

# SELECTMEN'S MEETING

January 8, 2014

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

Others Attending: Bill Coutts, Jason Walter, Bud French, Alex Lange, Carol Raynor, Maureen Lord, Dean Huber, Jeff Walter, Rick Church

The meeting was opened by Chair David Upton at 6:00 PM.

The first item was the review of a building permit application presented by Contractor Bill Coutts on behalf of William Hollister. The project is for a 24' x 32' garage/storage building.

After a full checklist review and with all criteria met, David made a motion to approve the Building permit as requested.

Maury seconded the motion.

The motion then carried by a vote of 3-0.

Next was a brief review of the last Town Buildings Committee meeting and the "Walk Thru" meeting with interested contractors.

David reminded everyone that Bid opening will be at 2:00 PM tomorrow.

Next, the Fire Department came before the Board to engage in further discussion regarding an increase in the number of complete sets of Fire gear they wish to purchase from the Fire Equipment Capital Reserve Fund.

David Upton reviewed for the audience the presentation made at the special Town Meeting in November. He explained that the intention of the Board was to outfit only the 10 firefighters scheduled to begin Firefighter I training in early January with the authority granted to the Board at that special Town Meeting. It was expected that any remaining needs would be filled through the general Fire Department budget and/or warrant articles in 2014 at the March Town Meeting. After a brief period of disagreement, over what was presented at that meeting, the group finally focused on how to appropriately begin purchasing the remaining protective gear for other Fire and Rescue personnel. Several options were offered to the Fire Department which they will discuss further but they did decide to increase the gear/equipment portion of their regular budget to meet some of their needs right away.

Maury made a motion that the Board of Selectmen offer a show of support to the Fire Department.

David seconded the motion.

The motion then carried 3-0.

Rick Church came before the Board to discuss preliminary framework for Warrant Articles concerning the Town Hall and Library Projects. Once the final numbers are confirmed precise development of the Warrant Articles will begin along with funding options.

The Board briefly discussed an email from Val Van Meier regarding lighting at the library and Town Office as well as an increase in areas she would like shoveled. The Board agreed that David will respond to her issues.

David read a Thank you note from Betsy Church regarding Wayne Fulton's cleaning efforts at the Town Hall. The Board agreed to add their thanks and give Wayne a copy of the note and to include it in his personnel file.

David made a motion to approve the manifests for December 24, 2013, December 31, 2013 and for January 8, 2014.

Susan seconded the motion.

The motion then carried by a vote of 3-0.

David asked for the Board's thoughts for highlights to include in the Selectmen's Report for the Town Report. Several ideas were discussed.

David made a motion to approve the December 18, 2013 minutes of the Selectmen's meeting.

Susan seconded the motion.

The motion then carried by a vote of 3-0.

David made a motion to approve a letter of withdrawal to the Trustees of Trust Funds for the approved architectural fees.

Maury seconded the motion.

The motion then carried by a vote of 3-0.

David made a motion to approve tax abatements for Gilbert and Mary Faulkner as recommended by Avitar.

Maury seconded the motion.

The motion then carried by a vote of 3-0.

The Board reviewed an increase in social services requests for 2014. There has been a substantial rise in the number of Nelson children and families in need of a variety of services. David made a motion to approve all requests to be placed on the Town Warrant in the amount of \$5216.00

Maury seconded the motion.

The motion then carried by a vote of 3-0.

At 8:40 PM Richard Pratt requested a Non-Public Session for the purpose of discussing a personnel and legal matter.

This request in accordance with RSA 91-A:3 II (a&c&e)

**Town of Nelson** [Board of **Selectmen**, Planning Board, ZBA etc. (choose one)]

Personnel, Legal and Harm to reputation

RSA 91-A: 3 II (a&c&e)

**Minutes of Non-Public Session**

Date: January 8, 2014

Present: David Upton Yes

Maury Collins Yes

Susan Hansel Yes

Motion to enter Non-Public Session made by David

and Seconded by Maury.

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

X **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.

X **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.

X **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 8:40 PM**

**OTHER PERSONS PRESENT DURING THE NON-PUBLIC SESSION**

Edie Drinkwater, Administrative Assistant and Richard Pratt

**Town of Nelson**

**Minutes of Non-Public Session**

**BRIEF DESCRIPTION OF THE SUBJECT MATTER DISCUSSED AND FINAL DECISIONS:**

The Board discussed a police investigation which involves someone who now or has in the past worked for the Town of Nelson.

David made a motion to seal the minutes of the Non-Public session.

Maury seconded the motion.

The motion then carried by a roll call vote of 3-0.

Susan – Aye, Maury – Aye, David – Aye

At 9:02 PM David made a motion to return to public session.

Maury seconded the motion.

The motion then carried by a roll call vote of 3-0. Susan – Aye, Maury – Aye, David – Aye

**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:**

- Affect adversely the reputation of any person other than a member of the Board, or
- Hinder an ongoing Police Investigation
- Render the proposed action ineffective.

Cause harm to the Town through Possible litigation

**ROLL CALL VOTE** Maury - Aye  
David - Aye  
Susan - Aye

**MOTION TO CLOSE THE NON-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 9:02 **PM**

Minutes recorded by: Edie Drinkwater

Upon returning to Public session the Board agreed that there was no further business.  
Maury made a motion to adjourn.  
David seconded the motion.  
The motion then carried by a vote of 3-0.  
Meeting adjourned at 9:20 PM.

January 8, 2014

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David Upton, Chair

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Maury Collins

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Susan Hansel