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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 October 20, 2014

Attendance: Mary M. Antes, Edward J. Collins, Cherry C. Karlson, Joseph F. Nolan

Also Present: Town Administrator Nan Balmer, Town Counsel Mark Lanza, Wastewater Management District Commission members Fred Knight, Sam Potter, and Rick Greene, and Executive Assistant MaryAnn DiNapoli

Purpose: The session was called at 9:18 p.m. in the Selectmen's Meeting Room, Wayland Town Building, by unanimous roll call vote (YEA: M. Antes, E. Collins, C. Karlson, J. Nolan. NAY: none. ABSENT: T. Boschetto. ABSTAIN: none. Adopted 4-0) of the Board of Selectmen in open session as permitted by Massachusetts General Laws Chapter 30A, Section 21a(3) with the Wastewater Management District Commission, to discuss strategy with respect to pending litigation regarding the case of Twenty Wayland, LLC and the Town of Wayland; and to discuss strategy with respect to a pending action regarding the Glezen Lane judgment; and to discuss strategy with respect to pending litigation and collective bargaining, and pursuant to Massachusetts General Laws Chapter 30A, Section 21a(2) to discuss strategy with respect to contract negotiations with nonunion personnel, and to review and consider for approval and potential release the following executive session minutes relative to the said subjects: September 14, 2011, November 28, 2011, March 5, 2012, March 28, 2012, August 20, 2012, November 5, 2012, January 7, 2013, and May 6, 2013 because a public discussion of pending litigation and collective bargaining, and the review and consideration for approval and potential release of executive session minutes, will have a detrimental effect on the bargaining or litigating position of the Town.

Discussion: J. Nolan reviewed the settlement proposal from Twenty Wayland LLC. The Board considered requiring payments before Planning Board approvals. C. Karlson said the only payment is for the bike trail for a period of time, until they build out the fourteen units and pay the \$40,000 per unit. C. Karlson asked the Wastewater Management District Commission if they could defer the \$175,000 payment. E. Collins said he was opposed to taking action without all the members of the Board present, and the Board agreed to meet on Monday, October 27, 2014. [REDACTED] E. Collins asked if the post-judgment interest is waived [REDACTED] J. Nolan suggested that they add an easement for the utilities to the municipal pad at no charge. E. Collins discussed quantifying the value of the settlement. J. Nolan said the next step, if the Board approves the settlement, will be to turn the language over to the attorneys to put in final form.

Rick Greene, Fred Knight, and Sam Potter left the meeting at 10:06 p.m.

M. Lanza updated the Board on the Glezen Lane issue. [REDACTED]

[REDACTED] J. Nolan asked how to proceed. The Board asked N. Balmer to contact the principals and organize a working group, and to get a cost estimate for a traffic study.

C. Karlson moved, seconded by M. Antes, to approve and hold the executive session minutes of September 14, 2011, November 28, 2011, March 5, 2012, March 28, 2012, November 5, 2012, January 7, 2013, and May 6, 2013, as amended. YEA: M. Antes, E. Collins, C. Karlson, J. Nolan. NAY: none. ABSENT: T. Boschetto. ABSTAIN: none. Adopted 4-0.

C. Karlson moved, seconded by M. Antes, to approve and release the executive session minutes of August 20, 2012. YEA: M. Antes, E. Collins, C. Karlson, J. Nolan. NAY: none. ABSENT: T. Boschetto. ABSTAIN: none. Adopted 4-0.

M. Antes moved, seconded by C. Karlson, to exit executive session at 10:29 p.m. YEA: M. Antes, E. Collins, C. Karlson, J. Nolan. NAY: none. ABSENT: T. Boschetto. ABSTAIN: none. Adopted 4-0

Items Distributed for Information and Use by the Board of Selectmen at the October 20, 2014, Meeting

1. Draft Executive Session Minutes of September 14, 2011, November 28, 2011, March 5, 2012, March 28, 2012, August 20, 2012, November 5, 2012, January 7, 2013, and May 6, 2013