

**Town of Newbury
Capital Planning Committee Meeting
Thursday, 28 April 2022, 7:00 AM Town Offices
Executive Session Meeting Minutes**

Members present: Tom Howard, Marshall Jespersen, Stuart Meurer, Nick Orem, and Tracy Blais

Absent:

In attendance: Alex Castro, Town Counsel

Marshall Jespersen called the meeting to order at 7:00 AM, a quorum was established and the Remote Participation Rules were read.

- 1. Executive Session – Tracy Blais made a motion to go into Executive Session Pursuant to Massachusetts General Law, Chapter 30A, § 21 (a)(3) to review, discuss, and consider the Committee’s response to the Open Meeting Law complaint against it dated March 21, 2022, filed by Jack Rybicki, and on file with the Town Clerk, whereas discussion of this matter in open session would have a detrimental effect on the Committee’s litigating position (and the Chair so declares it) and to reconvene in open session to vote to approve the same, Stuart Meurer seconded. The Committee approved by a unanimous roll call vote.**

Town Counsel explained the “Draft” response to the Open Meeting Law complaint and responded to questions posed by the Committee members.

After the Executive Session, the Committee came back into open session. Marshall Jespersen moved to approve Town Counsel’s response to the Open Meeting Law complaint against the Committee dated March 21, 2022, filed by Jack Rybicki, and on file with the Town Clerk. Stuart Meurer seconded and the Committee approved by a unanimous roll call vote.

A motion was made by Stuart Meurer and seconded by Tom Howard to accept the minutes of the 14 April 2022 CPC meeting. The committee approved by a unanimous roll call vote.

A motion was made by Tom Howard and seconded by Stuart Meurer to accept the minutes of the 5 April Executive Session. The motion was approved by the Committee by a unanimous roll call vote.

2. Adjourned:

Motion: A motion was made by Nick Orem and seconded by Tom Howard to adjourn the meeting. The motion was approved by a unanimous roll call vote and the meeting adjourned at 7:29 AM.