



NAN BALMER
TOWN ADMINISTRATOR
TEL. (508) 358-7755
www.wayland.ma.us

TOWN OF WAYLAND

41 COCHITUATE ROAD
WAYLAND, MASSACHUSETTS 01778

CHAIR APPROVED FOR
RELEASE WITH REDACTIONS
July 10, 2018

BOARD OF SELECTMEN
LEA T. ANDERSON
MARY M. ANTES
LOUIS M. JURIST
CHERRY C. KARLSON
DOUGLAS A. LEVINE

**Board of Selectmen
Meeting Minutes
Executive Session
July 24, 2017
7:36 P.M.**

**Wayland Town Building, Selectmen's Meeting Room
41 Cochituate Road, Wayland**

Attendance: Lea T. Anderson, Mary M. Antes, Cherry C. Karlson, Louis M. Jurist, Douglas A. Levine
Also Present: Town Administrator Nan Balmer, Assistant Town Administrator/Human Resources Director John Senchyshyn, Police Chief Robert Irving, Town Counsel Amy Kwesell, Special Counsel David Wiener, and Economic Development Committee Chair Rebecca Stanizzi.

Purpose: L. Anderson called the session to order at 7:36 p.m. in the Selectmen's Meeting Room, Wayland Town Building, by unanimous roll call vote of the Board (YEA: L. Anderson, M. Antes, L. Jurist, C. Karlson, D. Levine. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0) in open session as permitted by 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 Rivers Edge Project at 484-490 Boston Post Road; and pursuant to Massachusetts General Laws Chapter 30A, Section 21(a)(3) to discuss strategy with respect to litigation in pending actions regarding Bernstein, et al v. Planning Board, et al, Boelter et al v. Wayland Board of Selectmen, and 20 Millbrook Road; and to discuss whether the Town should pursue legal proceedings with respect to the Town's agreement with Twenty Wayland, LLC, relative to property and development located off 400-440 Boston Post Road; and to discuss strategy with respect to and in preparation for collective bargaining with Police, Fire, AFSCME 1, AFSCME 2, Library, and Teamsters, representing Town employees.

Discussion:

[REDACTED]

J. Senchyshyn advised the Board that the Teamsters Union and AFSCME-2 had both ratified their respective agreements. C. Karlson moved, seconded by D. Levine, to approve the Memorandum of Agreement for a successor collective bargaining agreement between the Town of Wayland and AFSCME-2, Local 690, for the period of July 1, 2017, through June 30, 2020, and to approve the Memorandum of Agreement for a successor collective bargaining agreement between the Town of Wayland and the Wayland DPW Association, Teamsters Local 170, for the period of July 1, 2017 through June 30, 2020. Roll call vote: YEA: L. Anderson, M. Antes, L. Jurist, C. Karlson, D. Levine. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0. J. Senchyshyn told the Board that the WESA union and the Custodian Union for the school employees were close to settling. J. Senchyshyn left the meeting.



A. Kwesell reviewed the case of Boelter et al v. Wayland Board of Selectmen. She said the Supreme Judicial Court (SJC) took this case on its own, demonstrating that the SJC wants to adjudicate. KP Law reviewed the briefs filed by former Town Counsel Mark Lanza and the Attorney General, and she said they were very good. She said KP Law believes it is not necessary, nor are they able, to provide an amicus brief for the Massachusetts Municipal Association. L. Jurist noted that the town followed the Attorney General's direction in this case. The Board was comfortable going forward without the amicus brief from KP Law. A. Kwesell said she will advise the Board as to when the case is scheduled in court.

A. Kwesell reviewed the case of 20 Millbrook. She said the case involves a property owner with a storage container that has not been removed from the property long after it was no longer required for the purpose permitted. After 16 warnings, letters, and citations, the town filed a complaint in Superior Court for an injunction. She said she will file a formal complaint in Land Court, and will ask for attorney fees and fines already imposed.



C. Karlson moved, seconded by D. Levine, to exit the executive session at 8:40 p.m. Roll call vote: YEA: L. Anderson, M. Antes, L. Jurist, C. Karlson, D. Levine. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

Items Distributed for Information and Use by the Board of Selectmen at the July 24, 2017, Executive Session Meeting

[REDACTED]

7. Memorandum of 7/24/17 from John Senchyshyn, Assistant Town Administrator/Human Resources Director, to Board of Selectmen, re: Collective Bargaining