



# TOWN OF WAYLAND

41 COCHITUATE ROAD  
WAYLAND, MASSACHUSETTS 01778

ROBERT MERCIER  
INTERIM TOWN ADMINISTRATOR  
TEL. (508) 358-7755  
www.wayland.ma.us

BOARD OF SELECTMEN  
MARY M. ANTES  
ANTHONY V. BOSCHETTO  
EDWARD J. COLLINS  
CHERRY C. KARLSON  
JOSEPH F. NOLAN

## Board of Selectmen Meeting Minutes Executive Session June 9, 2014

**Attendance:** Mary M. Antes, Tony V. Boschetto, Edward J. Collins, Cherry C. Karlson, Joseph F. Nolan  
**Also Present:** Interim Town Administrator Robert Mercier, Acting Town Administrator/Human Resources Director John Senchyshyn, Wastewater Management District Commission members Fred Knight, Sam Potter, and Rick Greene, Town Counsel Mark Lanza, and Administrative Assistant Cindy Cincotta

**Purpose:** The session was called at 6:06 p.m. in the Selectmen's Meeting Room, Wayland Town Building, by unanimous roll call vote (YEA: M. Antes, T. Boschetto, E. Collins, C. Karlson, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0) of the Board of Selectmen in open session as permitted by Massachusetts General Laws Chapter 30A, Section 21(a)(3) for the purpose of discussing strategy with respect to pending litigation regarding Twenty Wayland, LLC and the Town of Wayland and the Wastewater Management District Commission, and potential litigation by a group of Wastewater Management district users, as threatened by their lawyer, and to discuss strategy with respect to pending litigation between Moss and Borner v. Lingleys and the Town of Wayland regarding "Crown Path," as a discussion of these matters in an open meeting may have a detrimental effect on the bargaining or litigating position of the Town.

**Discussion:** M. Lanza updated the Board on a conference call with Attorney Dan Dain, counsel for Twenty Wayland LLC, and Attorney Kurt Fliegau, representing the Wayland wastewater users group. [REDACTED]

[REDACTED]

The Board discussed the advisability of taking a more offensive posture, and considered whether it was in the town's best interests to pursue betterments. T. Boschetto suggested stopping all public conversation regarding further investment on the town's part in the town center project. Participants then reviewed and edited a draft Memorandum of Agreement between the Board of Selectmen and the Wastewater Management District Commission.

Rick Greene, Fred Knight, and Sam Potter left the meeting at 8:40 p.m.

The Board discussed pending litigation between Moss and Borner v. Lingleys and the Town of Wayland regarding "Crown Path." [REDACTED]

By motion of C. Karlson, seconded by T. Boschetto, by roll call vote, it was unanimously voted to exit executive session at 8:57 p.m. YEA: M. Antes, T. Boschetto, E. Collins, C. Karlson, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

**Items Distributed for Information and Use by the Board of Selectmen at the June 9, 2014 Executive Session Meeting**

1. Draft Memorandum of Agreement between the Board of Selectmen and the Wastewater Management District Commission