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BOARD OF SELECTMEN

LEA T. ANDERSON
MARY M. ANTES
ANTHONY V. BOSCHETTO
CHERRY C. KARLSON
JOSEPH F. NOLAN

Board of Selectmen Meeting Minutes Executive Session May 18, 2015

Attendance: Lea T. Anderson, Mary M. Antes, Cherry C. Karlson, Joseph F. Nolan

Absent: Tony V. Boschetto

Also Present: Town Administrator Nan Balmer, Assistant Town Administrator/Human Resources Director John Senchyshyn, Town Counsel Mark Lanza, Police Chief Robert Irving, Personnel Board member Maryanne Peabody, OPEB Advisory Committee member Cliff Lewis, Principal/Senior Project Manager Kevin Dandrade of TEC, and Executive Assistant MaryAnn DiNapoli (left at 7:00 p.m.)

Purpose: The session was called at 6:04 p.m. in the Selectmen's Meeting Room, Wayland Town Building, by unanimous roll call vote of the Board (YEA: L. Anderson, M. Antes, C. Karlson, J. Nolan. NAY: none. ABSENT: T. Boschetto. ABSTAIN: none. Adopted 4-0) in open session as permitted by Massachusetts General Laws Chapter 30A, Section 21(a)(3), to discuss strategy with respect to pending actions regarding Ide, et al v. Zoning Board of Appeals et al, Frishman V. Lanza, et al, Carvalho's v. Town, Boelter, et al v. Board of Selectmen, Moss, et al v. Lingleys and Town, Dresens, et al v. Planning Board, et al, Nelson v. Conservation Commission, Bernstein, et al v. Planning Board, et al, and Appellate Tax Board cases filed by the Wayland Town Center LLC and West Beit Olam Jewish Cemetery Corporation; and to discuss collective bargaining strategy pertaining to contract negotiations with the Police Union, and all unions, and pursuant to Massachusetts General Laws Chapter 30A, Section 21(a)(6), to discuss the exchange, lease or value of real estate in regard to the municipal parcel at Town Center; and to review and consider for approval the following executive session minutes relative to the said subjects: April 7, 2015, and April 13, 2015. J. Senchyshyn noted that there was an error in the agenda, and corrected the motion above from "the Police Union and all unions" as printed in the agenda, to "the Police Union, the Fire Union, and the AFSCME Clerical Union." The Chair made the correction. The Chair declared that 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: The Board was joined by Police Chief R. Irving and K. Dandrade to discuss the Glezen Lane litigation. L. Anderson recused herself from debating or deliberating on the issue, as she is a resident of the Glezen Lane neighborhood; she said she would listen but not participate in votes or discussions.



R. Irving and K. Dandrade left the meeting at 6:32 p.m. L. Anderson returned to the discussions.

[REDACTED] The Board reviewed a report of legal costs over the past year prepared by Elizabeth Doucette, Financial Analyst.

At 6:45 p.m., the Board was joined by Maryanne Peabody of the Personnel Board and Cliff Lewis of the OPEB Advisory Committee. J. Senchyshyn explained for the Board that the OPEB Advisory Committee was seeking the Board's consideration for changing all retiree health insurance to a 50/50 premium contribution rate. He said the decision to make the change is under the jurisdiction of the Board of Selectmen. He noted that the reason the discussion was taking place in executive session was due to the fact that there are three unions still in active negotiation (the Police Union, the Fire Union, and the AFSCME Clerical Union). He said there is an active proposal in negotiations with the Police Union to increase the premium contribution rate for members of that bargaining unit. He then reviewed the two categories of town-sponsored health care plans, Medicare Plans and Non-Medicare Plans, and defined the number of current retirees and spouses who were the probable target populations for the proposed change. He said the annual projected savings by converting the target group would be approximately \$166,000. The Board discussed the options for the implementation of the plan. J. Senchyshyn advised that the Board had the discretion to include all current retirees immediately, or to phase in the program for future retirees. The Board discussed the timing of the decision.

M. Peabody and C. Lewis left the meeting at 7:05 p.m.

J. Nolan moved, seconded by M. Antes, to approve and hold the minutes of April 7, 2015. YEA: M. Antes, C. Karlson, J. Nolan. ABSENT: T. Boschetto. ABSTAIN: L. Anderson. Adopted 3-0-1. J. Nolan moved, seconded by M. Antes, to approve and hold the minutes of April 13, 2015. YEA: M. Antes, C. Karlson, J. Nolan. ABSENT: T. Boschetto. ABSTAIN: L. Anderson. Adopted 3-0-1.

J. Nolan moved, seconded by M. Antes, to exit executive session at 7:14 p.m. Roll call vote: YEA: L. Anderson, M. Antes, C. Karlson, J. Nolan. ABSENT: T. Boschetto. ABSTAIN: none. Adopted 4-0.

Items Distributed for Information and Use by the Board of Selectmen at the May 18, 2015, Meeting

2. [REDACTED]
 2. Town of Wayland Defendant's Motion for Temporary Relief from Judgment on Count II of Plaintiffs' Amended Complaint, April 6, 2015
 3. Notice of Default of Judgment on Count II of Plaintiffs' Amended Complaint, filed by Attorney Jeffrey L. Roelofs, P.C., April 10, 2015
 4. Staff Analysis of Legal Costs, 5/15/2015
 5. Memorandum of 5/18/15 from John Senchyshyn, Assistant Town Administrator/HR Director, re: Retiree Health Insurance Contributions
- [REDACTED]