

Final

CONFIDENTIAL

**BOARD OF SELECTMEN
Executive Session
Room 126
Town Hall**

Present: Mike Gowing, Chair; Pamela Harting-Barrat, Vice Chair; David Clough; John Sonner.

Absent: Janet Adachi, Clerk.

Also Present: Stephen Anderson, Town Counsel; Steven Ledoux, Town Manager, who also served as the Recording Secretary. The meeting was not recorded.

Chairman Gowing called the meeting to order in public session at 6:31 PM.

Ms. Harting-Barrat - Moved to enter into Executive Session for discussion of the Commonwealth of Massachusetts vs. Wheelabrator. Mr. Sonner second.

Before the roll call vote to enter Executive Session, Mr. Gowing stated:

- a. In the executive session, the Selectmen will discuss with Town Counsel the Town's strategy with respect to the case Commonwealth of Massachusetts v. Wheelabrator Saugus, Inc. et al. Essex Superior Court No. 3011-847A
- b. An open meeting may have a detrimental effect on the litigating position of the Town.

At the conclusion of the Executive Session, the Board will reconvene in open session solely to adjourn.

Roll call Vote: Gowing, Yes, Harding-Barratt, yes; Clough, yes; Sonner, yes.

Town Counsel Anderson outlined [REDACTED]
[REDACTED]

- [REDACTED]
- [REDACTED]

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- [REDACTED]
[REDACTED]
- [REDACTED]
[REDACTED]

Counsel recommended [REDACTED]
[REDACTED]

[REDACTED] [REDACTED]
[REDACTED]
[REDACTED]

[REDACTED] [REDACTED]
Town Counsel suggested [REDACTED] [REDACTED]
[REDACTED]

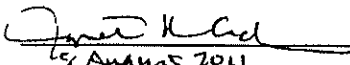
[REDACTED]

Roll call vote to move out of Executive Session: Gowing, yes; Barrat; yes; Clough' yes; Sonner' yes.

Ms. Harting-Barrat – Moved to adjourn open session. Mr. Clough – second
UNANIMOUS VOTE

Meeting adjourned at 7:04 PM

Steven L. Ledoux, Recording Secretary


16, August 2011
Janet K. Adachi, Clerk

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