

Selectmen's Minutes
T.O.H.P. Burnham Library

August 24, 2012

Present: Chairman Jeffrey D. Jones, Selectman Lisa J. O'Donnell, Selectman Susan Gould-Coviello, Town Administrator Brendhan Zubricki, Selectmen's Assistant Pamela J. Witham, and Conomo Point resident Steve Cuthbertson.

The Chairman called the emergency meeting to order at 8:00 a.m. in the T.O.H.P. Burnham Library. Mr. Zubricki said that Town Counsel had informed him of a new legal development in the case of Judson Pratt, et. al. vs. the Town of Essex, Essex Superior Court C.A. No. ESCV2012-00936B that required the need for deliberation over a critical legal decision that needed to be made prior to the time for posting under the Open Meeting Law. Therefore, citing the need to discuss this case, the Chairman entertained a motion to move to Executive Session. He said that discussing this matter in Open Session would be detrimental to the Town's litigating position and invited Mr. Zubricki to attend the session. He said that the Board would only be returning to Open Session to adjourn the meeting. Mr. Cuthbertson left the meeting. The motion was moved and seconded, and, following a unanimous Roll Call Vote, the Board moved to Executive Session at 8:05 a.m.

The Board returned to Open Session at 9:05 a.m. There being no further business before the Board, a motion was made, seconded, and unanimously voted to adjourn the meeting.

Prepared by: _____
Pamela J. Witham

Attested by: _____
Lisa J. O'Donnell