



TOWN OF WAYLAND

41 COCHITUATE ROAD
WAYLAND, MASSACHUSETTS 01778

Released

FREDERIC E. TURKINGTON JR.
TOWN ADMINISTRATOR
TEL. (508) 358-7755
www.wayland.ma.us

BOARD OF SELECTMEN
DOUGLAS J. LEARD
JOSEPH F. NOLAN
ALAN J. REISS
MICHAEL L. TICHNOR
WILLIAM D. WHITNEY

CONFIDENTIAL

Board of Selectmen Executive Session Minutes February 25, 2008

Attendance: D. Leard, A. Reiss, M. Tichnor, W. Whitney

Also present: Town Administrator Frederic E. Turkington Jr., Secretary M. DiNapoli, Human Resources Director/Assistant Town Administrator John Senchyshyn

Purpose: The session was called at 9:12 p.m. in the Selectmen's Meeting Room, Wayland Town Building, by unanimous roll call vote (4-0) in open session as permitted by M.G.L. Chapter 39, Section 23B, paragraph three, to discuss pending litigation between the Town of Sudbury and the Wayland Planning Board and thirteen residents of Glezen Lane and the Wayland Planning Board, both of which challenge the issuance of a Master Special Permit for Town Center, 400-440 Boston Post Road, and collective bargaining issues, because a public discussion of these matters would have a detrimental effect on the litigating and negotiating position of the Town.

Discussion: F. Turkington reviewed his discussion with the attorneys for the Town Center project; he said that the Town of Sudbury lacks standing and a motion has been filed to dismiss. He recommended that the Town of Wayland not be included in the motion, as it could deteriorate its relationship with Sudbury. In regard to the suit filed by Glezen Lane residents, he said he was advised that the plaintiffs do not meet the threshold test of disproportionate impact. The developers have filed motions for request of documents and have also scheduled depositions. He said that counsel has advised that the Board may consider traffic mitigation plans without being a direct response to litigation; he said the developer will take the lead, if there is a basis for a settlement or a withdrawal. W. Whitney requested that Kevin Dandrade of TEC provide the Board with an assessment of the Glezen Lane residents' proposal in executive session. F. Turkington noted that the town special counsel, Pat Cantor, will interface with the developer's litigator.

J. Senchyshyn presented to the Board the final Memorandum of Agreement between the Town of Wayland and the Wayland Water Association. F. Turkington and J. Senchyshyn recommended its approval. J. Senchyshyn provided an update on the remaining negotiations with the Teamsters, SEIU and AFSCME. J. Senchyshyn discussed with the Board the option of mediation should any of the remaining negotiations reach impasse.

Adjourn: By motion of A. Reiss, seconded by M. Tichnor, Board, by roll call vote, unanimously voted to exit executive session at 9:49 p.m.