

WAYLAND BOARD OF PUBLIC WORKS

Wayland DPW Facility

March 8, 2016

7:00 PM

EXECUTIVE SESSION MINUTES

Present: C. Brown, (Chair), M. Lowery (Vice Chair), W. Baston, J. Mishara, M. Wegerbauer, S. Kadlik (DPW Director)

Executive Session to Discuss Strategy with Respect to Pending Actions Regarding 150 Main Street LLC v. Zoning Board of Appeals and Review and Approve the Executive Session Minutes of the 2/9/2016 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 strategy with respect to pending actions regarding 150 Main Street LLC v. Zoning Board of Appeals and review and approve the executive session minutes of the 2/9/2016 meeting.

Mishara 2nd.

Lowery asked for clarification as to why executive session was called.

Brown replied that he has information that he is unsure if it is suitable for public release to discuss with the Board, and would restate the comments in open session if the Board sees fit.

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

Brown invited attendance by DPW employees Daniel Cabral, Joseph Doucette, Stephen Kadlik, Don Millette, and Michael Lindeman.

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 8:43 PM.

Brown made a motion to approve the executive session minutes of the 2/9/2016 meeting, but not release them.

Lowery 2nd.

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

Brown noted that he attended a meeting with the Board of Selectmen under the impression that they would be discussing the status of 150 Main Street with Town Counsel in executive session.

Brown added that this did not occur, but a meeting with the Planning Board is scheduled for 3/22/2016 to discuss 150 Main Street.

Brown recommended that the Board of Public Works convene at the Town Building on 3/22/2016 to allow members to attend the Planning Board meeting as well.

Lowery noted that a permit has been applied for, and asked what action the Board should take.

Lowery expressed his opinion that a public hearing should be held by the Board to review the Physical Alteration Permit application of 150 Main Street.

Brown added that he would first like clarification from Town Counsel regarding the scope of the approving authority of the Board.

Kadlik added that the Town Administrator has requested that the Board delay any action of the permit application until Town Counsel has issued a public comment concerning the court ruling that occurred on 2/18/2016.

Wegerbauer expressed his opinion that the discussion concerning the permit did not need to occur during executive session.

Lowery noted he would like the plans to be examined to determine if the developers are being asked to construct anything within the Town's Right-of-Way.

Brown made motion that exit executive session.

Mishara 2nd.

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

The Board reconvened in open session at 8:55 PM.