BOARD OF SELECTMEN
MINUTES

MAY 3, 2011

EXECUTIVE SESSION #1 of 3

At 9:55 pm, Mr. O'Connell called the Executive Session to order under Exemption Three of the Open Meeting Law:

> **Exception Three** - "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."

Possible Litigation/Snowmobile Accident :

The Board reviewed a letter from Mr. Andrew Giza of 34 Crescent Street, Warren, MA claiming to have been injured and to have lost the entire value of his over 10 year old snow mobile ($4,000 plus) in an accident on January 8, 2011 in an area along the canal between North and South Ponds that he claimed to be within the Town of Brookfield.

It was also learned that Mr. Giza received a citation from the Department of Environmental Protection as a result of his accident. He had first attempted to make his claim to the Town of East Brookfield who eventually notified Mr. Giza that the accident was not within their boundaries and he then turned the claim over to Brookfield.

The Administrative Assistant is attempting to learn whether or not the metal post that Mr. Giza ran into was within the boundary of Brookfield or East Brookfield. It appears that the metal sign post was placed by East Brookfield's Harbor Master, Douglas Blood, sometime ago. The sign part of the post is now missing.

Mr. Giza threatened litigation if his claim was not paid promptly.

At 10:00 pm, Mr. Heller moved to adjourn the Executive Session and move to the second session; Mr. Comtois seconded; so voted with Mr. Comtois voting aye; Mr. Heller voting aye; and Mr. O'Connell voting aye.

Respectfully submitted,

Stephen J. Comtois II, Clerk

Date approved by Board: _____
Date Released: December 11, 2012

BOARD OF SELECTMEN
MINUTES

May 3, 2011

EXECUTIVE SESSION # 2 OF 3

At 10:00 pm, Mr. O'Connell called the second Executive Session to order under Exemption two of the Open Meeting Law:

> **Exception Two -** "to discuss strategy in preparation for negotiations with non-union personnel or to conduct collective bargaining session or contract negotiations with non-union personnel"

Retirement of Ross B. Ackerman:

No decisions were made; Mr. Heller and Mr. O'Connell reviewed past action and strategy with Mr. Comtois regarding this matter.

At 10:13 pm; Mr. Heller moved to adjourn this Executive Session and proceed to the next Executive Session; Mr. Comtois seconded; so voted with Mr. Comtois voting aye; Mr. Heller voting aye; and Mr. O'Connell voting aye.

Respectfully submitted,

Stephen J. Comtois II, Clerk

Date approved by Board: _____
Date Released: December 11, 2012

BOARD OF SELECTMEN
MINUTES

MAY 3, 2011

EXECUTIVE SESSION #3 of 3

At 10:13 pm, Mr. O'Connell called the Executive Session to order under Exemption Three of the Open Meeting Law:

> **Exception Six** - "To consider the purchase, exchange, lease or value of real property, if such discussions may have a detrimental effect on the negotiating position of the governmental body and a person, firm or corporation."

Purchase of 3, 5, 7 Prouty Street:

No decisions were made; the purpose of this Executive Session was to bring Mr. Comtois up-to-date on the prior Board's actions, decisions, and strategy.

At 10:55 pm, Mr. Heller moved to adjourn the Executive Session and return to open session to adjourn; Mr. Comtois seconded; so voted with Mr. Comtois voting aye; Mr. Heller voting aye; and Mr. O'Connell voting aye.

Respectfully submitted,

Stephen J. Comtois II, Clerk

Date approved by Board: _____
Date Released: December 11, 2012

BOARD OF SELECTMEN
MINUTES

MAY 3, 2011

EXECUTIVE SESSION #1 of 2

At 12:03 pm, Mr. O'Connell called the Executive Session to order under Exemption Six of the Open Meeting Law:

> **Exception Six** - "To consider the purchase, exchange, lease or value of real property, if such discussions may have a detrimental effect on the negotiating position of the governmental body and a person, firm or corporation."

Purchase of 3, 5, 7 Prouty Street:

Mr. O'Connell presented a revised agreement in principal for the purchase of lots 3 and 5 to the other members of the Board.

After discussion, Mr. Comtois recommended holding of on any offer until after the issue with the septic was resolved by the Board of Health.

It was noted that there was a considerable discrepancy in the two surveys done on this property, both by the same surveyor. Town Counsel has indicated that the Board of Health can consider the possibility of a buried hazard when making their decisions.

No action was taken.

At 12:13 pm, Mr. Heller moved to adjourn the Executive Session and proceed to the second session; Mr. Comtois seconded; so voted with Mr. Comtois voting aye; Mr. Heller voting aye; and Mr. O'Connell voting aye.

Respectfully submitted,

Donna L. Neylon, Administrative Assistant

Date approved by Board: _____
Date Released: December 11, 2012