

# SELECTMEN'S MEETING

February 26, 2014

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

Others Attending: Representative from Apple Hill, Babette Von Stade, Peter Henry, Jim Wilder

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

The first order of business was an application for a Building Permit from Apple Hill. The request was to demo an existing building and to rebuild on the same location with the addition of a deck. All set backs were met, there was no change in the use of the property or proposed new structure, and all paperwork was found to be in order. 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.

A second building was also to be demolished and an existing building will be moved into that spot. It was determined that no additional building permit would be needed.

Susan reported on her meeting with Trevor MacLachlan to determine the cause of water found in the Library basement. It was found to be caused by a clogged drain that was filled with ice and snow. A second drain was recommended for the area near the emergency door. Mike Tarr will be working to thaw and clear the drain.

David reported on the JLMC meeting which focused on gasoline storage and dispensing. Gasoline caddies will be investigated for gas storage to supply the needs of tools and equipment such as lawn mowers for Town property maintenance.

Susan reported that the Putnam Foundation grant has been awarded to the Town of Nelson to cover the upgrade cost of a heat pump for the lower level of the library. The grant amount is \$8,975.00

A request for a Non-Public session for the purpose of filing a complaint against an employee was presented by Peter Henry, Babette Von Stade, and Jim Wilder.

At 6:29 PM David made a motion to move to Non-Public session in accordance with RSA 91-A:3 II (a&c&e).

Maury seconded the motion.

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

# Non-Public Session of Nelson Board of Selectmen February 26, 2014

**Town of Nelson** [Board of **Selectmen**, Planning Board, ZBA etc. (choose one)]  
Personnel, and Harm to reputation and ongoing Police Investigation  
RSA 91-A: 3 II (a&c&e)  
**Minutes of Non-Public Session**

Date: February 26, 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.

**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 6:31 PM

**OTHER PERSONS PRESENT DURING THE NON-PUBLIC SESSION**  
Edie Drinkwater, Administrative Assistant, Peter Henry, Babette Von Stade, and Jim Wilder

Town of Nelson    Minutes of Non-Public Session

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

Hearing of a citizen's complaint concerning an ongoing police investigation.

**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 8:05 PM

Minutes recorded by: Edie Drinkwater

Upon returning to Public session the Board began to review paperwork.

Susan reported that the manifest was complete and moved approval as presented.

David seconded the motion.

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

An abatement request from Ronald Slayton was reviewed.

The veteran's exemption was not applied to him 2013 tax bill which he was entitled to.

David made a motion to approve the abatement.

Maury seconded the motion.

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

The Town's assessor recommended abatement for 624 Granite Getaway based on overstated assessment. (209-019-000)

David made a motion to approve the abatement as recommended by the assessor.

Maury seconded the motion.

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

A second parcel owned by 624 Granite Getaway was recommended for denial of abatement.

David made a motion to deny abatement for parcel 009-110-000.

Maury seconded the motion.

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

David made a motion to approve the minutes for both the Public and Non-Public sessions for February 20, 2014.

Susan seconded the motion.

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

With nothing further, David made a motion to adjourn.

Maury seconded the motion.

The motion carried by a vote of 3-0.

The next meeting of the Selectmen will be March 5, 2014 at 2:00 PM

Meeting adjourned at 8:51 P.M.

February 26, 2014

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David Upton, Chair

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Maury Collins

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Susan Hansel