

SELECTMEN'S MEETING

July 18, 2012

Executive Board Attending: David Upton, Maury Collins, Susan Hansel Edie Drinkwater, Admin. Assist.

Others Attending: Brian Lord, Chief Richard Pratt, Chief Rick Lothrop, Susan Andrews, Joseph Andrews, Terry Mednick, Kathy Blaudschun, Tom Tolman, Dennis Dellegreca,

At 6:55 PM the public session of the Nelson Board of Selectmen opened with the following announcement.

At 5:30 PM A Non-Public session had been called to order in accordance with RSA 91-A: 3 II (a&c) to discuss Personnel and Legal matters.

The result of the Non-Public session is attached as follows.

Town of Nelson [Board of Selectmen, Planning Board, ZBA etc. (choose one)]
Legal matters concerning Town Employees RSA 91-A: 3 II (a&c)

Minutes of Non-Public Session

Date: July 18, 2012

Present: David Upton Yes
Maury Collins Yes
Susan Hansel Yes

Motion to enter Non-Public Session made by Susan
and Seconded by Maury.

SPECIFIC EXEMPTION RELIED UPON AS FOUNDATION FOR THE NON-PUBLIC SESSION.

RSA 91-A: 3 II (a) – The dismissal, promotion or compensation of any public employee or the disciplining of such employee or the investigation of any charges against him unless The employee affected (1) has a right to a meeting, and (2) requests that the meeting be open, in which case the request shall be granted.

RSA 91-A: 3 II (b) – The hiring of any person as a public employee.

RSA 91-A: 3 II (c) – Matters which, if discussed in public, would likely affect adversely the Reputation of any person, other than a member of the board itself, unless such person requests an open meeting.

RSA 91-A: 3 II (d) – Consideration of the acquisition, sale or lease of real or personal

property which, if discussed in public, would likely benefit a party or parties whose interests are adverse to those of the general community.

 RSA 91-A: 3 II (e) – Consideration or negotiation of pending claims or litigation which has been threatened in writing or filed against the Town or any subdivision thereof, or against any member thereof because of his membership in such body, until the claim or litigation has been fully adjudicated or otherwise settled.

Roll call vote: Susan Hansel Yes
 Maury Collins Yes
 David Upton Yes

THE BOARD ENTERED NON-PUBLIC SESSION AT 5:42 PM

OTHER PERSONS PRESENT DURING THE NON-PUBLIC SESSION

Edie Drinkwater, Administrative Assistant, Rick Lothrop, Richard Pratt, Brian Lord, Susan Andrews, Joseph Andrews

Town of Nelson

Minutes of Non-Public Session

BRIEF DESCRIPTION OF THE SUBJECT MATTER DISCUSSED AND FINAL DECISIONS:

Personnel matters concerning Town Employees RSA 91-A: 3 II (a&c)
This session concerned personnel matters with sensitive information being discussed.

NOTE: RSA 91-A: 3 (III) Minutes of proceedings in non-public session shall be kept and the Record of all actions shall be promptly made available for public inspection, except as provided in this Section. Minutes and decisions reached in non-public session shall be publicly disclosed within 72 hours Of the meeting, unless by recorded vote of 2/3 of the members present, it is determined that divulgence of the information would adversely affect the reputation of any person other than the member of the Board, or render the proposed action ineffective. In the event of such circumstances, information shall be withheld until, in the opinion of a majority of members, the aforesaid circumstances no longer apply.

Shall the minutes be publicly disclosed? **No**

If No, the following motion is required:

**MOTION MADE BY David , SECONDED BY Maury
TO NOT PUBLICLY DISCLOSE THE MINUTES BECAUSE IT IS DETERMINED THAT
DIVULGENCE OF THE INFORMATION LIKELY WOULD:**

 X Affect adversely the reputation of any person other than a member of the Board, or
 Render the proposed action ineffective.

 X Cause harm to the Town through Possible litigation

ROLL CALL VOTE Susan - Yes
Maury - Yes
David - Yes

MOTION TO RECONVENE THE PUBLIC SESSION MADE BY David
AND SECONDED BY Maury

ROLL CALL VOTE Susan - Yes
Maury - Yes
David - Yes

The Board Reconvened the Public Session at 6:53 PM

Minutes recorded by: Edie Drinkwater

Terry Mednick came before the board to review the history of his requests for abatements and also to clarify the amount of land that had been taken out of Current Use in 1994. There are several individual issues that Terry is dealing with regarding his property and would like to come to an agreement on all counts.

Edie reported that Jeff Earls from Cross Country Appraisal will be setting up a meeting with Terry to walk the property and address the various areas of concern. Jeff will then be able to do an evaluation of the situation, reassess the property and make a recommendation to the Board. This will take place within a week as soon as Terry and Jeff can work out a good time to meet. Terry then discussed a bit of the history to give the new Board a better understanding of the problem.

The Department of Revenue will also weigh in on this as they are currently working on all of the Current Use properties in the Town.

Terry requested that the Board abate the Land Use Change Tax he just received.

The Board felt that they did not have enough information to do that at this time. It was understood that should it be found that a lesser tax is due then Terry would receive an abatement with the proper interest included.

Next Tom Tolman came before the Board with a request for a Building permit on behalf of Tom Congoran. This was a return trip for Tom because the land has a conservation easement attached and required a letter of approval from the Harris Center. Tom did present a letter from the Harris Center giving their approval. The plans submitted were missing some detailed information necessary for the Board to approve the permit.

Tom will gather the information and set up another appointment.

Dennis Dellagreca alerted the Board to a problem with the septic system on the Congoran property. More information will be gathered.

Next came 3 Building permit applications from Claude Hutchins Jr.

The first project is to raise a section of the roof of an existing building on the property. After a review of the plans which met all setbacks and zoning requirements David made a motion to approve this permit. Maury seconded the motion. The motion then carried by a vote of 3-0.

The second project is to construct a cabin. This was not presented as a planned dwelling or residence and no septic or water is to be included according to the application.

Again the plans were reviewed as well as all setbacks and zoning requirements. David made a motion to approve the permit for this cabin. Maury seconded the motion. The motion then carried by a vote of 3-0.

The next project was a Barn for animals and equipment and a work area. On this application Claude put existing septic system. Because he was not present to answer the Boards questions regarding this entry on the application the Board set this permit aside until this can be clarified.

Next the Board agreed to close the Town Office the week beginning August 12th. The contractor had agreed to this time frame and it is hoped that the bulk of the construction will be complete during that week. The remaining work will be scheduled while the office is open. It is hoped that this will be a minor and temporary inconvenience.

The next topic of discussion was to set up a meeting of the Joint Loss Management Committee. This meeting will address the Health and Safety Policy for the Town of Nelson. This along with the safety renovation should bring the Town into compliance with the Department of Labor requirements.

The next item concerns the State lifting of license requirements for some small vendors to sell products at a Farmers' Market. While this means people selling such items as breads or jams no longer need a State License it does not change the liability issues. Perhaps more research should be done by the Farmers' Market into a broad coverage Business owner's policy that would include all products.

All paperwork was then read, reviewed and signed as necessary.]

A road race in the Granite Lake area was approved.

David made a motion to approve the minutes of the July 11th meeting.
Maury seconded. The motion then carried by a vote of 3-0

David made a motion to approve the minutes of the July 12th Bid opening meeting.
Maury seconded. The motion then carried by a vote of 3-0

David made a motion to approve the minutes of the July 12th reconvened meeting.
Maury seconded. The motion then carried by a vote of 3-0

David made a motion to approve the sealed minutes of the Non-Public Session on July 11th.
Maury seconded. The motion then carried by a roll call vote
Susan–Aye, Maury- Aye, David-Aye 3-0

David made a motion to approve the sealed minutes of the Non-Public Session on July 12th.
Maury seconded. The motion then carried by a roll call vote
Susan–Aye, Maury- Aye, David-Aye 3-0

After a line item review, Susan made a motion to approve the manifest as presented.
Maury seconded. The motion then carried by a vote of 3-0

At 8:44 PM David made a motion to adjourn.
Maury seconded. The motion then carried by a vote of 3-0.
Meeting adjourned at 8:45 PM

July 18, 2012

David Upton, Acting Chair

Maury Collins

Susan Hansel