

TOWN OF BROOKFIELD
SELECTMEN'S MEETING
TOWN HALL, BANQUET ROOM

MINUTES OF JUNE 1, 2010

EXECUTIVE SESSION #2 OF 3

At about 9:20 pm, Mr. Heller called the second Executive Session to order giving reason #3 below:

(3) - "To discuss strategy relating to collective bargaining or to litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the governmental body, to conduct strategy sessions in preparation for negotiations with nonunion personnel, to conduct collective bargaining sessions or contract negotiations with nonunion personnel."

a. To determine whether a governmental body may discuss collective bargaining or litigation strategy in executive session, the test is whether the discussion is directly related to the governmental body's collective bargaining position in ongoing or imminent negotiations. If challenged, the governmental body must show that an open meeting might have a "detrimental effect" on its bargaining or litigating position.

b. For purposes of the Law, "collective bargaining sessions" include not only the bargaining sessions but also any grievance hearings that are called for under the terms of a collective bargaining agreement.

Letter from Mr. Ross Ackerman requesting certain information and his unemployment claim:

A letter was received from Mr. Ackerman (not from either of his lawyers) requesting copies of various documents. The Administrative Assistant will respond to the request.

The Town received notice of Mr. Ackerman's unemployment claim dating back to the end of December 2009. Mr. O'Connell had discussed the matter with Mr. Dunbar, Treasurer. The Board felt it should inform the Unemployment Office of Mr. Ackerman's medical leave and his application for disability retirement benefits. Mr. Dunbar will appeal the unemployment claim and indicate that Mr. Ackerman has been on unpaid medical leave and that his employment will not terminate until June 30th.

The Board discussed implications of this claim, if it is awarded, and how it will overspend the Unemployment line in the budget. A Municipal Relief Transfer will have to be made to pay this amount.

The Board agreed to take no action at this time and wait to see what happens with the Treasurer's reply to the Unemployment office.

At about 9:40 pm, Mr. O'Connell moved to adjourn this Executive Session and proceed to the next; Mr. Allen seconded. Mr. Allen voted aye; Mr. O'Connell voted aye; Mr. Heller voted aye; so voted.

Respectfully submitted,

Donna L. Neylon, Administrative Assistant

Date approved by Board: _____

Date Released: December 11, 2010