

JOINT MEETING
Selectmen
&
Conservation Commission

July 08, 2015

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

Others attending: Anne McBride, David Patek, Kathy Schillemat, Tom Newcombe, Rick Church by phone
Steve Froling briefly by phone

The meeting was opened at 7:00 PM by Select Board Chair David Upton.

At 7:03 PM

David Upton made a motion to move into Non-Public Session in accordance with RSA 91-A:3 II (d) Land Acquisition.

Susan seconded the motion.

The motion carried by roll call vote: D. Upton – yes, S. Hansel – yes, M. Collins – yes, A. McBride – yes, D. Patek – yes, K. Schillemat – yes, T. Newcombe – yes, Rick Church by phone-yes

**Non-Public Session of Nelson
Board of Selectmen
&
Conservation Commission
July 8, 2015**

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

Land Acquisition

RSA 91-A: 3 II (d)

Minutes of Non-Public Session

Date: July 8, 2015

Present: <u>David Upton</u>	Yes	<u>Kathy Schillemat</u>	Yes
<u>Maury Collins</u>	Yes	<u>Tom Newcombe</u>	Yes
<u>Susan Hansel</u>	Yes	<u>Anne McBride</u>	Yes
<u>David Patek</u>	Yes	<u>Rick Church</u>	<u>By Phone</u>

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

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

X **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.

Roll call vote: : David Upton Yes Kathy Schillemat Yes
 Maury Collins Yes Tom Newcombe Yes
 Susan Hansel Yes Anne McBride Yes
 David Patek Yes Rick Church By Phone

THE BOARD ENTERED NON-PUBLIC SESSION AT 7:03 PM

OTHER PERSONS PRESENT DURING THE NON-PUBLIC SESSION

Eddie Drinkwater, Administrative Assistant

Town of Nelson

Minutes of Non-Public Session

BRIEF DESCRIPTION OF THE SUBJECT MATTER DISCUSSED AND FINAL DECISIONS:

The Selectmen received a briefing of the negotiations concerning a Conservation Commission Land Acquisition and easement.

All elements of contracts and agreements were reviewed and discussed at length.

Because no vote could be found of the Select Board accepting the Partridge donation when it was presented in 1999, David Upton made a motion to acknowledge and accept the Partridge donation of 1999 with all terms and conditions as presented for benefit of the Nelson Conservation Commission. Maury seconded the motion.

The motion carried by unanimous vote of the current Select Board.

A checklist of questions was developed to be answered as negotiations continue toward completion.

David Upton made a motion to seal the minutes.

Maury Collins seconded the motion.

The motion carried by roll call vote: D. Upton – yes, S. Hansel – yes, M. Collins – yes, A. McBride – yes, D. Patek – yes, K. Schillemat – yes, T. Newcombe – yes, Rick Church by phone-yes

Susan made a motion to return to Public session

Maury seconded the motion.

The motion carried by roll call vote: D. Upton – yes, S. Hansel – yes, M. Collins – yes, A. McBride – yes, D. Patek – yes, K. Schillemat – yes, T. Newcombe – yes, Rick Church by phone-yes

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 Upton, **SECONDED BY** Maury Collins

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 or adverse to the general community.

Cause harm to the Town through Possible litigation

Roll call vote: : <u>David Upton</u>	Yes	<u>Kathy Schillemat</u>	Yes
<u>Maury Collins</u>	Yes	<u>Tom Newcombe</u>	Yes
<u>Susan Hansel</u>	Yes	<u>Anne McBride</u>	Yes
<u>David Patek</u>	Yes	<u>Rick Church</u>	By Phone

MOTION TO CLOSE THE NON-PUBLIC SESSION

MADE BY Susan **AND SECONDED BY** Maury

Roll call vote: : <u>David Upton</u>	Yes	<u>Kathy Schillemat</u>	Yes
<u>Maury Collins</u>	Yes	<u>Tom Newcombe</u>	Yes
<u>Susan Hansel</u>	Yes	<u>Anne McBride</u>	Yes
<u>David Patek</u>	Yes	<u>Rick Church</u>	By Phone

The Board Reconvened the Public Session at 5:31 PM

Minutes recorded by: Edie Drinkwater

Return to Public Session:

Tom Newcombe made a motion to adjourn.
Kathy Schillemat seconded.
The motion carried by unanimous vote.

Meeting adjourned at 8:27 PM

July 08, 2015

David Upton, Chair

Maury Collins

Susan Hansel

Kathy Schillemat

Tom Newcombe

David Patek

Anne McBride

Rick Church