

**Selectmen's Minutes**  
**TOHP Burnham Library**

**September 22, 2015**

Present: Chairman Lisa J. O'Donnell, Selectman Susan Gould-Coviello, Selectman David A. Doane, Town Administrator Brendhan Zubricki, Mike DeRosa from DeRosa Environmental Consulting Inc., and Town Counsel Gregg Corbo.

Also Present: Conservation Commission members and members of the general public.

The Board of Selectmen, Mr. Zubricki, Town Counsel, and Mr. DeRosa joined the Conservation Commission's meeting, which was already in progress and the Chairman of the Board of Selectmen called the Selectmen's meeting to order at 7:40 p.m. on Tuesday, September 22, 2015 in the TOHP Burnham Library at 30 Martin Street. There was no Public Comment.

The Conservation Commission opened the continued hearing regarding the proposed demolition of 153 Conomo Point Road, and Mr. Zubricki, Town Counsel, and Mr. DeRosa presented information relative to this matter. Following their presentation and a discussion among those present, a motion was made, seconded, and unanimously voted by the Conservation Commission to close the hearing. The Commission stated that they would deliberate on this matter later in tonight's meeting.

BOS Chair O'Donnell entertained a motion to move to Executive Session to discuss pending litigation concerning the case of the Town of Essex v. Leah Maher, et al., Essex Superior Court C.A. No. ESCV2014-00522D. She acknowledged that this item had been added to the Selectmen's Agenda today as a result of newly received information and stated that discussing this matter in Open Session would be detrimental to the Town's litigating strategy. She said the Board would be returning to Open Session only to adjourn the meeting and invited Mr. Zubricki and Town Counsel to attend the Executive Session. The motion was moved and seconded. Following a unanimous Roll Call Vote, the Board, Mr. Zubricki, and Town Counsel left the Conservation Commission meeting in the Library and moved to Executive Session in Mr. Zubricki's office on the second floor of the Town Hall at 8:00 p.m.

The Board, the Town Administrator, and Town Counsel returned to Open Session at 8:30 p.m.

A motion was made, seconded, and unanimously voted to adjourn the meeting.

Documents used during this meeting include the following: *None*.

Prepared by: \_\_\_\_\_  
Brendhan Zubricki

Attested by: \_\_\_\_\_  
Susan Gould-Coviello