

SELECTMEN'S MEETING

June 26, 2013

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

Others Attending: Kathy Blaudschun, Maureen Lord, Bud French, Dean Huber, Karen Tolman, Richard Pratt, Maurice Lagace, Simone Lagace, Bea McIntyre, Richard McIntyre, Leslie Castor, Sharon Castor, Carol Raynor, Trisha Jones, Bob Jones

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

Leslie and Sharon Castor came before the Board with a second request for a building permit. The Board had previously reviewed their application for a building permit but denied the application because the project was for the expansion and relocation of a dwelling on a Non-conforming lot (under 2 acres). The Board referred the Castors to the Zoning Board of Adjustment where they received unanimous approval for a variance to remove their existing house and replace it with a new mobile home in a slightly different location and an increase in the footprint. The ZBA saw no need to address the expansion of a second floor to a barn across the street from the Castor's house.

After a brief review of the project David made a motion to approve a demolition permit to remove the existing house.

Maury seconded the motion.

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

David made a motion to approve a building permit for a new mobile home to be placed on the property, replacing the existing house.

Maury seconded the motion.

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

David then made a motion to approve a building permit for the addition of a second floor to a barn across the street from the Castor's house.

Maury seconded the motion.

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

Edie presented a request from Rick Church on behalf of the Trails Committee. They would like to have a table during Old Home Day to pass along information about the Trails Committee and to sign up new members.

David read Rick's letter of request.

Maury made a motion to approve the request from the Trails Committee.

David seconded the motion.

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

Kathy Blaudschun informed the Board that the Old Home Day Committee would be adding the sale of refreshments to their list of requested activities. She voiced concern that their need for electricity at their table would require a specific location in front of the Town Hall/Library.

The Board agreed that their request could be accommodated.

David then gave a brief report of the Town Hall/Library walk through with potential architects to be held tomorrow, Thursday June 27, 2013 at 11:00 AM.

Rumor of the week:

This week exaggerations of a rumored lock out of the Fire Department have spread through Nelson and neighboring towns.

David explained that during discussions with legal counsel a full range of options came up for discussion. One Extreme option presented by an attorney from LGC was a lock out. This option as presented by the attorney would be considered an extreme and last resort only. Some of this discussion with the attorney had been shared with the public at a regular Selectmen's meeting.

Although this was never considered by the Board many believed and rumored that it was a threat made by the Board rather than the sharing of information the Board was receiving regarding many options.

There was a brief discussion regarding the development of parking plans to help ease some of the problems in Munsonville and Nelson Center due to limited legal parking space during special events at the Churches or the Town Hall.

Chief Pratt, organizers, and the Select Board will continue to work on this problem.

A request has come in from John Halter, on behalf of the Munsonville Church, to use space in the Granite Lake Fire Station to store Chickens overnight on July 3, 2013 for the annual barbeque on July 4, 2013.

The Board has approved this annual request and will make arrangements to meet with the organizers for opening and closing of the building.

Susan made a motion to approve the minutes of the June 19, 2013 Selectmen's meeting. Maury seconded the motion.

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

After a full review Susan reported that the manifest was complete and made a motion to approve as presented.

Maury seconded the motion.

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

Abatement recommendations were circulated for review.

David made a motion to deny the 2012 abatement request from PSNH.

Susan seconded the motion.

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

David made a motion to deny the 2012 abatement request from Mark Martin.

Maury seconded the motion.

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

David made a motion to deny the 2012 abatement request from John and Anne Cucchi.

Maury seconded the motion.

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

David made a motion to approve the annual request from Linda's Closet to hold a 5K Women & Girls run/walk around Granite Lake. (Chief Pratt has given his approval)

Maury seconded the motion.

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

Remaining informational paperwork and was circulated including a DOT notice of approval for a driveway repair on the Granite Lake Road and various offers to attend area meetings or training sessions.

Eddie reported that two responses have come in for municipal auditing services. One sent in a bid and the other could not fit Nelson in until late 2014.

At 7:00 PM David made a motion to move into Non-Public session in accordance with RSA 91-A:3 II (a&b&c&e) and invited Bud French and Dean Huber to join the Board.

Town of Nelson [Board of Selectmen, Planning Board , ZBA etc. (choose one)]
Personnel, Hiring, Cause harm to reputation of another, Legal
RSA 91-A: 3 II (a&b&c&e)
Minutes of Non-Public Session

Date: June 26, 2013

Present: David Upton Yes
Maury Collins Yes
Susan Hansel Yes

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

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.

X **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 7:01 PM

OTHER PERSONS PRESENT DURING THE NON-PUBLIC SESSION
Edie Drinkwater, Administrative Assistant , Bud French, Dean Huber, Chief Richard Pratt,

Town of Nelson

Minutes of Non-Public Session

BRIEF DESCRIPTION OF THE SUBJECT MATTER DISCUSSED AND FINAL DECISIONS:

Fire Department matters, including some confidential information, was shared and discussed with Bud French and Dean Huber.

No vote or final action was offered by motion during the meeting on Fire Department matters. The Board thanked Bud French and Dean Huber for their attendance. (Both men then left)

The Board then discussed a law suit that has been filed against the Town of Nelson.

Due to the nature of some of the information discussed and the current status of the law suit 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 9:21 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 9:21 PM

Minutes recorded by: Edie Drinkwater

Immediately upon return to public session Maury made a motion to adjourn.
Susan seconded the motion.
The motion then carried by a vote of 3-0.

June 26, 2013

David Upton, Chair

Maury Collins

Susan Hansel