

Tuesday, July 23, 2019
Board of Selectmen's Meeting Minutes
Foxborough Town Hall
Andrew Gala Meeting Room
6:30pm

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

Members absent: David Feldman

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

Chairman M. Elfman opened the meeting at 6:30 p.m. and announced that the BOS would be entering Executive Session.

Motion to Enter Executive Session to conduct strategy sessions in preparation for negotiations with nonunion personnel or to conduct collective bargaining sessions or contract negotiations with nonunion personnel: Finance Director, George G. Samia to reconvene and review/approve executive session minutes to reconvene in Open Session made by E. O'Leary, motion made second by C. Mitchell

No further discussion

Final Resolution: Motion Carries 4-0-0

Roll Call – L. Gibson – Yes; C. Mitchell – Yes; E. O'Leary – Yes; M. Elfman - Yes

M. Elfman reopened the open session at 7:00 p.m. and read the agenda into the record.

2. Citizen's Input

No citizens came before the BOS with public comment.

3. Public Hearing - Better Food Foxboro LLC d/b/a Tavolino Alteration of Licensed Premises

E. O'Leary read the public hearing notice into the record.

Graham Silliman, owner, and Thomas Perruna, restaurant manager, came before the BOS. G. Silliman said Tavolino is at the limit of expansion in their current space and are working on expanding into the adjacent storefront space. G. Silliman said the current to-go space has always been inadequate and the newly acquired space will increase the service counter and will add a few seats. G. Silliman said the to-go space never had seating prior and will not have a bathroom. M. Elfman asked if the expansion just for the to-go; G. Silliman said no for economic reasons. G. Silliman said the restaurant is increasing service for breakfast, coffee drinks and want this restaurant to be open later into the evening. G. Silliman said they have been reviewing past negative reviews stating that the current bar space does not allow for those waiting to be seated for food amongst those there just for a drink. G. Silliman said the expanded space will allow them to better cater to their guests and will allow for delivery services, like Door Dash, will not interfere with those eating on-site.

C. Mitchell asked how many additional seats they are adding; G. Silliman said there would be at least twenty seats in the new waiting space and want them to be able to sit and eat if desired. C. Mitchell asked if renovations have already begun and when they expect to finish; G. Silliman said they have begun the work and expect to

finish after Labor Day. G. S Silliman said they have created a pop-up café/to-go area for operation during construction and the large hallway has been constructed in the back of the restaurant.

Motion to close the public hearing made by E. O'Leary, motion made second by C. Mitchell

No further discussion

Final Resolution: Motion Carries 4-0-0

Motion to Approve the Better Food Foxboro LLC d/b/a Tavolino Application for Alteration of Licensed Premises to include 270 Patriot Place and 274 Patriot Place made by E. O'Leary, motion made second by C. Mitchell

No further discussion

Final Resolution: Motion Carries 4-0-0

4. Singhs Kitchen, LLC d/b/a Bapu G's Gourmet Kebobs and Sandwiches at 29 Washington Street, #3 - Common Victualler and Seven Day Entertainment Application

Singhs Café is open in Wellesley and he will be the owner at the Foxborough location. The plan is to sell kabobs and sandwiches at a counter service establishment; quick bite restaurant. M. Elfman asked about seating; he said there is room for 20 seats they think they will be doing most business on game days and delivery services for most of their business.

E. O'Leary asked why an entertainment license is needed; they intend to have a TV showing the news and other programs.

Motion to Approve Common Victualler License made by E. O'Leary, motion made second by C. Mitchell

No further discussion

Final Resolution: Motion Carries 4-0-0

5. Introduce and Recognize the Graduates of the Suffolk University Certificate Program in Local Government Leadership and Management - Town Manager to Introduce and Recognize Veronica Harvey, Aaron Hyre and Christina Metcalf as graduates of the Suffolk University Certificate Program in Local Government Leadership and Management

B. Keegan said he is proud to present two of the most recent graduates of the Suffolk Program; Veronica Harvey and Christina Metcalf. B. Keegan said Aaron Hyre was unable to attend the meeting tonight. B. Keegan said Veronica graduated with distinction and Christina was a speaker at the graduation ceremony.

The BOS offered their congratulations. M. Elfman asked if the class voted Christina as a speaker; C. Metcalf confirmed. V. Harvey said there were about 24 students in the class and was intense but a large benefit on multiple levels for both of them. V. Harvey said they have also gotten to know each other better.

C. Mitchell asked if there are other town employees who would be interested in this program and what is the process; B. Keegan said there are a few he could think of that would be interested and when the program is offered by MMA it is circulated to employees for their applications if desired. M. Johns said there are requirements to be accepted into the program, including being a municipal employee.

6. Public Hearing - Municipal Conversion Permit - Former Fire Station/Funeral Home - Douglas A. King Builders Inc. - Application for Municipal Conversion Permit for 40 School Street/21 Market Street (Former Fire Station/Funeral Home)

****Applicant has requested a continuance to August 6, 2019****

M. Elfman said the applicant has requested a continuance until the August 6th BOS meeting when all of the BOS voting members are present. M. Elfman and L. Gibson recused themselves from the table and discussion.

E. O'Leary said the BOS contacted Town Counsel who stated that two of the three voting members of the BOS constitute a quorum and will vote to continue to public hearing to the August 6th BOS meeting. E. O'Leary read the public hearing notice into the public record.

Motion to continue the public hearing to the August 6th meeting at 8:15 p.m. made by C. Mitchell, motion made second by E. O'Leary

No further discussion

Motion Carries 2-0-2 (M. Elfman and L. Gibson recused)

7. Discussion - NRRC / Neponset Reservoir PSS Update - NRRC Members to provide update on the Neponset Reservoir to the BOS

M. Elfman welcomed members of the NRRC back before the BOS and read the MassDEP letter to the Town into the public record. E. O'Leary said he is a property owner abutting the Reservoir and would recuse himself from any potential vote should it arise. M. Elfman said Town Counsel reviewed the letter and read her comments into the record and said he has since spoken to Town Counsel who is reviewing the available avenues for appealing the letter from MassDEP. Town Counsel recommended continuing to monitor the Reservoir as done all along by the NRRC.

Rick Lewis, Kim Mellen, Mary Peterson and Cindy Tracy came before the BOS. R. Lewis said he met with the Water Department regarding leaving the cadmium in the Reservoir and that it poses the greatest risk to the groundwater drinking water supply. R. Lewis said the surface water reports came back looking good, with the exception of the winter months when the increased levels of cadmium had been reported. R. Lewis said the NRRC feel it is inappropriate to leave the metals behind in the sediments.

M. Elfman asked who the NRRC thinks should continue to do monitoring; R. Lewis suggested a conversation with the Health Department and the Water Department. R. Lewis said the lab used by the Town is same used by Schneider Electric who can prepare sampling kits with the proper preservatives; then add to the schedule. R. Lewis said the NRRC volunteered to take samples of the stormwater run-off from Edwards Road and provide a report to the Water Department.

M. Elfman acknowledged and thanked all who attend the meeting tonight in support of the NRRC and their hard work and dedication.

8. Purple Heart Signs Entering Town - Veterans Services Director, Ally Rodriguez - Discussion and Request to put up signs when entering Town identifying Foxborough as a Purple Heart Town

Ally Rodriguez came before the BOS to present her plan for posting Purple Heart signs at every major entry point into Town. A. Rodriguez said the Town was designated as a Purple Heart Town on August 5, 2014 and read aloud an excerpt of the signed designation. A. Rodriguez said the signs will call attention to this designation and will honor the long list of recipients who call Foxborough home. A. Rodriguez said her plan is post these signs at the major entrances to Town, including Route 140 and 495. C. Mitchell said he would suggest paying for the standalone signs; B. Keegan said the Town can pay for as many as possible under the current budget. A. Rodriguez said she has looked into finance options including fundraising and sponsoring. C. Mitchell asked if DPW would install the signs; A. Rodriguez said yes and it would take two employees. C. Mitchell said Foxboro Never Forgets will provide funds toward this cause.

Motion to Approve Request to Place Signs at Entrances to Foxborough identifying Foxborough as a Purple Heart Town

No further discussion

Final Resolution: Motion Carries 4-0-0

B. Keegan said that it was former Selectmen Ginny Coppola who started the Purple Heart Town initiative in Foxborough and thanked her for her efforts to help bring this to fruition.

9. Town of Foxborough - Special Town Meeting Warrant - Possible Dates for Special Town Meeting; Discussion/Vote to Open Special Town Meeting Warrant

B. Keegan listed the three potential dates for Special Town Meeting; October 28th, November 4th or November 18th. B. Keegan said all three potential dates have been reserved at the High School. L. Gibson said she is not available on October 28th. L. Gibson said it appears the Foxborough School Committee has meetings scheduled for November 4th and 18th; M. Elfman asked if the BOS should plan for October 28th. B. Keegan said D. Feldman is not available on October 28th.

Motion hold Special Town Meeting on November 4, 2019 made by E. O'Leary, motion made second by C. Mitchell

No further discussion

Final Resolution: Motion Carries 4-0-0

10. Finance Director Contract - BOS Vote to Approve Finance Director Contract

B. Keegan welcomed Mr. George Samia back before the BOS as the newly hired Finance Director for the Town and is hoping to start Monday, July 29th. B. Keegan said the BOS has successfully completed contract negotiations and said Mr. Samia is bringing 36 years of experience to the Town and are grateful to have him join the team. Mr. Samia thanked the BOS and said he is excited to join the Town.

Motion to Approve the Finance Director Contract made by E. O'Leary, motion made second by C. Mitchell

No further discussion

Final Resolution: Motion Carries 4-0-0

11. Selectmen's Update

No updates provided.

12. Town Manager's Update

B. Keegan said construction on the rotary near Foxborough Boulevard has begun and is underway to improve the intersection.

B. Keegan said Paige Duncan, Director of Planning, received word that the Town has been awarded a \$75,000 grant from the Mass Gaming Commission to hire a consultant to prepare a marketing, strategic and creative plan for the destination marketing of Plainville, Wrentham, Plainridge Park Casino, Patriot Place/Gillette Stadium and Wrentham Village Premium Outlets

B. Keegan said the plan to have an open discussion about the budget and planning will happen at an August meeting and will include the Advisory Committee and the School Committee. B. Keegan added that there will be a pre-Town meeting event that will be held to provide more information about the warrant to residents prior to Special Town Meeting.

B. Keegan gave the BOS a brief update regarding the status of the Schneider Parking Lot, stating the line painting will begin this week and a gate will be ordered prior to public use.

B. Keegan said he attend the Fiscal Management Control Board meeting in Boston today with P. Duncan and Representative Barrows to discuss the proposed schedule for the commuter rail pilot program to begin this Fall.

13. Assistant Town Manager's Update

M. Johns said the Town is working to fill the Officer Coordinator position in the Assessor's Office within the Finance Department. M. Johns said the Town is also working to hire a mechanic to fill the vacancy following the retirement of longtime employee, Mr. Steve Laursen.

M. Johns said a panel on the future of policing will take place this Friday, July 26, 2019 at the Public Safety Building.

14. Action Items

14.01 Saga Steakhouse - Approval of early liquor license extension request of 11:00 a.m. on Sundays during the Gillette Stadium football season

Motion to Approve early liquor license extension request of 11:00 a.m. on Sundays during the Gillette Stadium football season made by E. O'Leary, motion made second by C. Mitchell

Discussion: L. Gibson suggested adding the year to the motion; C. Mitchell concurred. Motion amended to read through the year 2019 for home games. B. Keegan said the BOS can request an updated letter from the applicant before approving the request. M. Elfman suggested continuing the vote to a future meeting pending additional information from the applicant.

Amended Motion: Motion to hold this item pending future details from the applicant made by E. O'Leary, motion made second by C. Mitchell

No further discussion

Final Resolution: Motion Carries 4-0-0

14.02 Block Party - Application for a Block Party on Saturday, August 24, 2019 from 3:00 p.m. to 8:00 p.m. on Philip Lane

Motion to Approve Application for a Block Party on Saturday, August 24, 2019 from 3:00 p.m. to 8:00 p.m. on Philip Lane

No further discussion

Final Resolution: Motion Carries 4-0-0

14.03 Cancellation of (2) 1-Day Wine & Malt Beverage Liquor License Applications for July 20 & 21, 2019 for the Mad Decent Music Festival, previously approved at the June 25, 2019 BOS meeting

Motion to Cancel (2) 1-Day Wine & Malt Beverage Liquor Licenses for July 20 & 21, 2019 for the Mad Decent Music Festival issued to Foxboro Realty Associates on June 25, 2019

Discussion: B. Keegan said the event was cancelled. E. O'Leary asked why these are being canceled; B. Keegan said the applicant requested these be cancelled so as to not count against the year allotment per alcohol regulations.

Final Resolution: Motion Carries 4-0-0

14.04 Sergeant Ken Fitzgerald - Approval of \$1,849.50 for Tuition Reimbursement

Motion to Approve Tuition Reimbursement

No further discussion

Final Resolution: Motion Carries 4-0-0

14.05 Public Event Application - Max Performance Annual Sharon Triathlon on 8/11/19 from 8:00 a.m. to 9:45 a.m.

Motion to Approve Public Event Application for the Max Performance Annual Sharon Triathlon on 8/11/19 from 8:00 a.m. to 9:45 a.m.

No further discussion

Final Resolution: Motion Carries 4-0-0

14.06 Public Event Application - Rodman Ride for Kids Non-Profit Cycling Event on 9/21/19 from 7:00 a.m. - 3:00 p.m.

Motion to Approve Public Event Application for the Rodman Ride for Kids Non-Profit Cycling Event on 9/21/19 from 7:00 a.m. - 3:00 p.m.

No further discussion

Final Resolution: Motion Carries 4-0-0

14.07 Foxboro Jaycees - Approval of National Night Out event on the Common on 8/13/19 from 6:00 p.m. - 8:30 p.m.

Motion to Approve Foxboro Jaycees National Night Out event on the Common on 8/13/19 from 6:00 p.m. - 8:30 p.m.

No further discussion

Final Resolution: Motion Carries 4-0-0

14.08 Foxboro Jaycees - Approval of the Fall Vendor Fair on the Common on 10/19/19 (rain date 10/20/19) from 7:00 a.m. - 3:00 p.m.

Motion to Approve Foxboro Jaycees Fall Vendor Fair on the Common on 10/19/19 (rain date 10/20/19) from 7:00 a.m. - 3:00 p.m.

No further discussion

Final Resolution: Motion Carries 4-0-0

14.09 BOS Approve minutes from 6/25/19

Motion to Approve Meeting Minutes as corrected from 6/25/19 made by E. O'Leary, motion made second by C. Mitchell

Discussion: L. Gibson said to clarify improvement on evaluation, not on B. Keegan's performance.

Final Resolution: Motion Carries 4-0-0

15. Adjourn

Motion to Adjourn at 8:33 p.m. made by E. O'Leary, motion made second by C. Mitchell

No further discussion

Final Resolution: Motion Carries 4-0-0