



**Board of Selectmen**  
**Executive Session**  
**April 26, 2022**

*The Yarmouth Board of Selectmen entered into Executive Session pursuant to MGL c. 30A, s. 21(a)(3), for the purpose of reviewing an Open Meeting Law Complaint filed against the Selectmen by Ronald Beatty on April 20, 2022. This session was conducted in person in the Mattacheese Middle School Band Room, 400 Higgins Crowell Road, West Yarmouth.*

The Executive Session was called to order by Chairman Mark Forest at approximately 5:05 p.m. In attendance were Selectmen Mark Forest, Michael Stone, Tracy Post, Daniel Horgan, and Peter Smith. Also present were Town Counsel Jay Talerman, Town Administrator Robert Whritenour, and Assistant Town Administrator William Scott.

Town Counsel Jay Talerman led a discussion of the Open Meeting Law Complaint. He recommended re-posting agenda items for (1.) Committee Appointments, (2.) the Executive Session property discussion, and (3.) the Executive Session Collective Bargaining discussion from the March 29, 2022 and April 5, 2022 agendas.

**MOTION: To re-post the referenced agenda items and to authorize Town Counsel and the Town Administrator to prepare and file a formal response to the Open Meeting Law Complaint.**

**Motion by: Tracy Post**

**Seconded by: Peter Smith**

**Roll Call Vote: Tracy Post, aye; Mike Stone, aye; Dan Horgan, aye; Peter Smith, aye; Mark Forest, aye. The motion passed unanimously.**

**MOTION: To adjourn the Executive Session, and return to Public Session.**

**Motion by: Tracy Post**

**Seconded by: Peter Smith**

**Roll Call Vote: Tracy Post, aye; Mike Stone, aye; Dan Horgan, aye; Peter Smith, aye; Mark Forest, aye. The motion passed unanimously.**

The Executive Session adjourned at 5:11 p.m.

Respectfully submitted,

Robert L. Whritenour, Jr.  
Town Administrator



**Board of Selectmen**  
**Public Session**  
**April 26, 2022**

*The Yarmouth Board of Selectmen entered into an open session. This session was conducted in person in the Mattacheese Middle School Band Room, 400 Higgins Crowell Road, West Yarmouth.*

The Public Session was called to order by Chairman Mark Forest at 5:02 p.m. In attendance were Selectmen Mark Forest, Michael Stone, Tracy Post, Daniel Horgan, and Peter Smith. Also present were Town Counsel Jay Talerman, Town Administrator Robert Whritenour, and Assistant Town Administrator William Scott.

**MOTION: To go into Executive Session pursuant to MGL c. 30A, s. 21(a)(3), for the purpose of reviewing an Open Meeting Law Complaint filed against the Selectmen by Ronald Beatty on April 20, 2022.**

**Motion by: Tracy Post**

**Seconded by: Daniel Horgan**

**Vote: 5 ayes; 0 nays. The motion passed unanimously.**

The Board resumed in Public Session at 5:12 p.m.

Town Administrator Whritenour led a discussion of the Articles, proposed Motions, and recommendations for the April 26 Annual Town Meeting.

Members of the Board reviewed their binders with all of the information relating to the Town Meeting.

Mr. Whritenour reported that the Board has not made a recommendation on Article 29.

**MOTION: To positively recommend Article 29.**

**Motion by: Tracy Post**

**Seconded by: Daniel Horgan**

**Vote: 5 ayes; 0 nays. The motion passed unanimously.**

Selectman Post will make the Motion and provide the Selectmen's recommendation.

The Selectmen recessed their meeting at 5:35 p.m., to be adjourned at the conclusion of the Annual Town Meeting.

Respectfully submitted,

Robert L. Whritenour, Jr.  
Town Administrator