space is the challenge as the homes will sell quickly; Foxborough is highly-desirable. P. Duncan said there was not a clear price criteria outlined in the RFP but the EDC did call out the anticipated tax revenue back to the Town. The EDC wants what is best for the Town and want a project that will add people to live in the Downtown area and will include a viable business. L. Brue said the EDC has had discussions about parking in the Downtown area; P. Duncan said her high school intern went out and counted all public and private spots in the area, over 1,000.

C. Mitchell said he would give each bidder 10 minutes to refresh the BOS on their proposals and to consider the temporary traffic pattern that would make Rockhill Street a one way road.

Matt Zahler of MPZ Development said he and Dave Traggorth have a lot of experience with mixed use development projects in the state and highlighted past projects in communities like Chelsea, Haverhill, Reading and Bridgewater. M. Zahler said some minor changes were made to their proposal now that they have access to a survey that was not available at the time the proposal was first submitted and presented. M. Zahler summarized the following change:

- Reduction in number of residential units from 22 to 19 now that parcel B has been removed

The conceptual plan still includes demolishing the former fire station building and build townhomes down Rockhill to keep in line with the existing properties. M. Zahler said this is the beginning of the conversation and are open to suggestions. Would love to work with the Town to collaborate on a successful project.

Doug King and William Buckley came to the table to summarize their proposal that includes residences and a brew pub that will utilize the existing structure following rehab and repair of existing conditions. D. King said they are currently doing a project in Easton called Station 2 that is utilizing a former fire station building built in the 1930s. D. King spoke to Shovel Town Brewery as a company and their dedication to community and using locally produced items. D. King said these type of projects require a coordinated effort with a focus on continuous improvement and hold open meetings to welcome feedback. D. King said they will be doing underground parking at the funeral home site. D. King said he believes rehabbing old buildings contribute to the fabric of the community for the present and future. Wants to work closely with the Town and think it is crucial to do the best job they can for everyone.

Jessica James and Jimmy Brown came to the table to summarize the Gibson Realty Trust proposal. J. James said the goal of the proposal is to improve and preserve the Town Common and show hometown pride; have past and current experience revitalizing properties in the Downtown area. J. James said they regularly receive feedback throughout their projects that they take into account to improve and meet the goals and vision. J. James said the concept includes the five units aiming for low density that will also address parking concerns in the area. This proposal timeline estimates a 10-month construction timeline given the lower density and anticipated lower impact. J. James called out the environmental concerns and that they are prepared to address the existing conditions and remediate as required. J. James said they aim to conform to current building and zoning requirements with lowest community disruption and preserve the funeral home. J. James said they are offering \$75,000 to anyone who is will and can to move the funeral home building. J. Brown of Kitchen Partners LLC said he is excited to be part of this team and are hoping to be part of another vibrant restaurant concept that differs from Union Straw; bring something different that will draw people in from Town and other areas. J. James asked the BOS to take the time and consideration for neighbors to the area of this project.

C. Mitchell invited neighbors to come to speak to the BOS.

Alison Bancroft, 22 Market Street, came to the table with her concerns. A. Bancroft said she would like to speak to the BOS and ask them to make an independent evaluation of the bids based on the criteria listed in the RFP that is separate from the EDC. A. Bancroft said she believes the King proposal does not meet the criteria in the RFP and do not include language about the potential residential impacts of the area. A. Bancroft said she found the EDC evaluation to ignore many items in the King Proposal and again requested the BOS give an independent evaluation of all proposals that is separate from the EDC evaluation.

Linda Shea came to the table to express her concern regarding parking the area. L. Shea said Market Street has posted no parking on both sides of the street and is concerned this could be a problem with this redevelopment. L. Shea added that she noticed a section that states if parking cannot be provided on site that it will be located within 500 feet away; is concerned that the number of employees would take up all available parking made

through this redevelopment. L. Shea added that the vision to be walkable and vibrant is great but Foxborough is different and will require more improvements to the area to make this vision really happen.

Mark Duffy, Judy's Flowers, said their major concern is parking as a direct abutter to this property. M. Duffy said they already don't have parking after 2pm and wonder how they can enforce the parking there. They own the entire building and need parking for their tenants who are local business owners; have not yet heard a solution. Would like to see a restaurant but don't see that a residential property will help; would add to parking issue. Encouraged the BOS to ask the questions prior to selection; where will the cars park. D. Feldman said the Town spots near the funeral home are carved out of the property and will remain available to his property for use. C. Mitchell said parking has been an issue before this and no matter what goes in there, parking needs to be addressed and will be part of the process prior to any construction. M. Duffy asked if people have to ask where to park, what is the viability of the restaurant or any of the projects. J. James said the Town Planner is looking at Schneider Electric for additional parking spaces and is up for discussion that future employees may be using the lot at Schneider Electric as opposed to streets and lots. M. Zahler said any mixed use development project would be required to do a parking and traffic analysis to obtain the necessary permits; start the dialogue and acknowledge this is the start of what could be a very long process. P. Duncan said the Town is looking at parking as previously mentioned and is doing an inventory of parking and is not committing anyone to any arrangement until it has gone through the official process(s). P. Duncan reiterated that the homeowners in the area bought a property adjacent to a commercial area where change and redevelopment were always an option. D. Feldman stated again that this is all conceptual and the assumption is that it will meet the zoning requirements and work with the overlay district. Have to be cognizant of the neighbors in the selection process; ensure it is something the Town can be proud of. D. King said a walkable community is certainly part of the vision of this project and there are ideas to be visited and explored for the downtown area.

Pam Gibson came to the table to explain why their proposal includes only five residential units. P. Gibson said the goal was to remain low density to not contribute to the parking problems and planned their proposal to fit what they perceived to be what the Town wants. P. Gibson said they had heard that the Town was going to waive setback requirements and feels there is a lack of consistency with what the Town wants.

E. O'Leary was going to ask why only five units; thanked P. Gibson for her explanation. J. Gibson said he is working on a project now that is seeing a reduction in units from the initial plan. J. James said the number of units being built on Wall Street reflect high density and tried to take that into account and aim for low density. W. Buckley said the redevelopment strategy shows the levels of the buildings on site and this is reflected in their plan, referencing this document, to match those features W. Buckley said his team understands this is part of a process all will have to go through if selected; all conceptual plans at this stage. W. Buckley said his team disagrees with the comments that their plans do not meeting the zoning requirements and will work to adjust to ensure compliance. W. Buckley added that their plan complies with the parking density requirements in the current parking regulations.

C. Mitchell asked how extensively each bidder looked into the 21e. J. James said they reviewed all prior reports with their bank and are confident they will not run into issues but would require them to do a Phase 1/21e site assessment with subsurface borings. M. Zahler said their LSP reviewed what had been done before and plan to do a Phase 1 and Phase 2 to provide to their lenders; have experience dealing with urban infill properties like this. W. Buckley said they also reviewed the past reports and have reached out to Boston Environmental to provide an estimate following a walkthrough of the property to address concerns and identify areas that may require remediation. W. Buckley reiterated that D. King has great experience with properties like this.

C. Mitchell asked M. Zahler about the public-private partnership and if that is the only way they will move forward. M. Zahler said they have a funding gap and are open to having a conversation about addressing the gap; hope is to work with the Town. M. Zahler said they also offered up a number of the units as affordable in perpetuity.

D. Feldman asked M. Zahler if they have considered reducing the amount affordable; M. Zahler open to more discussion with the Town. D. Feldman asked D. King if they considered affordable units; D. King said no because they are proposing 1-bedroom units and don't believe they can do affordable components as 1-bedroom units.

C. Mitchell asked if there has been any additional talks about moving the funeral home; P. Duncan said there needs to be a receiving site ready for it. P. Duncan said conversations are ongoing; constraints under Housing Authority and the State process.

J. James said the infill housing diagram does make suggestions but it was done in 2012 and readdresses parking after so many milestones are reached; J. James said it talks about visiting the idea of shared parking and is why their team chose the existing funeral home space as the parking area.

C. Mitchell said the tentative plan is for the BOS to revisit this and hopefully vote on May 29th.

P. Duncan asked for verbal affirmation to extend the process to May 29th. B. Keegan stated that the goal for meeting again on the 29th is to have a discussion amongst themselves and not necessarily hold another hearing like tonight.

12. 2019-2020 BOS Meeting Schedule - BOS Review/Vote on FY20 Meeting Schedule

M. Elfman said he reviewed this list and saw no conflicts; L. Gibson said the first meeting in September is the first day of school. C. Mitchell said he wouldn't be opposed to change the dates in September. C. Mitchell said to change the meetings to September 10th and September 17th.

**Motion to accept 2019-2020 BOS meeting schedule with changes as discussed by L. Gibson,
motion made second by D. Feldman**

No further discussion

Final Resolution: Motion Carries 5-0-0

13. Selectmen's Update

C. Mitchell thanked everyone for sticking it out at Town Meeting last night; politics at its finest. C. Mitchell said he was glad there was a quorum.

C. Mitchell congratulated the High School Jazz Band for finishing third in the country.

D. Feldman reiterated what Mike Stanton said earlier; Bill and Mike did not deserve what happened last night and he should have come to their defense. D. Feldman said Bill is underappreciated and does not owe anyone an apology. D. Feldman told M. Johns that people should not be questioning his experience; he grew up in this Town and knows how this Town thinks and feels. D. Feldman said he did not like how it went down last night and though it was said it was not personal, it felt personal. B. Keegan said the AdCom does not set salaries and they overstepped their authority last night. B. Keegan said the compensation plan that includes the Assistant Town Manager is approved as stated in the Charter and is beyond the authority of the Advisory Committee; cannot set salaries. A problem is created as to how to fix it; Town Manager sets compensations plans and salaries with input from the BOS. B. Keegan said the department has to revisit how to fund all positions with the new budget as approved at Town Meeting last night. B. Keegan said he appreciates D. Feldman's comments and the comments of M. Stanton earlier this evening. An unfortunate turn of events last night.

14. Town Manager's Update

B. Keegan said the lease of the log cabin on Mill Street is open; the RFP is available on the website and in the Town Manager's office. All bids are due in by 11:00 a.m. on June 10th with a minimum bid of \$1,800 per month rent. C. Mitchell asked if it were restricted to Foxborough residents only; B. Keegan said no. L. Gibson asked if there are restriction from doing a social media post; B. Keegan said no.

B. Keegan provided an update on the generator for the Housing Authority properties and said the generator will be on wheels. B. Keegan said the Housing Authority will buy the generator through a budget amendment with the state and install it at the COA/HS. B. Keegan said the allocated money must be spent by end of this fiscal year; a long and complicated process.

B. Keegan said the 2019 Memorial Day celebration and events will begin at 9:30 a.m. on Memorial Day and is open to the public.

15. Assistant Town Manager's Update

M. Johns said Janet Kennedy has stayed steadfast on the generator topic and wanted to assure her the generator is coming.

M. Johns said he spoke to 7th graders today ahead of Student Government Day and had a great time meeting and talking with them all; looking forward to June 4th.

M. Johns said he feels fortunate to have the support of the Board and privileged to work under such a great leader but felt compelled to say that he is doing two jobs and no one has come to him yet to say that he is not fulfilling his role. M. Johns said he is a dedicated employee and loves this community. He said last night was the fourth public meeting where his credentials and experience were called into question; he takes pride in his work and would love to know specifically what he is not doing in his role.

16. Action Items

16.01 Block Party Application - Powder House Neighborhood

Motion to approve made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

16.02 Officer Ken Fitzgerald - Approval of \$1,849.50 for Tuition Reimbursement

Motion to approve made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

16.03 Library - Acceptance of Gift Donation of \$3,519.00 to the Boyden Library from the Lakeview Pavilion Charitable Foundation Corp for museum passes

Motion to accept made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

16.04 Library - Acceptance of Gift Donation of \$139.00 to the Boyden Library from Archie Clement, in lieu of birthday gifts, to purchase books for the Children's Room

Motion to accept made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

16.05 Recreation - Acceptance of Gift Donation of \$250.00 to the Recreation Department from the Moms Club of Foxboro to purchase supplies for Touch a Truck

Motion to accept made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

16.06 Recreation - Acceptance of Gift Donation of \$2,000.00 to the Recreation Department from the Foxboro Lions Club for the Booth Playground Re-Build Project

Motion to accept made by L. Gibson, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 5-0-0

16.07 BOS Approve minutes from 4/30/19

Motion to approve made by L. Gibson, motion made second by D. Feldman

Discussion: C. Mitchell recused himself and E. O'Leary recused himself. L. Gibson had an edit to the Finance Director section about the private sector; reviewed and edit was corrected.

Final Resolution: Motion Carries 3-0-2

17. Adjourn

Motion to adjourn at 11:38 by C. Mitchell, motion made second by M. Elfman

No further discussion

Final Resolution: Motion Carries 5-0-0