

SELECTMEN'S MEETING

September 18, 2013

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

Others Attending:

The meeting was opened by Chair David Upton at 2:00 PM.

The Board reviewed new information regarding the repair of a garage at the Claude Hutchins Sr. property on the Nelson Road. The damage or decay to the building was more extensive than expected and the entire building needed to be torn down and rebuilt on the same footprint. David made a motion to approve a demolition permit for the project.

Maury seconded the motion.

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

David followed with a motion to approve a building permit for the previously existing garage to be rebuilt on the same footprint including an increase in the height of the side walls.

Maury seconded the motion.

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

David announced that Tom Buttrick wished to resign from the Town Buildings Committee due to a schedule conflict.

David made a motion to accept the resignation with regret.

Maury seconded the motion.

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

There was a brief discussion regarding the possibility of requesting Nelson's State Reps to introduce legislation to modify the firearms laws which currently allows individuals to attend meetings in public buildings while carrying a concealed firearm.

Another area to address would be an Income exemption from property tax at various levels of income.

David made a motion to authorize David Upton, on behalf of the Board, to contact the State Reps regarding introducing legislation that would prohibit guns in public meetings.

Maury seconded the motion.

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

David made a motion to authorize David Upton, on behalf of the Board, to contact the State Reps regarding introducing legislation to create a multi-level income exemption from property tax.

Maury seconded the motion.

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

Susan opened discussion regarding the Cucchi Mill Site. She would like Alan Rumrill to view the site to determine if it is a valid historic site.

Mike Tarr had been contacted by John Cucchi to request that the Town build a stone wall with some of the rocks uncovered at the site.

The Board agreed that the Town Highway department should not be involved with this project as it is on private property.

Susan reminded everyone that the reorganization at the Local Government Center is now complete and the official name is now the New Hampshire Municipal Association. Therefore, the term "LGC" should no longer be used.

Susan reported that the Town of Nelson will host a gathering of the Historical Society at the Town Hall on October 17, 2013. Bert Wingerson will do a walking tour around Town and Susan and Bert will provide refreshments.

Susan also reported that a Historic Calendar is being created and will be available to the public.

Discussion opened regarding the need to review the Town Hall Rental fees in light of overall cost increases. The Folklore Society has been receiving a discounted rate due to the number of dates reserved annually. The rate has been at \$70.00 per date.

After a lengthy discussion, Maury made a motion to set the rate for the Folklore Society at \$100.00 per date. (Noting that the regular single rental rate for individuals or groups is \$150.00) David seconded the motion.

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

Richard Pratt will be asked to discuss issues concerning crowd control at the events and parking training may be offered to a designee from the Folklore Society to reduce the need for a paid police detail to be present as long as a reasonable plan can be approved.

Moose Plate Grant documents were presented for signing and notarizing.

Maury presented a newspaper clipping regarding a Road race that had been held in Nelson but had not been properly permitted. A letter has been sent to the organizer outlining the proper permit procedure for such events and Richard Pratt if following up on this matter.

Susan reported that the manifest is complete for September 18, 2013 and moved approval as presented.

David seconded the motion.

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

David made a motion to approve the minutes from the September 11, 2013 Selectmen's meeting.

Maury seconded the motion.

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

Julia Lennon presented the Board with a list of unregistered dogs and informed the Board that every attempt had been made to contact the owners multiple times.

David made a motion to present the Town Clerk/Tax Collector with a warrant for collection of all overdue dog fees and penalties.

Maury seconded the motion.

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

Julia informed the Board that she will consider purchasing a professional software program from Avitar for the collection of dog license fees.

Next, David made a motion to go into Non-Public session to discuss a personnel issue. This session is in accordance with RSA 91-A:3 (a&c)

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

Personnel

RSA 91-A: 3 II (a&c)

Minutes of Non-Public Session

Date: September 18, 2013

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 4:21 PM

OTHER PERSONS PRESENT DURING THE NON-PUBLIC SESSION
Edie Drinkwater, Administrative Assistant

BRIEF DESCRIPTION OF THE SUBJECT MATTER DISCUSSED AND FINAL DECISIONS:

The Board discussed a personnel issue and possible solutions.
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 5:00 PM Maury made a motion to return to public session.
David 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 Maury, SECONDED BY David
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 Maury AND SECONDED BY David**

ROLL CALL VOTE Susan - Yes
Maury - Yes
David - Yes

The Board Reconvened the Public Session at 5:10 PM

Minutes recorded by: Edie Drinkwater

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 5:03 PM

September 18, 2013

David Upton, Chair

Maury Collins

Susan Hansel