

# Town of Nelson

## Selectmen's Meeting 1:00 PM

May 5, 2021

Executive Board Attending: David Upton, Maury Collins, Edie Drinkwater, Admin. Assist.  
Gary Robinson was absent

Others attending: B. Kucinski

At 1:00 PM David Upton opened the May 5, 2021 meeting of the Nelson Select Board.

- David made a motion to approve the minutes for April 28, 2021 as recorded.  
Maury seconded.  
The motion carried 2-0.
- David made a motion to approve the Manifest for May 5, 2021 as presented.  
Maury seconded  
The motion carried 2-0.
- David made a motion to approve a Purchase Request from the Highway Department for the rental of a road roller in the amount of a low bid \$4,000. (3 bids presented)  
Maury seconded.  
The motion carried 2-0.
- The Board considered a request from Monadnock Folklore Society to hold an outdoor concert under the rental tent the evening before Town Meeting. Maury also indicated that he wished to hold a coffee house while the tent is up on Saturday evening following Town Meeting. While it is still uncertain exactly when the rental company will complete setup for Town Meeting day, David made a motion to approve the concert conditional upon the tent being set up early enough and the fee of \$75.00 to be paid. The fee does not include use of the chairs.  
Maury seconded.  
The motion carried 2-0.
- David then made a motion to approve the request from M. Collins to hold a "Coffee House" on Saturday evening following Town Meeting and suggested that scheduling be coordinated with MFS if the tent is not up on Friday so that both events could be held on Saturday evening.  
Maury seconded.  
The motion carried 2-0.
- Upon receiving a recommendation from Tom Newcombe, Chair of the Trustee of Trust Funds, David made a motion to approve the appointment of Carol Travers as interim Trustee of Trust Funds until the Town election in July 2021.  
Maury seconded.  
The motion carried 2-0.
- Brenna Kucinski was next on the agenda to address the Board regarding the public use of Homestead Lane. She presented a statement of her personal concerns as well as those of other citizens regarding the Non-Public meeting process used by the Select Board regarding a written claim made against the town with the threat of litigation. She expressed her feeling that there should be open public discussion and inclusion of the Conservation Commission in addition to all other parties who may

hold an interest in a resolution. She also suggested that Maury Collins should recuse himself from the any voting on actions to be taken as he has a personal interest as an abutter to Partridge Woods.

David responded by explaining the Board's prescribed process for evaluating and considering a claim against the Town where legal counsel is involved and litigation has been threatened. He noted that public disclosure in some cases could lead a litigant to take action that would not be favorable to the Town's best interest.

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1:44 PM

● David made a motion to go into Non-Public session in accordance with RSA 91-A:3 II (e) written Claim or threat of litigation.

Maury seconded.

The motion carried by roll call vote 2-0. Maury – yes, David – yes

2:41 PM

● Upon returning to Public session, David made a motion to seal the minutes.

Maury seconded.

The motion carried by roll call vote 2-0. Maury – yes, David – yes

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● The Board agreed to the next meeting date of May 19, 2021 and with nothing further, Maury made a motion to adjourn.

David seconded.

The motion carried 2-0.

3:00 PM Meeting Adjourned.

For May 5, 2021

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David Upton, Chair

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Maury Collins, Selectman

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***Absent***

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Gary Robinson, Selectman