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TOWN OF WAYLAND

41 COCHITUATE ROAD
WAYLAND, MASSACHUSETTS 01778

BOARD OF SELECTMEN
THOMAS J. FAY
ADAM G. GUTBEZAHL
CHERRY C. KARLSON
CAROL B. MARTIN
DAVID V. WATKINS

SELECT BOARD

Meeting Minutes

Executive Session

June 27, 2022

7:00 p.m.

ALL REMOTE

41 Cochituate Road, Wayland, MA

Attendance: Tom Fay, Cherry Karlson, Carol Martin, Adam Gutbezah, Dave Watkins

Absent: none.

Also Present: Stephen Crane, Acting Town Manager; John Bugbee, Assistant Town Manager

Purpose: At 10:52 p.m. C. Karlson called the session to order by unanimous roll call vote of the Board (YEA: D. Watkins, C. Martin, A. Gutbezah, T. Fay, C. Karlson. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0-0.) in open session; pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (2), (3), and (6) to review and approve the executive session minutes of May 23, 2022 with the intent to hold said minutes; and pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (2), (3), and (6) to review and consider for potential release the following executive session minutes discussing strategy related to litigation Duane Galbi v. Town of Wayland et al: September 21, 2020; February 1, 2021; July 26, 2021; October 4, 2021; and December 13, 2021.

All members and attendees participated remotely and confirmed they could discuss confidential matters in private.

Minutes: The Board reviewed the draft minutes. T. Fay moved, seconded by D. Watkins, to approve and hold the executive session minutes of May 23, 2022. Roll call vote of the Board: YEA: D. Watkins, A. Gutbezah, T. Fay, C. Martin, C. Karlson. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

Review of Minutes related to Galbi litigation: C. Karlson noted that the open session packet included a request under the Open Meeting Law from resident George Harris for unredacted minutes for five sessions as noted on the agenda and in the motion. Minutes for a sixth executive session held on October 28, 2019 were not requested and are not being considered.

The Board reviewed the five sets of minutes that had previously been reviewed and released with redactions. In discussion, the Board determined that it had consistently redacted information on preliminary settlement terms, suggested strategy, and draft documents that if released may have a detrimental effect on the bargaining or litigating position of the Town on this or future negotiations. It was not inclined to release any additional information.

D. Watkins questioned whether documents provided during the meeting needed to be redacted on the minutes. C. Karlson offered to follow up with town counsel to clarify when and which provided documents can be redacted.

The Board was ready to vote on the request for unredacted minutes. T. Fay moved, seconded by A. Gutbezahl, to maintain the minutes as released with no changes to the redactions. Roll call vote of the Board: YEA: A. Gutbezahl, C. Martin, D. Watkins, T. Fay, C. Karlson. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

The Board will announce in open session that there are no further releases on these minutes.

Exit Executive Session: At 11:12 p.m., T. Fay moved, seconded by A. Gutbezahl, to exit Executive Session and return to open session. Roll call vote of the Board: YEA: D. Watkins, A. Gutbezahl, C. Martin, T. Fay, C. Karlson. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

Documents provided:

- [REDACTED]
- 2. Galbi v. Town of Wayland: cover note and executive session minutes as approved and released with redactions of September 21, 2020; February 1, 2021; July 26, 2021; October 4, 2021; and December 13, 2021.