

# TOWN OF WAYLAND

## Massachusetts

### TOWN MANAGER

Michael McCall  
Town Building  
41 Cochituate Road  
Wayland, Massachusetts 01778  
www.wayland.ma.us



### SELECT BOARD

Anne Brensley  
Thomas J. Fay  
Adam G. Gutbezahl  
Carol B. Martin  
William D. Whitney

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**Meeting Minutes**  
**Select Board Meeting**  
**Monday, July 28, 2023 at 10:00 a.m.**  
**Town Building / Remote Meeting**  
**41 Cochituate Road, Wayland, MA 01778**

**Present, participated remotely:** Anne Brensley, Thomas J. Fay, Carol B. Martin, William D. Whitney.

**Absent:** Adam G. Gutbezahl.

**Personnel present, participated remotely:** K. Power-Spirlet

**A1. Call to Order, Review Agenda for Public:** At 10:00 a.m., pursuant to Chapter 2 of the Acts of 2023, W. Whitney called the meeting of the Select Board to order when a quorum was present by remote participation. W. Whitney announced each Board member by full name.

#### **A2. Executive Session:**

At 10:05 a.m., W. Whitney moved, seconded by C. Martin, that the Select Board enter into Executive Session,

- a) Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (7) to review and approve the executive session minutes of June 20, 2023 with the intent to hold said minutes.
- b) Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (7) to review and consider for potential release the following executive session minutes related to the purchase, exchange, lease or value of real estate with respect to the Town's agreement with Twenty Wayland, LLC., relative to property and development located off 400-440 Boston Post Road: February 4, June 3, June 10, June 26, July 31, August 12, August 26, September 9 2019; September 21, October 19, November 9, December 7, 2020; January 4, February 22, March 8, April 5, May 3, May 10, June 7, June 29, July 12, July 26, August 9, September 2, October 4, October 13, October 18, November 2, November 8, November 22, 2021; January 3, and January 18, 2022.
- c) Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (7) to review and consider for potential release the following executive session related to strategy with respect to pending litigation on 20 Millbrook Road: March 13, April 24, and July 24, 2017.
- d) Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (7) to review and consider for potential release the following executive session minutes related to strategy with respect to litigation re: Authority to Waive the Necessity for the Town of Wayland to Hold An Annual Town Meeting before Seating Duly Elected Officials (Watkins): August 8, August 21, and August 28, 2020.
- e) Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (7) to review and consider for potential release the following executive session minutes related to strategy with respect to collective bargaining with the International Association of Firefighters, AFL-CIO Local 1978: May 1, 2017; September 2, October 4, November 22, December 13, 2021; January 3, January 10, January 18, January 24, and March 14, 2022.

- f) Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (7) to review and consider for potential release the following executive session minutes related to pending litigation following a Department of Labor Relations Complaint filed by the Wayland Library Staff Association MFT, AFT, AFL-CIO: May 10 and July 26, 2021.
- g) Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (7) to review and consider for potential release the following executive session minutes related the purchase, exchange, lease or value of real estate with respect to the Town's Tower Lease agreement with Horizon Towers relative to property located on Reeves Hill located at 139 Old Connecticut Path and 0 Old Connecticut Path: December 13, 2021.
- h) Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (7) to review and consider for potential release the following executive session minutes related to litigation related to Office of Civil Rights Complaint #01-22- 1035 Wayland Public Schools: August 21, 2021; January 10, April 4, and April 19, 2022.
- i) Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (g) (1) to review topics of all released and un-released executive session minutes from years inclusive of 2016, 2017, 2018, 2019, 2020, 2021, 2022, and 2023 to confirm continued non-disclosure of redactions.

Chair W. Whitney declared that a public discussion of these matters may have detrimental effect on the litigating, negotiating or bargaining position of the Town. Roll Call Vote: YEA: A. Brensley, T. Fay, C. Martin and W. Whitney. NAY: None. ABSENT: A. Gutbezahl. ABSTAIN: None. Approved 4-0-0.

Chair W. Whitney invited attendance by K. Power-Spirlet and announced that the Board would not reconvene in open session and no other public business would be conducted at the meeting, the Board would adjourn from the executive session

**A3. Adjourn:** Adjourn: At 10:07 a.m., the Board entered into Executive Session.