

Approved: March 9, 2020

Board of Selectmen Meeting: February 13, 2020

Present: Freiman, Ulfelder, Olney, Morgan, Sullivan Woods

Also Present: Jop, Harrington, Brewer, Freid, Pilecki

Warrants approved:

Meeting Documents:

1. Agenda
2. Disclosures for M. Jop and T. Harrington
3. Waivers of Open Meeting Law Notice

1. Call to Order

Ms. Freiman, Chair, called the meeting to order at 3:13 pm in Conference Room G.

Ms. Freiman declared the meeting is being held as an emergency meeting. She noted that less than 48 hours prior, serious allegations were made against a majority of members of the Board of Selectmen, and that threats were made against the remaining members of the Board, the Executive Director, and Town Counsel. She stated that given the significance of pending allegations against the members of the Board, the Executive Director, and Town Counsel, and the need to consult with Town Counsel and discuss possible courses of action, the Board needed to meet in less than the typical posting advance notice requirement of 48 hours.

The Board invoked the rule of necessity given the Board intended to discuss complaints filed against their members and that their members may have a financial interest in the matter.

Ms. Jop and Mr. Harrington presented disclosures for non-elected municipal employee of financial interest and determination by appointing authority as required by MGL c. 268A Section 19 as the charge of wrongdoing in relation to production of records could negatively impact financially Ms. Jop and Mr. Harrington.

Upon a motion by Mr. Morgan and seconded by Mr. Ulfelder, the Board voted unanimously (5-0) to approve the disclosures for Ms. Jop and Mr. Harrington.

- 2. Executive Session under M.G.L. c. 30A, §21(A), exemption #1 to discuss the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against the members of the Board of Selectmen, Ms. Jop, and Mr. Harrington. The individual to be discussed in such executive session shall be notified in writing by the public body at least 48 hours prior to the proposed executive session; provided, however, that notification may be waived upon written agreement of the parties.**

Ms. Fried informed the Board, Ms. Jop, and Mr. Harrington that the Open Meeting Law requires 48 hour notice of a discussion of complaints against an individual; however, the ability to waive the notice can be provided in writing. All the members of the Board, Ms. Jop, and Mr. Harrington provided in writing their waivers of the 48-hour notice provision. Mr. Harrington noted that he was present at the meeting as an employee and would not be acting as Counsel in the meeting. Ms. Brewer and Ms. Fried were acting as Town Counsel, where appropriate.

Upon a motion by Mr. Morgan and seconded by Mr. Ulfelder the Board was polled all aye (Freiman-Aye, Ulfelder – Aye, Morgan – Aye, Sullivan Woods – Aye, Olney – Aye) to enter Executive Session M.G.L. c. 30A, §21(A), exemption #1 to discuss the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against all the members of the Board of Selectmen, Ms. Jop, and Mr. Harrington. The individual to be discussed in such executive session shall be notified in writing by the public body at least 48 hours prior to the proposed executive session; provided, however, that notification may be waived upon written agreement of the parties and to invite Meghan Jop, Chief Jack Pilecki, Tom Harrington, Town Counsel, Donna Brewer Town Counsel, and Ivria Fried Town Counsel. Following the adjournment of executive session, the Board will return to open session for the sole purpose of adjourning the meeting.

Freiman-aye,
Sullivan Woods-aye,
Ulfelder-aye,
Morgan -aye,
Olney-aye

Executive Session was called to order at 3:25 pm.

The Board returned to Open Session. The meeting was adjourned at 5:15 pm.

The next regular meeting is scheduled for Monday, February 24, 2020 at 7:00 pm in the Juliani Room.