



TOWN OF GROVELAND

2013 APR 24 PM 3:38

**MEETING NOTICE** TOWN CLERK RECEIVED/POSTED  
(MGL Chapter 30A, Sections 18-25)

COMMITTEE OR  
CONVENING BODY:

Board of Selectmen

MEETING PLACE:

Dr. Elmer S. Bagnall School  
253 School Street, Groveland, MA

DATE & TIME OF  
MEETING:

Monday, April 29, 2013 @ 6:00 P.M.

Review Warrants and vote Board's recommendations

*Board decision on Request  
for Public Information - vote needed  
Town Counsel - vote requested @ 4/29/13  
on settlement offer from INS. CO.*

Signed:

*Nancy Juwardt*

Date: April 24, 2013

All meeting notices must be time stamped and filed in the Town Clerk's Office and posted  
48 hours prior to the meeting (excluding Saturdays, Sundays and all Holidays).

MINUTES

BOARD OF SELECTMEN

APRIL 29, 2013

Meeting called to order at 6:11 P.M.

**Present** Selectmen Elizabeth Gorski, Donald N. Greaney and Chairman William H. Darke

**Also Present** Town Counsel William Hewig

The Board reviewed the Special and Annual Town meeting warrants and Greaney moved, Gorski seconded, and it was

**VOTED:** To recommend favorable action on all Special Town Meeting Warrant Articles and Annual Town Meeting Warrant Articles, with the exception of Article #18 which will be referred back to committee due to need for a Planning Board public hearing. 3-0

The Board's Assistant informed the Selectmen that she had received several public information requests for the Settlement Agreement the Board had signed on April 22, 2013; that Attorney Regina Ryan told her she could not release the document and that town counsel had told her it was a public document. Lewandowski told the Board that she has not released the document because Attorney Ryan told her she had to keep it confidential; that she had asked Ryan to fax her a letter stating that the Settlement Agreement was not a public document and that it was not to be released as such but Ryan told her that she could not do that. The Board's Assistant stated that the Secretary of State's Office has already been called and is asking to be kept updated. Lewandowski told the Board that she would like the Board to make a decision and take a vote as to whether she should comply with Attorney Ryan's request or town counsel's advice that the document is a public document and should be released. Attorney Hewig was asked by Chairman Darke and he confirmed that the Settlement Agreement is a public document and should be released if a request has been received.

Moved Gorski, seconded Greaney, and it was

**VOTED:** To authorize the Board's Assistant to follow the advice of town counsel and release as a public document the Settlement Agreement in the claim of Dalton versus Town of Groveland and Chief Kirmelewicz, MCAD Docket #12BEM031771.

Chairman Darke informed the Board that he had received a letter of complaint regarding trees being cut in the J.B. Little Road area. The Board's Assistant told Darke that the Highway Department had been cutting trees in the area in preparation for resurfacing the road way with materials taken from the School Street reconstruction. Darke asked Lewandowski to deliver the letter to the Road Commissioner for attention.

**Executive Session**

Moved Greaney, seconded Gorski, and it was

**VOTED:** To enter into Executive Session pursuant to MGL, Ch. 30, Sec. 21(a) (3)  
for the purpose of discussing pending litigation regarding Haverhill Landfill.

GORSKI, GREANEY, DARKE - "AYE"                      3-0

Executive Session was entered at 6:52 P.M. and closed at 7:01 P.M. The Minutes of the Executive Session are on file in a separate binder in the Selectmen's Assistant's Office. Chairman Darke announced the Board will return to the Board's Open Session for the sole purpose of adjourning the meeting and attending the Annual Town Meeting.

**Adjournment**

Moved Greaney, seconded Gorski, and it was

**VOTED:** To adjourn.            3-0

Adjourned at 7:02 p.m.

Respectfully submitted,



Nancy Lewandowski  
Administrative Assistant

**Accepted by vote of Gorski/Greaney – 5/20/2013**