



**Board of Selectmen
Executive Session
February 12, 2013**

Approved & Hold 7/22/14

YARMOUTH TOWN CLERK

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Released 5-14-15

The executive session of the Board of Selectmen was called to order at approx. 6:00 p.m. by Chairman Erik Tolley at the Yarmouth Town Hall Room A. Roll call: Tolley, Holcomb, Post, Sears. Also Attending: Town Administrator William G. Hinchey, Assistant Town Administrator Peter Johnson-Staub and Town Counsel Bruce Gilmore.

Item 1 - Strategy with respect to Bay Colony Railroad Corp Litigation

After a brief discussion the Board vote:

MOTION: To move that the Board of Selectmen authorize hiring Attorney John Giorgio to perform a review of the Coastal litigation for the purpose of providing an analysis of the cost and likelihood of succeed of an appeal. The Cost of this analysis should be no greater than \$15K. In addition, the Board authorized Town Counsel Bruce Gilmore and Town Administrator Bill Hinchey to begin discussions with Barnstable in regards to their position of this matter.

Motion by: Curt Sears **Seconded by:** Tracy Post Yea 4 Nay 0

Roll call (Sears, Holcomb, Post, and Tolley – yea)

There was no further business to come before the executive session.

Adjourn

MOTION: To move that the Board of Selectmen adjourn the Executive Session and return to Open Session at 6:50PM

Motion by: Curt Sears **Seconded by:** Tracy Post Yea 4 Nay 0

Roll call (Sears, Holcomb, Post, and Tolley – yea)

Respectfully submitted,

William G. Hinchey