

WAYLAND BOARD OF PUBLIC WORKS

Wayland Town Building

February 9, 2016

7:00 PM

EXECUTIVE SESSION MINUTES

Present: C. Brown (Chair), M. Lowery (Vice Chair), W. Baston, M. Wegerbauer, M. Lindeman (DPW Park & Highway Division Superintendent)

Absent: J. Mishara

Executive Session to Discuss Strategy with Respect to Recent Actions Regarding Bernstein et al v. Wayland Planning Board et al and Review and Approval of the Executive Session Minutes of the 1/12/2016 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 recent actions regarding Bernstein et al v. Wayland Planning Board et al and the review and approval of the executive session minutes of the 1/12/2016 meeting.

Baston 2nd.

Roll Call Vote: Lowery aye, Brown aye, Wegerbauer aye, Baston aye.

Brown invited the attendance of DPW employees Mike Lindeman, Joe Doucette, and Daniel 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 9:04 PM.

Lowery made a motion to accept the executive session minutes of the 1/26/2016 meeting.

Brown 2nd

Brown noted that the minutes should remain confidential.

Roll Call Vote: Lowery aye, Brown aye, Wegerbauer aye, Baston aye.

Lowery described a recent Board of Selectmen executive session meeting he attended; noting that Town Counsel said the Town will be requesting a dismissal, temporary relief from the court's instructions, and permanent relief of the court's action.

Lowery noted that at the meeting, TEC representative Kevin Dandrade reported that he is making progress with the intersection design.

Lowery noted that there is a warrant article to fund the changes to the intersection.

Brown added that funding for changes to the intersection was voted down at the last Town Meeting.

Brown asked Lowery if the status of the 13 plaintiffs was discussed at the meeting.

Lowery replied that according to Town Counsel, not all of the original plaintiffs are still involved.

Brown asked Lowery if Town Counsel gave his opinion if the Town has a case.

Lowery noted that Town Counsel referred to the recent TEC traffic studies that have shown there is actually less traffic, and that the Town Center has not affected traffic volume.

Lowery noted that the temporary relief sought is to delay the reinstatement of the turn restrictions.

Items Included as Part of Agenda Packet for Discussion
- Printed Motion to Enter Into executive Session

Brown made a motion to exit executive session.

Lowery 2nd

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

The Board reconvened in open session at 9:14 PM.