

LUNENBURG PLANNING BOARD TOWN OF LUNENBURG

Emerick R. Bakaysa, Chair
Joanna L. Bilotta, Vice-Chair
Thomas W. Bodkin, Jr., Clk.
Robert J. Saiia, Mbr.
Nathan J. Lockwood, Mbr.
Marion M. Benson, Planning Director



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JJB
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Minutes
Executive Session
December 14, 2009

Time: 7:41 PM

Vote to open Executive Session, Motion, Mr. Saiia, Second, Mr. Lockwood. Roll call vote- Mr. Bodkin Jr., aye; Ms. Bilotta, aye; Mr. Saiia, aye; Mr. Lockwood, aye; Mr. Bakaysa aye; Motion passed.

Discussion: Litigation- O'Brien Homes: Planning Director reported to the Board the essence of her Deposition. Vice Chair Bilotta expressed her anger regarding exclusion from Attorney - Client conversation at a luncheon initiated by Counsel after the conclusion of the Deposition. Ms. Bilotta noted she attended the Director's Deposition for three days and provided refreshments on behalf of the Planning Board. Director responded that Town Council requested this meeting and she (the Director) asked him if Ms Bilotta could be invited. Counsel replied that he preferred to talk to the Director privately. He did not wish to talk to one of the Planning Board members separately, but rather talk to the Planning Board at a meeting as a "unit". Ms. Bilotta said she has placed calls to Attorney Joel Bard and Brian Winner concerning this issue.

Discussion ensued regarding a meeting with Town Counsel at Counsel's request. Members stated that they preferred a conference call.

Director noted the topic of ANR plans dividing the Aro/Levite property in 24 ½ acre ANR plans was brought in. This would allow the applicant to submit subdivision proposals on separate parcels, eliminating the requirement for compliance to Zoning Bylaw Section 5.6. Questions arose concerning the "zoning freeze" on the overall parcel and effect of the change of plans regarding the original submittal. General comments were made relating opinions of individual members. Director requested the Board hear the Attorneys first to see if any proposals were made from the Plaintiff. Chair Bakaysa noted he wanted to have a direct report from the Attorney and requested the Director ask Mr. Winner call him. Director replied she would do so the following day.

Motion made, Mr. Bodkin Jr. to close Executive Session, Second, Mr. Lockwood, Motion passed. Roll call vote- Mr. Bodkin Jr., aye; Ms. Bilotta, aye; Mr. Saiia, aye; Mr. Lockwood, aye; Mr. Bakaysa, aye.

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