

TOWN OF PROVINCETOWN – BOARD OF SELECTMEN
EXECUTIVE SESSION – MONDAY – FEBRUARY 27, 2012 4:30 PM
TOWN HALL – CONFERENCE ROOM

Chair Elaine Anderson called the meeting to order at 4:30 PM noting the following Board of Selectmen members: Elaine Anderson, Austin Knight and David McChesney.

Excused Absence: David Bedard and John Santos

Other Attendees: Town Manager Sharon Lynn and Attorney Joseph L. Tehan, Jr. of Kopelman & Paige

Recorder: Elaine Anderson

The following are meeting minutes, in brief.

1. **LITIGATION** (MGL C30A Sec 21 Clause 3)
Turkowitz vs. Town of Provincetown

***MGL C. 30, §21 Clause 3** allows for an executive session “To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigation position of the public body; and the Chair so declares.*

***MOTION**: Move that the Board of Selectmen vote, pursuant to MGL C. 30A, §21, Clause 3, to go into executive session to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigation position of the public body; and the Chair so declares, and to convene in open session thereafter. (Roll Call Vote)*

David McChesney - Yes Austin Knight – Yes Elaine Anderson - Yes

***Motion by**: Austin Knight **Seconded by**: David McChesney
Yea 3 Nay 0 - **Motion Passes** –*

General discussion led by Town Counsel Joseph L. Tehan, Jr to update the board and review strategy relative to this case.

***MOTION**: Move that the Board of Selectmen vote to designate Town Manager Sharon Lynn, as the town’s representative at the mediation hearings on this case scheduled for Wednesday, March 21, 2012. [Roll Call Vote]*

David McChesney – Yes Austin Knight – Yes Elaine Anderson – Yes

***Motion by**: Austin Knight **Seconded by**: David McChesney Yea 3 Nay 0
- **Motion Passes** –*

***MOTION**: Move that the Board of Selectmen vote to allow the mediation team; Town Manager Sharon Lynn, Town Counsel Attorney Joseph L. Tehan, Jr., and the Insurance Company representative to come to a settlement in the case if all team members agree with the*

terms. [Roll Call Vote]

David McChesney – Yes Austin Knight – Yes Elaine Anderson – Yes

Motion by: Elaine Anderson Seconded by: David McChesney Yea 3 Nay 0
- Motion Passes -

Motion: Move that the Board of Selectman vote to adjourn at 5:30 PM. [Roll Call Vote]

David McChesney – Yes Elaine Anderson – Yes Austin Knight – Yes

Motion by: Austin Knight Seconded by: David McChesney Yea 3 Nay 0
- Motion Passes -

Respectfully, Elaine Anderson, recorder

Minutes transcribe by: Vernon G. Porter, Secretary to Board of Selectmen
March 6, 2012