

**TOWN OF WAYLAND - TOWN CLERK'S OFFICE**  
**NOTICE OF MEETINGS OF TOWN BOARDS/COMMITTEES/COMMISSIONS**

Posted in accordance with the provisions of the Open Meeting Law

NAME OF BOARD/COMM: Wayland Wastewater Management District Commission

FILED By: Fred Knight

DATE OF MEETING: Monday, 31 Mar 2014

TIME OF MEETING: 6:45 PM

PLACE OF MEETING: Wayland Town Building

**PROPOSED AGENDA**

*Note: Items may not be discussed in the order listed or at the specific time estimated.  
 Times are approximate.*

- 6:45 1. Public comment
- 7:00 2. Joint meeting with Board of Selectmen and WWMDC users
- 8:30 3. Discussion of fulfilling public records request with Town Counsel, Mark Lanza.
- 8:40 4. Discuss the pros and cons of NEVER charging betterments.

Con betterment	Pro betterment
Year-by-year payback of principal and interest of bond	Tax deduction
Freedom from adjusting for entire betterment on sale of a business or condo	Doesn't require a new rate hearing
Certainty by WWMDC of getting sufficient annual income and no extra assessments to users to make up for shortfall	
Includes allocation for town entities (gpd: 1100 Town Building, 3000 Public Safety Building, 3000 Municipal pad)	

- 8:50 5. Discussion of charging 40B condominiums at Wayland Meadows at lower rate.
- 8:55 6. Planning for Annual Town Meeting
- 8:58 7. Approval of minutes
- 9:00 8. Topics not reasonably anticipated by the chair 48 hours in advance of the meeting, if any.
- 9:01 9. WWMDC composition: new member needed
- 9:02 10. Calendar: upcoming meetings and events, including hearings.
- 9:05 11. Public comment
- 9:15 12. Executive Session on litigation with 20Wayland and potential litigation with other users
- 10:00 13. Adjourn

## **MOTION TO GO INTO EXECUTIVE SESSION**

**MOVER:** I move that the Wastewater Management District Commission enter into executive session pursuant to Massachusetts General Laws Chapter 30A, Section 21(a)(3) to discuss strategy with respect to litigation between Twenty Wayland, LLC and the Commission and / or the Town of Wayland over sewer use charges, if an open meeting may have a detrimental effect on the bargaining or litigating position of the Town, and potential litigation by a group of WWMD users as threatened by their lawyer.

**CHAIR:** Is there a second to the motion to enter into executive session? The Chair declares that discussion of strategy with respect to litigation between Twenty Wayland, LLC and the Commission and / or the Town of Wayland over sewer use charges as stated in open session of the Commission on May 19, 2011 in an open meeting may have a detrimental effect on the litigating position of the Town and potential litigation mentioned in communication from Kurt Fliegauf, who represents a group of users.

**CHAIR:** Roll call vote. Mr. Potter. Aye. Chair votes aye. Motion passes.

**CHAIR:** The Board invites attendance by Town Counsel Mark Lanza and Joe Nolan, Board of Selectmen liaison between BoS and WWMD. The Board will return to open session to adjourn in approximately 30 minutes.