

Wednesday, May 29, 2019
Board of Selectmen's Meeting Minutes
Foxborough Town Hall
Andrew Gala Meeting Room
7:00pm

Members present: Mark Elfman, Chairmain
Edward T. O'Leary, Clerk
David Feldman
Chris Mitchell

Members absent: Leah Gibson, Vice Chair

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

Minutes generated by Amanda Smith

Chairman Elfman called the meeting to order at 7:00 p.m. and read the agenda into the record. M. Elfman explained that he will be recusing himself as Chairman and Leah Gibson will be recusing herself as Vice Chair; E. O'Leary will be acting Chairman. M. Elfman added that Town Counsel Kathleen Connolly is in attendance.

1. Fire Station/Funeral Home RFP - BOS to Discuss/Vote on Selected Proposal

E. O'Leary said the BOS would deliberate tonight to discuss the proposals presented; D. Feldman asked K. Connolly to explain the procedures of the meeting tonight. K. Connolly said the BOS will have a discussion tonight, following the previous meeting where all developers presented and the public was able to ask questions. K. Connolly said there will be one motion made in favor of one of the three proposals, then accept a second if one is made; if no second is made, that vote has been turned down. K. Connolly said only one vote will be made, a positive discussion by the BOS.

D. Feldman said a lot of time and effort went into this decision tonight; completed his own review of reports, documents and resident opinions. D. Feldman acknowledged this was tough decision; all had pros and cons. D. Feldman reiterated that the vote tonight is just the beginning of the process and will require a lot of work through local regulations and processes. D. Feldman said he is going to recommend what he thinks is in the best interest of the Town going forward; a decision he made based on facts available.

C. Mitchell said this has been a long process over years and concurred with D. Feldman. C. Mitchell said all proposals had good points and the Town is ready to move to the next phase. C. Mitchell thanked everyone for getting them to this point.

E. O'Leary said though he is very new to the BOS, he has been reviewing all of this material prior to being elected and was in the audience when the presentations were first made. E. O'Leary said he was at the previous BOS meeting when presentations were made again and there was more interaction; all helping him make his determination.

K. Connolly said the acting Chair is authorized to make the motion as he asked previously and no one

Jack Authelet, Town Historian, came before the BOS to question why Citizen Input was not included in this meeting as permitted by law and is part of the public meeting process. K. Connolly said a public meeting was held on May 14th where the BOS heard from the developers and from residents in an open dialogue; this meeting was not intended for public discussion. J. Authelet said he is challenging this meeting as governed by

the open meeting law. K. Connolly said this is not a hearing so public comment is not required under the Open Meeting Law; it is up to the Chairman to allow the public to ask questions if they have a reason for not attending the previous meeting when public comment occurred.

E. O'Leary opened it up to the public if there were questions or comments to be made; no public comments were made.

D. Feldman made a motion to select the MPZ Development, LLC. proposal, motion was made second by E. O'Leary

No further discussion

Final Resolution: Motion Does Not Carry 0-3-0

C. Mitchell made a motion to select the Douglas A. King Builders, Inc. proposal, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 2-1-0

E. O'Leary stated that the vote has concluded; the selected proposal is from Douglas A. King Builders, Inc.

2. Adjourn

Motion to adjourn at 7:15pm made by made by E. O'Leary, motion made second by D. Feldman

No further discussion

Final Resolution: Motion Carries 3-0-0