

**Reading Municipal Light Board of Commissioners**  
**Executive Session**  
**230 Ash Street**  
**Reading, MA 01867**  
**January 9, 2003**

**Start Time of Executive Session:** 9:00 p.m.  
**Recess Time of Executive Session:** 8:45 p.m.  
**Reconvene Time of Executive Session:** 9:00 p.m.  
**End Time of Executive Session:** 9:10 p.m.

**Attendees:**

**Commissioners:** Hughes, Pacino, Ames, Soli and Herlihy

**RMLD Staff:** Mr. Cameron, Acting General Manager and Ms. Antonio

**Chairman Hughes called the Executive Session meeting to order at 9:00 p.m.**

Chairman Hughes, after bringing the Executive Session meeting to order, stated he needed to recuse himself, because of the material in Executive Session relative to the [REDACTED] litigation. Chairman Hughes reemphasized on the [REDACTED] case he would like a speedy closure to this matter, in an effort to reduce legal expenses.

Mr. Pacino appointed Commissioner Herlihy as Secretary Pro Tem.

**Minutes**

**Minutes of November 26, 2002**

Mr. Herlihy made a motion seconded by Mr. Ames to approve the Executive Session minutes of November 26, 2002, as presented.

**Motion carried 4:0:0.**

**Chairman Hughes not present for the vote.**

**Minutes of December 12, 2002**

Mr. Herlihy made a motion seconded by Mr. Ames to approve the Executive Session minutes of December 12, 2002, as presented.

**Motion carried 4:0:0.**

**Chairman Hughes not present for the vote.**

**Minutes of December 19, 2002**

Mr. Herlihy made a motion seconded by Mr. Ames to approve the Executive Session minutes of December 19, 2002, as presented.

**Motion carried 3:0:1.**

**Chairman Hughes not present for the vote. Commissioner Soli abstained, as he was not present at this meeting.**

**Update on [REDACTED] Case**

Mr. Cameron pointed out [REDACTED] attorneys have the pending offer of \$432,119.00. Mr. Cameron noted in the ensuing weeks [REDACTED] lawyer has responded with a "tax issue" relative to the disbursement of these funds, as well as an increased award of \$450,000.00. The tax break out of the \$450,000.00 would be \$400,000.00 [REDACTED]

Mr. Cameron prepared a well-structured analysis to back up the numbers going back to 1996. Mr. Cameron, in concurrence with Attorney Ken Barna, recommends reinforcing Shaevel & Krems a final offer of \$432,119.00. Mr. Cameron noted the Department would seek releases as a matter of settlement against the RMLD and the [REDACTED], as this is covered in the [REDACTED], which was in effect at the time of [REDACTED] hiring.

[REDACTED]

[REDACTED]

[REDACTED]

Update on [REDACTED] Case  
[REDACTED]  
[REDACTED]

Mr. Soli was concerned the Department secures signatures.

Mr. Cameron stated at the Citizen's Advisory Board meeting held on Tuesday, January 7<sup>th</sup>, this line item was discussed in Executive Session at their meeting.

Mr. Cameron recommended that the present offer to [REDACTED] [REDACTED] be taken off the table at 5:00 p.m. next Thursday. After this time, the RMLD would see [REDACTED] in court.

The consensus of the Commission was for Mr. Cameron to offer [REDACTED] [REDACTED] attorney a settlement amount of \$432,119.00 and all the required documents and releases be executed by next Thursday at 5:00 p.m., otherwise, the offer is null and void and this will be settled in the courts.

Mr. Cameron noted it would likely take a couple of years for this case to go to court.  
[REDACTED]

Mr. Soli stressed getting the two releases as a part of the settlement package.

Mr. Cameron assured Mr. Soli all releases will be executed.

**Motion to Adjourn**

At 9:10 p.m. Mr. Soli made a motion seconded by Mr. Ames to return to Regular Session for the sole purpose of adjournment.

**Motion carried by a show of hands 4:0:0.**

**Mr. Pacino called for a poll of the vote:**

Mr. Soli Aye; Mr. Herlihy Aye; Mr. Ames Aye; and Mr. Pacino Aye.

A true copy of the RMLD Board of Commissioners minutes as approved by  
a majority of the Commission.

Andrew K. Herlihy, Secretary Pro Tem  
RMLD Board of Commissioners