

SELECTMEN'S MEETING

October 9, 2013

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

Others Attending: Bud French, Richard Pratt, Carol Raynor, Jason Walter, Dean Huber, John Wengler, Owen Iselin

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

Members from the Monadnock Folklore Society were expected but did not arrive.

Bud French was present with several members of the Fire Department for the regular department update to the Board. Bud reviewed the upcoming training schedule and presented a letter to Board members outlining the cost of fully outfitting the firefighters with new protective gear. This cost is approximately \$25,000. In the letter Bud also indicated the need for 5 new air tanks at an additional cost of approximately \$25,000. The letter indicated that the gear must be ordered by October 17, 2013.

Susan asked if all who have signed up for the Firefighter I training are fully committed to complete and pass the course.

Consensus from the members present was in the affirmative.

The money to make the purchases was not included in the 2013 Budget planning or approval. Various funding avenues will be explored.

Bud presented the results of a ballot vote of Fire Department members regarding compensation for members who respond to calls. Those who wish to receive compensation will be paid. Others, who may not want compensation will not be paid at this time but may elect to change their decision at any time.

Bud reported that the used Fire Truck may arrive as soon as Thursday or Friday of this week.

Bud also reported that the department has purchased a "Stair Chair" to assist rescue personnel when moving patients.

The time required for Recertification is due to increase. Other local Towns are faced with the same requirements. In an effort to keep the training close to home for all members, Stoddard, Nelson, Harrisville, and Sullivan will work together to host the necessary training to ease the travel demands and costs for each Town.

The next scheduled Fire Department review will be on November 6, 2013.

Next, Dean Huber met briefly with the Board to discuss the new exterior lights to be installed on the rear of the Library to provide safety lighting for the parking area during events at the Town Hall.

Richard Pratt presented for his monthly review of the Police Department.

Chief Pratt presented activity logs for the last two weeks, reviewed the road study reports for Old Towne Road and West Shore Road. The majority of recorded speeds ranged from 20-24 MPH.

There was a brief discussion of a request from Sullivan to meet and discuss sharing the Nelson Police Department as the Sullivan Police Chief has resigned and the Town has no other certified officer available.

More information is needed before any arrangement could be considered.

David made a motion to offer the Sullivan Selectmen an opportunity to meet with the Nelson Select Board and Chief Pratt to discuss this in further detail.

Maury seconded the motion.

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

Chief Pratt then requested a brief Non-Public session to discuss an ongoing investigation.

A single remaining audience member graciously excused himself.

At 8:00 PM David made a motion to move to Non-Public Session in accordance with RSA 91-A:3 II (c). (Cause harm to the reputation of another)

Maury seconded the motion.

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

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

Legal and Harm to reputation

RSA 91-A: 3 II (c)

Minutes of Non-Public Session

Date: October 9, 2013

Present:	<u>David Upton</u>	Yes
	<u>Maury Collins</u>	Yes
	<u>Susan Hansel</u>	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.

 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.

 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 8:00 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 an ongoing police investigation .
Due to the nature of some of the information discussed
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 8:20 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 8:20 **PM**

Minutes recorded by: Edie Drinkwater

Upon returning to public session, the Board reviewed a Building permit application submitted by Dan Prawdzik. This had been presented a week earlier but the Board had questions regarding one measurement. With that now clarified, David made a motion to approve the building permit on property located at 334-336 Tolman Pond Road.

Maury seconded the motion.

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

A request for renewal of a Building permit for Tom and Mary Congoran was then reviewed.

The project is not yet complete. David made a motion to renew the Building permit.

Maury seconded the motion.

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

Susan briefly reported on her visit with the Harrisville Selectmen regarding their recycling program. Harrisville will draw up a proposal to present to the Town of Nelson for possible participation one day per week.

David reported that he spoke with David Crane of PSNH regarding dead tree concerns voiced by Mike Tarr. David Crane agreed to meet with Mike to reassess the situation.

David then reviewed the Trexlar Report regarding the overall structure of the Town Hall. Several passages are cause for concern and the Board will seek clarification of the information in the report.

David suggested that the report be forwarded to the Property-Liability carrier. Maury and Susan both agreed.

Maury has spoken to the contractor who is installing the sidewalks. He expects to finish the second walk and fill in the edges within a few weeks.

David made a motion to approve the minutes of the October 2, 2013 meeting

Susan seconded the motion.

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

Susan made a motion to accept the manifest as presented.

David seconded the motion.

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

David made a motion to approve the purchase of 2 new furnaces for the Town Barn/Safety Building to be purchased and installed by "PlumBob".

Susan seconded the motion.

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

With nothing further, Maury made a motion to adjourn.

David seconded the motion.

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

Meeting adjourned 10:00 PM

October 9, 2013

David Upton, Chair

Maury Collins

Susan Hansel