



TOWN OF WAYLAND

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BOARD OF SELECTMEN

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

NAN BALMER
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Board of Selectmen Meeting Minutes Executive Session November 30, 2015

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

Also Present: Town Administrator Nan Balmer, Assistant Town Administrator/Human Resources Director John Senchyshyn, Police Chief Robert Irving, Town Counsel Mark Lanza, and Executive Assistant MaryAnn DiNapoli

Purpose: The session was called at 6:00 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: none. ABSTAIN: none. Adopted 4-0) in open session as permitted by Massachusetts General Laws Chapter 30A, Section 21(a)(5) to discuss the investigation of criminal misconduct; and pursuant to Massachusetts General Laws Chapter 30A, Section 21(a)(3) to discuss strategy with respect to collective bargaining in regard to the AFSCME clerical union; and pursuant to Massachusetts General Laws Chapter 30A, Section 21(a)(6) to consider the purchase, exchange, taking, lease or value of real property in regard to the municipal parcel in the Town Center Project. The Chair declares that a public discussion of these matters may have a detrimental effect on the bargaining, negotiating or litigating position of the Town.

Discussion: C. Karlson reported that a number of board members have gotten comments from the public regarding the termination of a school employee. [REDACTED]

[REDACTED] Due to privacy rights, the name of the individual was not used. R. Irving reviewed the case, providing a verbal summary of the police report and investigation; he said it is an ongoing matter and there are limits to the discussion. [REDACTED]

[REDACTED] and reported that a laptop computer owned by the School Department had not been returned. [REDACTED]

[REDACTED]

[REDACTED] R. Irving reviewed the court case involving the laptop computer, and said the case is scheduled for December 18, 2015. M. Antes suggested that the school department review its practices regarding background checks. [REDACTED]

[REDACTED]

R. Irving left the meeting at 6:57 p.m.

J. Senchyshyn advised the Board that he has reached an agreement with the AFSCME 2 clerical bargaining unit. He said the Memorandum of Agreement was signed and ratified by the union with a vote of 10-6. He reviewed the contract; he said the wage increases are within the Finance Committee guidelines and are consistent with the previous three-year settlements with the AFSCME, Teamster and Library unions.

J. Nolan moved, seconded by L. Anderson, to approve the Memorandum of Agreement with the AFSCME 2 clerical bargaining unit dated October 26, 2015, for the period of July 1, 2014 through June 30, 2017. Roll call vote YEA: L. Anderson, M. Antes, C. Karlson, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 4-0. The vote in open session will be scheduled for the next meeting.

C. Karlson said the the discussion of the exchange, taking, lease or value of real property in regard to the municipal parcel is postponed until the next meeting.

M. Antes moved, seconded by L. Anderson, to exit executive session at 7:03 p.m. Roll call vote: YEA: L. Anderson, M. Antes, C. Karlson, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 4-0.

**Board of Selectmen
Meeting Minutes
Second Executive Session
November 30, 2015**

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

Also Present: Town Administrator Nan Balmer, Assistant Town Administrator/Human Resources Director John Senchyshyn, Police Chief Robert Irving, Town Counsel Mark Lanza, and Executive Assistant MaryAnn DiNapoli

Purpose: The session was called at 10:36 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: none. ABSTAIN: none. Adopted 4-0) in open session as permitted by Massachusetts General Laws Chapter 30 A, Section 21(a)(6), to consider the disposition and value of the Wayland/Sudbury septage facility, and to consider the purchase, exchange, lease or value of real property relative to the Town Center Project municipal parcel; and to discuss the value of real property at 87 Old Connecticut Path, Wayland, commonly known as Mainstone; and pursuant to Massachusetts General Laws Chapter 30 A, Section 21(a)(3), to discuss strategy with 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 users; and to discuss strategy with respect to pending litigation between Moss and Borner v. Lingleys and the Town of Wayland regarding "Crown Path," and to consider potential litigation regarding Bernstein et al v. Wayland Planning Board, and to discuss potential litigation regarding affordable housing restrictions, and to discuss the value of real property at 87 Old Connecticut Path, Wayland, commonly known as Mainstone, and to discuss a grievance hearing with representatives of SEIU Local #888, and to discuss strategy with respect to collective bargaining in regard to contract negotiations with the AFSCME Clerical Union, the AFSCME Professional Union, the Teamsters, the Library Association, the Police Union, the Fire Union, the Wayland Teachers Association, the Wayland Educational Secretarial Association, the School Custodians Union, and the Food Service Association; and pursuant to Massachusetts General Laws Chapter 30A, Section 21(a) 7 and 22, to review and consider for approval the potential release of the following executive session minutes pertaining to these subjects: March 31, 2010, November 6, 2013, March 23, 2015, August 31, 2015, September 8, 2015, September 14, 2011, March 5, 2012, November 5, 2012, May 6, 2013, August 26, 2013, January 27, 2014, June 23, 2014, November 24, 2014, March 30, 2015, May 18, 2015, June 24, 2015, July 13, 2015, July 27, 2015, September 21, 2015, September 8, 2015, September 11, 2015, October 5, 2015, and October 19, 2015. The Chair declares that a public discussion of these matters may have a detrimental effect on the bargaining, negotiating or litigating position of the Town.

Discussion: M. Antes moved, seconded by L. Anderson, to approve and release the executive session minutes of March 31, 2010, November 6, 2013, March 23, 2015, August 31, 2015, and September 8, 2015. Roll call vote: YEA: L. Anderson, M. Antes, C. Karlson, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 4-0.

M. Antes moved, seconded by L. Anderson, to approve and release with redactions the executive session minutes of September 14, 2011, March 5, 2012, November 5, 2012, May 6, 2013, August 26, 2013, January 27, 2014, June 23, 2014, November 24, 2014, March 30, 2015, May 18 2015, June 24, 2015, July 13, 2015, July 27, 2015, and September 21, 2015. Roll call vote: YEA: L. Anderson, M. Antes, C. Karlson, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 4-0.

M. Antes moved, seconded by L. Anderson, to approve and hold the executive session minutes of September 8, 2015, September 11, 2015, October 5, 2015, and October 19, 2015. Roll call vote: YEA: L. Anderson, M. Antes, C. Karlson, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 4-0.

M. Antes moved, seconded by L. Anderson, to exit executive session at 10:49 p.m. Roll call vote: YEA: L. Anderson, M. Antes, C. Karlson, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 4-0.

Items Distributed for Information and Use by the Board of Selectmen at the November 30, 2015, Executive Session Meetings

1. Email of 11/30/15 from John Senchyshyn, Assistant Town Administrator/Human Resources Director, to Board of Selectmen, re: Confidential AFSCME 2 (Clerical) Contract Settlement
2. Executive Session Minutes of March 31, 2010, November 6, 2013, March 23, 2015, August 31, 2015, September 8, 2015, September 14, 2011, March 5, 2012, November 5, 2012, May 6, 2013, August 26, 2013, January 27, 2014, June 23, 2014, November 24, 2014, March 30, 2015, May 18, 2015, June 24, 2015, July 13, 2015, July 27, 2015, September 21, 2015, September 8, 2015, September 11, 2015, October 5, 2015, and October 19, 2015