

**BOARD OF SELECTMEN
BROOKFIELD, MASSACHUSETTS**

**EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION
AND TO CONDUCT STRATEGY ON PENDING LITIGATION**

MINUTES FOR July 9, 2002

Ms. Lund entertained a motion to enter Executive Session to discuss pending litigation and conduct strategy of pending litigation and to adjourn directly therefrom. Mr. Phillips moved; Mr. Klimavich seconded. Mr. Klimavich voted aye; Mr. Phillips voted aye, Ms. Lund voted aye.

**MR. GRAUPNER, MR. HAYES, MR. GRIFFIN VS. TOWN OF
BROOKFIELD**

The Executive Session opened at 10:58p.m.

Ms. Lund said the Board would respond to the request of Lisa Adams, Town Counsel. She needs to be provided with a negotiation range to settle the case.

The Board reviewed each individual on a separate basis and decided in this manner.

Regarding Jamie Griffin, the Board decided to offer him his position back as part time police officer with the understanding that he move within fifteen mile radius of Brookfield within six months of his return date to duty. In addition he would receive back pay of \$13,735.04.

The Board decided to attempt to negotiate a monetary settlement as an alternative to rehiring and paying back wages. The monetary settlement for Kenneth Hayes should ideally be negotiated around \$12,000 but should not exceed \$15,500.

The Board decided to attempt to negotiate a monetary settlement as an alternative to rehiring and paying back wages. The monetary settlement for Peter Graupner should ideally be negotiated around \$70,000 but should not exceed \$81,000.

The Board discussed options to fund the back wages and settlements. The Administrative Assistant would call the Town's insurance company to inquire if the Town is insured under some liability coverage and it may be necessary to set a date for a Town Meeting to request the funds.

Ms. Lund entertained a motion to adjourn the Executive Session meeting at 11:57. Mr. Phillips moved; Mr. Klimavich seconded. Mr. Klimavich voted aye; Mr. Phillips voted aye, Ms. Lund voted aye.

Ms. Lund entertained a motion to reopen the Executive Session at 11:58 pm and to vote on discussed pending litigation and to adjourn directly therefrom. Mr. Phillips moved; Mr. Klimavich seconded. Mr. Klimavich voted aye; Mr. Phillips voted aye, Ms. Lund voted aye.

Ms. Lund entertained a motion as noted in the preceding minutes of the Executive Session on the matters of Jamie Griffin, Kenneth Hayes and Peter Graupner. Mr. Phillips moved; Mr. Klimavich seconded. Mr. Klimavich voted aye; Mr. Phillips voted aye, Ms. Lund voted aye.

Ms. Lund entertained a motion to adjourn the Executive Session meeting at 11:59p.m. Mr. Phillips moved; Mr. Klimavich seconded. Mr. Klimavich voted aye; Mr. Phillips voted aye, Ms. Lund voted aye.

Respectfully submitted,

Christine McManus, Administrative Assistant

Date approved by Board July 30, 2002

DATE RELEASED: 10/30/12