

MINUTES - WAYLAND SCHOOL COMMITTEE
Executive Session -- August 3, 2015 - #1

An Executive Session of the Wayland School Committee was held on Monday, August 3, 2015, at 6:45 P.M. in the School Committee Room of the Wayland Town Building.

Present were:

Ellen Grieco, Chair
Donna Bouchard
Jeanne Downs
Kathie Steinberg

Also:

Paul Stein
Superintendent

Brad Crozier
Assistant Superintendent

Diane Marobella
Recording Secretary

Adam Simms, Esq.

Absent:

Barb Fletcher, Vice Chair

1. Executive Session:

Subsequent to a roll call vote in Regular Session on a motion made by Ellen Grieco, seconded by Jeanne Downs, the School Committee voted (4-1) to enter Executive Session at 6:45 p.m. for the purposes of discussing strategy with respect to threatened litigation under Title IX Anti-Retaliation Provisions and M.G.L. c. 149, §185, by the former Athletic Director against the Wayland Public Schools and the School Committee, as permitted by M.G.L. c. 30A, §21(a)(3), as such discussion in open meeting may have a detrimental effect on the litigation position of the School Committee and an Executive Session is necessary to protect the litigation position of the School Committee and discussing strategy regarding the investigation of criminal misconduct, as permitted by M.G.L. c. 30A, §21(a)(5). A roll call vote was taken as follows:

<u>Roll Call</u>	<u>Yes</u>	<u>No</u>
Ellen Grieco, Chair	X	
Barb Fletcher, Vice Chair	X	
Donna Bouchard		X
Jeanne Downs	X	
Kathie Steinberg	X	

The School Committee will be joined by Paul Stein, Superintendent, Brad Crozier, Assistant Superintendent, and Diane Marobella, recording secretary, as well as Adam Simms from Pierce, Davis & Perritano.

The School Committee will reconvene in open session to conduct regular matters as noted on the meeting notice.

A discussion followed and Donna stated that Purpose 5 for the second agenda item in Executive Session is not specific enough and would be in violation according to the Attorney General's recent determination regarding the Open Meeting Law in this regard. Donna read the Attorney General's determination and stated that it should be noted that the discussion is in regard to the METCO matter. Ellen commented that in preparing the agenda and executive motion, she is following the advice of town counsel in protecting the interest of the town of Wayland. Donna referred to the specificity of the agenda matter noted in the February 6, 2014 agenda. Ellen confirmed that town counsel advised that the way in which the agenda item is noted is appropriate. A discussion ensued in terms of specificity and clarity related to the Open Meeting Law and town counsel's advice. The other Committee members agreed with Ellen's decision to follow the advice of town counsel.

Barb recused herself from agenda item 1(a). She left the meeting at 6:53 p.m., as did Marlene and Susan.

The School Committee moved to the School Committee Room for the following discussion.

- Discuss Strategy with Respect to Threatened Litigation under Title IX Anti-Retaliation Provisions and M.G.L. c.148, §135, by the Former Athletic Director against the Wayland Public Schools and the School Committee, pursuant to M.G.L. c. 30A, §21(a)(3):

REDACTED

- Discuss Strategy Regarding the Investigation of Criminal Misconduct, pursuant to M.G.L. c. 30A, §21(a)(5):
The Committee will decide during Executive Session #2 whether it will discuss this matter.

4. Adjournment:

Upon a motion duly made by Donna Bouchard, seconded by Ellen Grieco, the School Committee voted unanimously (4-0) to adjourn the Executive Session at 8:15 P.M. A roll call vote was taken as follows:

<u>Roll Call</u>	<u>Yes</u>	<u>No</u>
Ellen Grieco, Chair	X	
Barb Fletcher, Vice Chair	absent	
Donna Bouchard	X	
Jeanne Downs	X	
Kathie Steinberg	X	

Respectfully submitted,

Paul Stein, Clerk
Wayland School Committee