



# TOWN OF WAYLAND

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## BOARD OF SELECTMEN

JOHN BLADON  
STEVEN J. CORREIA  
THOMAS J. FAY  
JOSEPH F. NOLAN  
SUSAN W. POPE

### Board of Selectmen Meeting Minutes September 14, 2011

**Attendance:** John Bladon, Steven Correia, Thomas Fay, Joseph Nolan (arrived 7:05 p.m.), Susan Pope  
**Also Present:** Town Administrator F. Turkington, Secretary M. DiNapoli

Chair T. Fay called the meeting of the Board of Selectmen to order at 7:00 p.m. in the Selectmen's Meeting Room.

**A2. Executive Session** At 7:01 p.m., S. Pope moved, seconded by S. Correia, that the Board of Selectmen go into executive session pursuant to Massachusetts General Laws Chapter 30A, Section 21(a)(3) to conduct a grievance hearing with representatives of SEIU Local #888 pursuant to the provisions of the collective bargaining agreement. Chair T. Fay declared that the conduct of the grievance hearing with representatives of SEIU Local #888 in an open meeting may have a detrimental effect on the litigating position of the Board. YEA: J. Bladon, S. Correia, S. Pope, T. Fay. NAY: none. ABSENT: J. Nolan. Adopted 4-0. The Board invited Town Administrator Fred Turkington, Assistant Town Administrator/Human Resources Director John Senchyshyn, and representatives of SEIU Local #888 participating in the grievance hearing to attend and participate in the executive session. Executive Assistant MaryAnn DiNapoli will attend to record the minutes of the executive session. The Board will return to open session in approximately 45 minutes to resume the agenda for the public portion of the posted meeting of the Board of Selectmen.

**A3.** The Board returned to open session at 7:49 p.m. Chair T. Fay reviewed the agenda for the viewing public. F. Turkington said the next meeting of the Board will be Monday, September 26, 2011. T. Fay announced Selectmen's hours at Mel's Commonwealth Café on Saturday, September 17, 2011. S. Pope said the Iron Chef fundraiser for the Friends of the Council on Aging will be held on Sunday, September 18, and noted that tickets are still available.

**Public Comment** Linda Segal, 9 Aqueduct Road, requested permission to voice record the meeting. Jayson Brodie and Susan Rufo, Board of Assessors, appeared before the Board to comment on the editorial submitted by the Board of Selectmen to the September 8 edition of the Wayland Town Crier regarding the overlay issue. J. Brodie said the editorial contained statements that were wrong and misleading, without identifying the specific errors, and also noted that the Board of Assessors was not consulted. He said a request to withdraw the article was ignored. He apologized to the taxpayers of Wayland for his Board's oversight regarding the overlay, and expressed regret that they were not aware of the issue until the Abrahams Report was done. He said the Board of Assessors will assume sole responsibility for calculating the overlay, and it is fair to ask who has been directing the overlay in the past. He noted the upcoming meeting of the Finance Committee and the Board of Assessors on September 19 to find consensus on the overlay value, and he asked that in the future, the Board of Selectmen consult with the appropriate authority for confirmation before an erroneous article is sent to the newspaper.

**A4. Joint Session with Housing Authority to Fill Vacancy Created by Resignation of Charles Raskin Through 2012 Annual Town Meeting** Mary Antes, Susan Weinstein, and Bret Francis of the Housing

Authority appeared before the Board to consider the appointment of Kevin Goodwin. M. Antes noted that candidate Laurie Hojlo had withdrawn her application. M. Antes moved, seconded by S. Weinstein, to appoint Kevin Goodwin to the Wayland Housing Authority for a term that will expire at the Annual Town Meeting in April 2012. YEA: M. Antes, B. Francis, S. Weinstein. NAY: none. ABSTAIN: none. Adopted 3-0. S. Pope moved, seconded by J. Nolan, to appoint Kevin Goodwin to the Wayland Housing Authority for a term that will expire at the Annual Town Meeting in April 2012. YEA: J. Bladon, S. Correia, J. Nolan, S. Pope, T. Fay. NAY: none. ABSTAIN: none. Adopted 5-0.

**A5. Discussion and Approval of Land Exchange Agreement with Twenty Wayland, LLC, Relative to Easements for Construction of Wastewater Treatment Facility** F. Turkington advised the Board that the land exchange agreement with Twenty Wayland relative to easements for the wastewater treatment facility was still in draft form, although 95% complete, and he reviewed the current version. T. Fay said the Board will review the agreement in its final form at the next meeting.

**A6. Consider and Approve Consent Calendar** S. Pope moved, seconded by J. Nolan, to approve consent calendar items 1 through 3. YEA: J. Bladon, S. Correia, J. Nolan, S. Pope, T. Fay. NAY: none. ABSTAIN: none. Adopted 5-0. S. Pope moved, seconded by J. Nolan, to approve consent calendar item 4, the minutes of the meeting of August 22, 2011. S. Correia abstained from the vote because he was not present at the August 22 meeting. YEA: J. Bladon, J. Nolan, S. Pope, T. Fay. NAY: none. ABSTAIN: S. Correia. Adopted 4-0.

**A7. Review Correspondence** The Board reviewed the week's correspondence. T. Fay asked that the report from CMG Environmental be forwarded to Twenty Wayland LLC and the appropriate town staff. F. Turkington provided an update on the letter to the Minuteman Regional School District from six towns. He said he was at the State House on Monday to review Minuteman funding issues with State Representative Alice Peisch, Chair of the Joint Committee on Education, and her staff. F. Turkington asked the Board to review the Finance Committee liaison list and partner with their corresponding member to begin budget talks. He said the Finance Committee will be requesting more information on their revised capital request forms in order to provide more detail in advance of preparing the warrant. He noted the response of Cherry Karlson, Chair, Finance Committee, to a resident on the role of free cash, and the press release from the MWRA regarding the work on Foss Reservoir Dam.

**A8. Report of the Town Administrator** F. Turkington said the press release for the State of the Town meeting has been distributed, and discussed the scheduling and topics for the event. He presented the Board with the draft grant application to MassWorks for the sidewalks between town center, the historic district, and Route 20. The Board thanked F. Turkington and Town Planner Sarkis Sarkisian for their work in pursuing grant funding. J. Nolan moved, seconded by S. Correia, that the Board authorize the submission of a MassWorks grant application for sidewalk construction and reconstruction, lighting, and drainage improvements. YEA: J. Bladon, S. Correia, J. Nolan, S. Pope, T. Fay. NAY: none. ABSTAIN: none. Adopted 5-0. F. Turkington noted that in an effort to stem proposed litigation by Twenty Wayland LLC, the Wastewater Management District Commission is considering an alternative discharge location. He reviewed board and committee vacancies, and the draft objectives and strategies of the Board of Selectmen for October 2011-September 2012. T. Fay suggested each board member reach out to their liaison and be prepared for further discussion at the next meeting.

**A9. Selectmen's Reports and Concerns** J. Nolan reported on the 495 Partnership meeting he attended, and said he will be attending the MetroWest Regional Collaborative meeting tomorrow. T. Fay reported on

a conversation with Jayson Brodie, Chair, Board of Assessors, over the weekend. He said J. Brodie claimed he was not apprised of the article, and that it contained errors, although he didn't identify the errors. T. Fay said the larger issue is that of process; departments should be routinely consulted before public comment is made. J. Bladon said the reason he didn't contact the Board of Assessors was that they were not the subject of article; he said the article concerned the reasoning behind the amount of the overlay, and procedure for setting it, which was accurate. He said the procedures the town intends to take were also accurate. He noted it was not the Abrahams Group that uncovered the issue, although he agreed that the Board of Assessors should have seen the final version in advance. F. Turkington said he took responsibility for the oversight. He said he and J. Bladon had previously created an extensive statement for the website, which was reviewed and vetted with assessors staff, and used that material to cut and paste for this document. F. Turkington said it was a positive article, meant to address public concerns. J. Nolan said he was disappointed that it was not a collaborative process, as he had been led to believe, and also that disagreements were made public. S. Pope said she felt it was a timely article, and was concerned that J. Brodie did not identify the false statements. However, she said she also had the impression that the department head had reviewed the article before publication. S. Correia said he hopes it is a misunderstanding; however, it is the responsibility of the Selectmen to educate the public and answer questions. The Board discussed the role of various boards in setting the overlay value, although it recognized that the Board of Assessors gets the final vote. T. Fay said the Board has submitted a number of articles for publication, and it should continue, as public education is valuable, but it's important the Board assumes responsibility for accuracy and good communication. S. Pope asked for an accounting of the receipts from the local meals tax. S. Correia said he has received requests from the public to improve the acoustics of the WayCAM broadcasts, and the issue has been referred to WayCAM. T. Fay reported on the interfaith service held at the Islamic Center on the tenth anniversary of September 11. He updated the Board on a meeting with Fireseed, the company that is proposing to re-purpose recyclables into art, and said they will be meeting with the Board of Public Works. J. Nolan moved, seconded by S. Pope, that the Board endorse the plan to use a portion of the funds allotted for the April 2012 Annual Town Meeting for at least two nights of electronic voting pending the results of the RFP. YEA: J. Bladon, S. Correia, J. Nolan, S. Pope, T. Fay. NAY: none. ABSTAIN: none. Adopted 5-0.

**A10. Topics Not Reasonably Anticipated by the Chair 48 Hours in Advance of the Meeting, If Any**

T. Fay said there were no additional topics.

**A11. Adjourn** There being no further business before the Board, J. Bladon moved, seconded by S. Pope, to adjourn the meeting of the Board of Selectmen at 9:19 p.m. YEA: J. Bladon, S. Correia, J. Nolan, S. Pope, T. Fay. NAY: none. ABSTAIN: none. Adopted 5-0.

**Items Distributed For Use by the Board of Selectmen at the September 14, 2011 Meeting:**

1. Status Report – objectives and strategies for October 2010 – September 2011
2. Email dated September 13, 2011 from Laurie Hojlo withdrawing from further consideration for appointment to the Housing Authority