

WAYLAND BOARD OF PUBLIC WORKS

DPW Facility
August 8, 2016
7:00 PM

EXECUTIVE SESSION MINUTES

Present: C. Brown, (Chair), M. Lowery (Vice Chair), W. Baston, J. Mishara, M. Lindeman (Acting DPW Director)

Absent: M. Wegerbauer

Executive Session to Discuss the Potential Purchase of Baldwin Pond Area Property For Sale, Bernstein et al v. Planning Board, Moss et. al. v. Lingleys et al, and Review and Approve the Executive Session Minutes of the 7/26/16 Meeting

Brown made a motion that the Board of Public Works enter into executive session pursuant to Massachusetts General Laws Chapter 30A, Section 21(a)(3) to discuss the potential purchase of Baldwin Pond area property for sale, Bernstein et al v. Planning Board, Moss et al v. Lingleys et al, and review and approve the executive session minutes of the 7/26/16 meeting.

Mishara 2nd.

Roll Call Vote: Mishara – aye, Lowery – aye, Brown – aye, Baston – aye

Brown invited the attendance by DPW employees Mike Lindeman and Dan Cabral.

Brown noted that the Board will reconvene in open session in approximately ten minutes for the purpose of adjourning.

The Board entered into executive session at 9:16 PM.

The Board reviewed the executive session minutes of the 7/26/2016 meeting.

Brown made a motion to accept the executive session minutes of the 7/26/2016 meeting, with the minutes remaining unreleased.

Lowery 2nd.

Roll Call Vote: Mishara – aye, Lowery – aye, Brown – aye, Baston – aye

Lowery described a recent meeting he had with Town Administrator Nan Balmer, Procurement Officer Elizabeth Doucette, Town Counsel Mark Lanza, and DPW employees Mike Lindeman, Don Millette, and Dan Cabral concerning the properties of 107 Old Sudbury Road and 8 Glezen Lane.

Lowery described the discussion at the meeting relating to the procurement process.

Lowery noted that Town Counsel suggested that the standard procurement process could be bypassed by using CPA funds or acquiring by eminent domain.

Lowery added that Town Counsel suggested that the Board send letters to homeowners within Zone 1, advising them that if they should choose to sell their property in the future to please contact the Town.

Lowery noted that the Board should ensure that the Board of Health requires the septic system of 8 Glezen Lane to be upgraded in such a way to ensure the safety of the Town's water supply.

The Board determined that it would be advisable for them to submit a written public comment to the Board of Health prior to the Title 5 hearing for 8 Glezen Lane.

The Board discussed potential purchasing strategies for the acquisition of 8 Glezen Lane.

Brown suggested that the Board continue to pursue the purchase of 8 Glezen Lane, noting that they would maintain the option of pulling the Town Meeting article at a later date.

Brown made a motion that the Board support the purchase of 8 Glezen Lane for inclusion in the warrant for Annual Town Meeting, and request Town Counsel to prepare a purchase and sale agreement.

Lowery 2nd.

Roll Call Vote: Mishara – aye, Lowery – aye, Brown – aye, Baston – aye

Brown described a recent executive session meeting that he and Lowery attended with the Board of Selectmen last week regarding the case of Bernstein et al v. Planning Board.

Brown updated the Board on the case of Moss et al v. Lingley et al, noting that no one is actively pursuing a judgement, so a ruling may not occur for several years.

Brown added that he will notify Balmer and town Counsel of the Board's vote regarding 8 Glezen Lane.

Brown made a motion to exit executive session.

Baston 2nd.

Roll Call Vote: Mishara – aye, Lowery – aye, Brown – aye, Baston – aye

The Board reentered open session of 9:42 PM.