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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 30, 2014

Attendance: Mary M. Antes, Tony V. Boschetto, Edward J. Collins, Cherry C. Karlson, (via remote participation), Joseph F. Nolan

Also Present: Interim Town Administrator Robert Mercier, Barb Fletcher, Chair, School Committee, Brad Crozier, Assistant Superintendent of Schools, members of the Wastewater Management District Commission (Fred Knight, Sam Potter, and Rick Greene), Administrative Assistant to the Wastewater Management District Commission Cindy Cincotta, Town Counsel Mark Lanza, and Executive Assistant MaryAnn DiNapoli

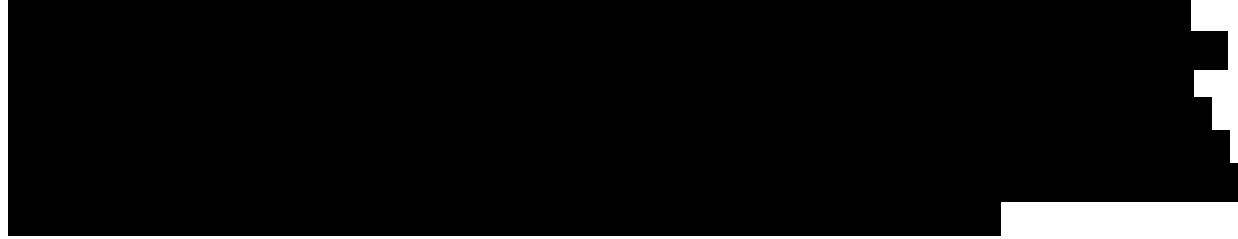
Purpose: The session was called at 6:43 p.m. in the Selectmen's Meeting Room, Wayland Town Building, by unanimous roll call vote (YEA: M. Antes, T. Boschetto, E. Collins, C. Karlson via remote participation, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0) of the Board of Selectmen in open session as permitted by Massachusetts General Laws Chapter 30A, Section 21a(3) to (1) discuss collective bargaining strategy pertaining to contract negotiations with the school custodians; and (2) with the Wastewater Management District Commission, to discuss strategy in respect to pending litigation regarding the case of 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, as a discussion of these matters in an open meeting may have a detrimental effect on the bargaining or litigating position of the Town.

Chair J. Nolan announced that member Cherry Karlson will be participating remotely due to geographic distance, and that a quorum of the Board of Selectmen is physically present at the meeting, all persons are audible to one another, and all votes will be roll call votes. C. Karlson stated that no other person is present and/or able to hear the discussion at the remote location.

Discussion: The Board was joined by Barb Fletcher, Chair, School Committee, and Brad Crozier, Assistant Superintendent of Schools, to discuss the contract with the school custodians. B. Crozier said the Memorandum of Agreement was delayed due to advice from labor counsel. B. Fletcher noted it is a two-year contract, with one year already past. She said the COLAs (Cost of Living Adjustments) are the same as Wayland Teachers contract, and in line with the Finance Committee guidelines. She noted minor changes in the uniform allowance and the callbacks, and asked for Board approval of the contract. M. Antes moved, seconded by E. Collins, to approve the two-year contract for School Custodians. Roll call vote: YEA: M. Antes, E. Collins, C. Karlson via remote participation, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: T. Boschetto. Vote: 4-0-1.

B. Crozier and B. Fletcher left the meeting at 6:52 p.m.

The Board was joined by the members of the Wastewater Management District Commission, C. Cincotta, and Town Counsel Mark Lanza at 6:52 p.m.



J. Nolan reported on his conversation with A. DeLuca earlier in the day. He said he felt the A. DeLuca was willing to consider a settlement and was looking for specifics. M. Lanza noted that the town has filed an appeal and has received an extension to July 15, 2014. J. Nolan asked M. Lanza to have Attorney John Mirick review the brief before submittal. Participants discussed strategies for moving forward, and considered whether to stand firm and force the issue through the court, or continue negotiations for a settlement. T. Boschetto said the Board should draft a position statement. The Board reviewed its leverage points, and its relationship with Wayland users.



It was the consensus of the participants to continue with the court appeal, while also scheduling a mediation date. The Board requested that Mark Lanza prepare a position statement for Board review, and provide a list of potential mediation dates for the Board and A. Deluca to consider.

By motion of J. Nolan, seconded by E. Collins, by roll call vote, it was unanimously voted to exit executive session at 8:05 p.m. YEA: M. Antes, T. Boschetto, E. Collins, C. Karlson via remote participation, 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 30, 2014, Meeting

1. Contract between the Town of Wayland and the School Custodians