

MINUTES -- WAYLAND SCHOOL COMMITTEE

Executive Session -- November 17, 2014

An Executive Session of the Wayland School Committee was held on Monday, November 17, 2014, at 11:26 P.M. in the School Committee Room of the Wayland Town Building.

Present were:

- Ellen Grieco, Chair
- Barb Fletcher, Vice Chair
- Malcolm Astley
- Donna Bouchard
- Jeanne Downs

Also:

- Paul Stein
- Superintendent

Diane Marobella

Recording Secretary

1. Executive Session:

Subsequent to a roll call vote in Regular Session on a motion brought by Ellen Grieco, seconded by Barb Fletcher, the School Committee voted unanimously (5-0) to enter Executive Session at 11:26 p.m. for the purposes of discussing strategy related to George Harris's Open Meeting Law Complaint filed on November 4, 2014 related to prior Executive Session Minutes, as permitted by M.G.L. c. 30A, §21(a)(1), to discuss strategy regarding the Investigation of Charges of Criminal Misconduct, as permitted by M.G.L. c. 30A, §21(a)(5), to continue to discuss strategy related to George Harris's Open Meeting Law on September 15, 2014 related to the January 21, 2014 and January 27, 2014 Executive Session Minutes, as permitted by M.G.L. c. 30A, §21(a)(1), to continue to discuss strategy related to George Harris's Open Meeting Law Complaint filed on September 15, 2014 related to the August 28, 2014 Agenda and Executive Session Motion, as permitted by M.G.L. c. 30A, §21(a)(1), and to review minutes and corresponding documents from prior executive sessions for declassification, as permitted by M.G.L. c. 30A, §22, for the executive session meetings noted on the meeting notice and to approve the November 3, 2014 and September 27, 2010 Executive Session minutes, as permitted by M.G.L. c. 30A, §22. 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	
Malcolm Astley	X	
Donna Bouchard	X	
Jeanne Downs	X	

The School Committee will be joined by Paul, Superintendent of Schools, and Diane Marobella.

The School Committee will reconvene in Open Session to conduct regular matters as listed on the meeting notice.

2. Discuss Strategy Related to Open Meeting Law Complaint filed by George Harris on November 4, 2014 related to Prior Executive Session Minutes, pursuant to M.G.L. c. 30A, §21(a)(1):

Donna reviewed the complaint and the action that the School Committee can choose to take, or not. In terms of the response, she also reviewed what should be considered public or confidential information. Regarding the minutes referenced in the OML complaint, the Committee reviewed the related minutes for insufficient detail and redactions. Barb will provide the detail in the minutes.

Ellen will ask for an extension to December 16<sup>th</sup>, as the School Committee will review these minutes at the next meeting. Donna will also bring a draft response to the next meeting.

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3. Discuss Strategy related to the investigation of Charges of Criminal Misconduct, pursuant to M.G.L. c. 30A, §21(a)(5):

Ellen informed the School Committee that Donna has requested from Susan a list of documents that were given to the Inspector General. Ellen also noted that the Inspector General's office contacted Susan, and, in terms of a firm timeline of the investigation, one could not be provided. However, it is possible that the Inspector General's office may provide an update in a few weeks.

4. Discuss Response to Open Meeting Law Complaint Dated September 15, 2014 regarding the August 28, 2014 Agenda, and Executive Session Motion, pursuant to M.G.L. c. 30A, §21(a)(1) and Continue to Discuss Strategy Related to Open Meeting Law Complaint filed by George Harris on September 15, 2014 related to January 21, 2014 and January 27, 2014 Executive Session Minutes, pursuant to M.G.L. c. 30A, §21(a)(1):

The School Committee reviewed a draft response, co-written by Ellen and Town Counsel, to the Attorney General regarding the August 28, 2014 agenda and executive session motion. A discussion ensued, including whether the response should become a public document. The Committee agreed that this letter should be sent to the Attorney General's office.

Ellen distributed a draft response, approved by Mark Lanza, and documents related to a request from the Attorney General's office for the Committee's review. This request relates to the Open Meeting Law Complaint filed by George Harris on September 15, 2014 regarding the January 21 and 27, 2014 Executive Session Minutes. Ellen will respond to this request, but suggested that the Inspector General and Attorney General work together in terms of the investigation of charges of criminal misconduct. She will ask Town Counsel to convey this message to the Inspector General.

5. Discussion of Response to Public Records Request from Gate House Media:

The School Committee discussed the public records request from Gate House Media, in which he certain Executive Session minutes were requested. Ellen will respond to this request and will include the Executive Session minutes if the School Committee votes to release them later in the meeting.

6. Review Executive Session Minutes and Corresponding Documents as Listed on Meeting Notice for Declassification, pursuant to M.G.L. c. 30A, §22:

In response to the Gate House Media and George Harris's public records requests, the School Committee reviewed the following Executive Session minutes for possible declassification:

- January 13, 2014 #1
- January 21, 2014
- January 27, 2014
- February 3, 2014 #2 (revised)
- February 6, 2014 (revised)
- February 10, 2014
- February 24, 2014 (revised)
- March 24, 2014

7. Approval of Minutes, pursuant to M.G.L. 30A, §22:

Upon a motion duly made by Barb Fletcher, seconded by Jeanne Downs, the School Committee voted unanimously (5-0) to approve the Executive Session minutes of November 3, 2014, as amended. 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	
Malcolm Astley	X	
Donna Bouchard	X	
Jeanne Downs	X	

The School Committee did not vote to approve the September 27, 2010, as four out of five School Committee members were not present at the meeting. Donna will research this matter further in terms of the vote.

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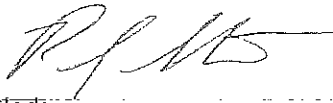
8. Adjournment:

Upon a motion duly made by Barb Fletcher, seconded by Malcolm Astley, the School Committee voted unanimously (5-0) to adjourn the Executive Session at 12:40 A.M and to reconvene in open session. 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	
Malcolm Astley	X	
Donna Bouchard	X	
Jeanne Downs	X	

The School Committee reconvened in Open Session at 12:41 a.m.

Respectfully submitted,



Paul Stein, Clerk  
Wayland School Committee

Corresponding Documentation:

1. Executive Session Minutes of November 3, 2014
2. Draft Response to Attorney General's Office from Town Counsel ] - DO NOT RELEASE
3. Public Records Request from Gate House Media
4. Executive Session Minutes for Possible Declassification:
  - January 13, 2014 #1
  - January 21, 2014
  - January 27, 2014
  - February 3, 2014 #2 (revised)
  - February 6, 2014 (revised)
  - February 10, 2014
  - February 24, 2014 (revised)
  - March 24, 2014

Revised January 29, 2015