

**Reading Municipal Light Board of Commissioners**  
**Executive Session**  
**230 Ash Street**  
**Reading, MA 01867**  
**March 27, 2003**

**Start Time of Executive Session:** 9:30 p.m.  
**Recess Time of Executive Session:** 9:30 p.m.  
**Reconvene Time of Executive Session:** 9:40 p.m.  
**End Time of Executive Session:** 10:00 p.m.

**Attendees:**

**Commissioners:** Hughes, Soli and Herlihy

**RMLD Staff:** Mr. Cameron, General Manager

Chairman Hughes called the Executive Session meeting to order at 9:40 p.m.

**Minutes of February 27, 2003**

Mr. Soli made a motion seconded by Mr. Herlihy to approve the minutes of February 27, 2003.

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

**Legal Bills**

Mr. Cameron informed the Commission that Rubin and Rudman filed an affidavit in the Woburn District Court today. Mr. Cameron will give the Commissioners a copy of the Complaint at the next meeting and noted three important factors:

1. The [REDACTED] is only indemnified if there are claims made against him and there were none.
2. The [REDACTED] had no right to hire his own attorney without first approaching the Board. According to Article 7, there is no indemnification if not agreed upon by the Board in advance.
3. The [REDACTED] is asking to be indemnified for actions taken outside the duties of his position. Mr. Hoffman filed the complaint and is suing the RMLD for triple damages.

Mr. Cameron also notified the Commission that as Board members they are indemnified and have insurance for actions they take in their capacity as Board members. If the Board, for some reason, requires an attorney for an issue relative to the RMLD, the Board members are indemnified.

**Professional Management Union Association**

Mr. Cameron noted a meeting held relative to the Professional Management Union last Tuesday, March 18th at 1:30 p.m. at the Commonwealth of Massachusetts Labor Relations Commission in Boston, which he attended as well as several employees. Mr. Cameron also noted another meeting scheduled for tomorrow at the RMLD at 10:00 a.m. In addition, there is a conference call scheduled for 2:00 p.m. tomorrow with the hearing officer, Ms. Margaret Sullivan, Esq. Mr. Cameron explained what prompted the management employees to take this action was due to the Town questioning the issue of vacation buy back. Mr. Cameron further explained these employees only want to protect themselves and that this action has nothing to do with him personally. Mr. Cameron reminded the Commission he hired Attorney Michael Newhouse, Wilmington Counsel, and informed the Commission there are some positions that may not be qualified to enter into this union, given the confidential nature of the positions.

Mr. Hughes questioned the legal costs of this issue.

Mr. Cameron stated he reserved \$50,000 in the Operating Budget this year for outside services in which this issue is covered.

Mr. Soli asked if there are specific job positions.

**Professional Management Union Association**

Mr. Cameron stated the only positions that may have somewhat different job descriptions are the three vacant positions, the two Assistant General Manager positions and the Electric Maintenance Manager position. Mr. Cameron also stated depending upon the new RMLD structure these positions may not be the same as they were with the old structure; however, he did not want to elaborate on it at this time.

**Update on Pending Litigation**

Mr. Cameron stated the biggest issue, the [REDACTED] case, is now complete and the following are outstanding:

- Mr. Couture is working on the Right Of Way issue.
- Duncan and Allan are working on the FERC issues.
- Rubin and Rudman are dealing with the [REDACTED].

Mr. Herlihy stated when the legal bills appear on the Warrants, they are not always explanatory. Mr. Herlihy further stated it would be good to know what the matters are that are being billed.

Mr. Cameron stated he plans to have quarterly meetings in order to have some kind of update on legal issues.

Mr. Hughes questioned whether Mr. Cameron complied with the last request of Mr. Garabedian.

Mr. Cameron replied, yes, it is all done.

**Motion to Adjourn Executive Session**

At 10:00 p.m., Mr. Soli made a motion seconded by Mr. Herlihy to adjourn the Executive Session and return to the Regular Session for the sole purpose of adjournment.

**Motion carried 3:0:0**

**Motion to Adjourn Regular Session**

At 10:00 p.m., Mr. Herlihy made a motion seconded by Mr. Soli to adjourn the Regular Session.

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

**Mr. Soli Aye; Mr. Herlihy Aye and Mr. Hughes 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