

**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: Cindy Cincotta

DATE OF MEETING: Monday, 25 August 2014

TIME OF MEETING: 6:30 PM

PLACE OF MEETING: Wayland Town Building

**PROPOSED AGENDA**

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

- 6:30 1. Call to order and motion to enter executive session
- 6:31 2. Executive Session with the Board of Selectmen on litigation with 20Wayland and potential litigation with other users
- 7:00 3. Executive Session continued on litigation with 20Wayland and potential litigation with other users
- 7:15 4. Possible actions based on executive session
- 7:16 5. Preliminary discussion of options for a billing system for WWMDC. One option is to use the MUNIS system. Another option is to spend \$2500 to be paid to VADAR Systems for producing a new billing system for WWMDC users. The VADAR billing system will use a spreadsheet to input new charges by wastewater acct#, bills will be generated, and an output file will be used to produce an accompanying page with specific explanation of charges and any warning messages and comments for individual users (e.g. too much water being used). The chair has reviewed the work to be done and will present comments at the meeting. No decision is expected at this time.
- 7:30 6. Discussion of Sewer Rate Relief Fund - FY2015. The Division of Local Services has released Bulletin 2014-05B: Sewer Rate Relief Fund - FY2015. It can be found at this link: <http://dls-listserver.dor.state.ma.us/t/184546/60714/61043/1/>, which begins with "The Sewer Rate Relief Fund operates under the provisions of Chapter 29 Section 2Z of the General Laws. The Fund was created in 1993 to mitigate escalating costs of sewer service in the Commonwealth. Awards were based on "eligible debt service" and were calculated at up to 20% of debt service. For FY2015, \$1.1 million has been appropriated." Applications must be returned by Friday, October 10, 2014 to the address noted in the Bulletin.
- 7:45 7. Public comment
- 7:55 8. 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 WWMDC 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 Fliegau, who represents a group of users.

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

CHAIR: The Board invites attendance by Town Counsel Mark Lanza, special Counsel Damon Seligson, Cindy Cincotta, John Senchyshyn, Bob Mercier, MaryAnn DiNapoli, and Board of Selectmen. The WWMDC will return to open session in approximately 45 minutes.