

Select Board Members Present:

Joseph Michaud-Chairperson
Diane Gilbert
Nathalie Dias

Robert W. Carney, Vice-Chairperson-Late
William J. Trimble

The Chairperson called the workshop meeting to order at 4:00 p.m. on December 10, 2008 in room 301.

Present were: Edward Iacaponi, Director of Budget and Finance and Michael Gagne, Executive Administrator.

Chairperson announced he would like to request a Reserve Fund transfer for the formation of a search committee for the Executive Administrator.

The Executive Administrator suggested the Chairperson hold off on this matter until Vice-Chairperson Robert Carney's arrives.

The Executive Administrator informed the Board that last evening the sprinkler system did major damage to the new Water Treatment Plant.

In another matter, Michael Gagne told the Board that Linda Lally, Social Day Care Coordinator, fell at work breaking her wrist and is having surgery tomorrow.

Vice-Chairperson Robert Carney arrived.

Chairperson Michaud suggested making a motion for a reserve fund transfer for the formation of a search Committee for the Executive Administrator.

Selectperson William Trimble made a motion for the formation of the search Committee.

Moved that the Select Board create an ad hoc committee to aid and advise the Select Board to identify, interview and select candidates for the position of Executive Administrator. The committee to be known as the Executive Administrator Search Committee.

The membership of the Executive Administrator Search Committee is to be comprised of:

One member of the Finance Committee and Personnel Board selected by their members.

One member from a town employee union, selected by the leadership boards of those unions.

Two members of the community at large, appointed by the Select Board.

The Executive Administrator Search Committee will identify, interview and hire a personnel services company to help them in their efforts. The position will be advertised and all resumes received will be reviewed by the Search Committee.

Selected applicants will be interviewed and a slate of 2 or 3 applicants will then be forwarded for consideration and appointment by the Select Board.

The Executive Administrator Search Committee will recommend candidates to the Select Board no later than February 1, 2009 unless the Select Board votes to extend the time.

A quorum of members needed to transact business will be three and all actions to be by majority vote of those members present on the Committee.

A motion was made by Selectperson William Trimble and seconded by Selectperson Diane Gilbert for discussion.

Vice-Chairperson Robert Carney mentioned he would like to define the word "New Direction" see a job description and the cost to hire such a Search Committee.

A motion was made by Vice-Chairperson Robert Carney to have a M.M.A. Firm come before the Select Board on this issue.

A motion was made by Selectperson William Trimble and seconded by Selectperson Diane Gilbert for discussion on the issue for a Search Committee.

Selectperson Dias disagrees arguing it is our job as a Select Board to hire an Executive Administrator. Selectperson Dias also suggested she would like to have a M.M.A. firm come before the Board.

Chairperson Michaud would like to see a Search Committee however would have not made up the Committee quite this way.

The Chairperson polled the Board for a roll call vote to establish a Search Committee to aid and advise the Select Board for candidates for the position of Executive Administrator: Selectperson Gilbert, yes; Selectperson Trimble, yes; Vice-Chairperson Carney, No; Selectperson Dias, No; Chairperson Michaud; yes. The motion passes (3) three to (2) two.

The Chairperson polled the Board for a roll call for a reserve fund transfer of \$7500.00 for start up costs for a Search Committee: Vice-Chairperson Carney, no; Selectperson Dias, no; Selectperson Trimble, yes; Selectperson Gilbert, yes; Chairperson Michaud; yes.

Attorney Anthony Savastano was present to discuss the request of Chairperson Michaud on Open Meeting Law, the public records law, and attorney-client privilege.

Chairperson Michaud requested Attorney Savastano provide an opinion for our next Select Board Meeting on Monday.

Chairperson Michaud questioned whether no not this should be public information.

Selectperson Nathalie Dias stated her opinion on the confidentiality of Attorney Anthony Savastano letter referring to the non renewal of the Executive Administrator contract. "I believe confidentiality is waived once action is taken. Since the vote or action was taken at a prior meeting not to renew Mr. Gagne's contract, I felt taxpayers should know we had requested his opinion and some members of the Board ignored it. It is their right to know."

Chairperson Michaud updated the Board on the Voc Tech a motion of summary judgment was heard by Judge McDonald. Chairperson Michaud stated Attorney Thomas and Attorney Savastano did an excellent job in presenting this case.

The Chairperson polled the Board for a roll call vote to convene into Executive Session Pursuant to M.G.L. Ch. 39 Sec 23B: On Going Litigation: Selectperson Gilbert, yes; Selectperson Dias, yes; Vice-Chairperson Carney, yes; Selectperson Trimble, yes; Chairperson Michaud, yes.

Attest:



Michael J. Gagné, Executive Administrator

Transcribed by: Linda Torres