

Town of Nelson Selectmen's Meeting

September 23, 2015

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

Others attending: Richard Pratt, Karen Tolman

At 3:00 PM the meeting was opened by Chair David Upton.

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

David seconded.

The motion carried 3-0.

David made a motion to approve the minutes for September 16, 2015.

Susan seconded.

The motion carried 3-0.

Following a full review of the submitted plans, David made a motion to approve the Building Permit for Sandy and Kip Mackenzie to build a garage addition to an existing building. Further to approve a demolition permit to take down a deteriorated barn on the property.

Maury seconded the motion.

The motion carried 3-0.

David made a motion to approve the renewal of a previously granted building permit for Karen and Barry Tolman for a garage and mudroom.

Maury seconded.

The motion carried 3-0.

Responding to a nomination from the Cemetery Board, David made a motion to appoint Harry Flanagan to fill a vacancy on the Cemetery Board until the next Town Meeting election.

Maury seconded.

The motion carried 3-0.

Susan requested that the Board consider leaving the heat on in the Library Lower Level at all times (set at an agreed upon low temp) for a trial period to see if this will help provide an improved comfort level for people attending meetings in that space.

Following a brief discussion Maury agreed that this plan should be used at least for a trial period with cooperation from the Librarian and the Library Trustees.

Susan will speak to Linda Cates and Kris about this plan.

Upon a request from the Board, Plumb Bob consulted with Bert Wingerson regarding the climate needs for the archives in the Library Lower Level.

Plumb Bob developed a plan and submitted a bid to address the climate needs of the LLL Archives.

(\$7,000)

Following a review of the plan and bid, Susan made a motion to approve the bid and request that Plumb Bob begin as soon as possible.

Maury seconded.
The motion carried 3-0.

At 3:30 PM Chief Pratt requested a brief Non-Public session with the Board to discuss an ongoing police investigation.

David made a motion to move into Non-Public session in accordance with RSA 91-A:3 II (c) Harm to reputation

**Non-Public Session of Nelson
Board of Selectmen
September 9, 2015**

Town of Nelson [Board of **Selectmen**]
Harm to reputation & Ongoing Police Investigation
RSA 91-A: 3 II (c)
Minutes of Non-Public Session

Date: September 23, 2015

Present: David Upton Yes
Maury Collins Yes
Susan Hansel Yes

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 (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.

Roll call vote: David Upton Yes

Maury Collins Yes

Susan Hansel Yes

THE BOARD ENTERED NON-PUBLIC SESSION AT 3:30 PM

OTHER PERSONS PRESENT DURING THE NON-PUBLIC SESSION

Edie Drinkwater, Administrative Assistant, Richard Pratt

BRIEF DESCRIPTION OF THE SUBJECT MATTER DISCUSSED AND FINAL DECISIONS:

Sensitive information was presented to the Board regarding an ongoing Police investigation. Detailed discussion followed.

David made a motion to seal the minutes.

Maury seconded the motion.

The motion carried by roll call vote: D. Upton – yes, Maury Collins – yes, S. Hansel – yes

David made a motion to return to Public session.

Susan seconded the motion.

The motion carried by roll call vote: Maury – yes, S. Hansel – yes, D. Upton – 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: David Upton Yes
Maury Collins Yes
Susan Hansel Yes

MOTION TO CLOSE THE NON-PUBLIC SESSION
MADE BY David **AND SECONDED BY** Susan

Roll call vote: David Upton Yes
Maury Collins Yes
Susan Hansel Yes

The Board Reconvened the Public Session at 3:50 PM

Minutes recorded by: Edie Drinkwater

Return to Public Session: 3:50 PM

Following a review by each Board member, David made a motion to approve the 2015 updated Emergency Operations Plan.

Maury seconded.

The motion carried 3-0.

After reviewing a request for interest abatement from Grace Warner (submitted by Julia Lennon TC/TC) David made a motion to approve the abatement due to an error made in the TC/TC office.

Susan seconded.

The motion carried 3-0.

David made a motion to approve a Purchase Request for the Highway Dept. for the purchase of winter sand. (\$18,000)

Susan seconded.

The motion carried 3-0. PR # 159231

Maury made a motion to direct Gary Kinyon to submit the P&S agreement as discussed during legal consultation on September 16, 2015.

Susan seconded.

The motion carried 3-0.

Immediately following the vote David said he would like Lane Construction to be the first to sign the agreement and when it arrives back for the Selectmen's signatures he would like the Board to consider holding a special Selectmen's meeting to share the terms of the P&S agreement prior to the Board signing.

With nothing further, David made a motion to adjourn.

Susan seconded.

The motion carried 3-0.

Meeting adjourned at 4:23 PM

September 23, 2015

David Upton, Chair

Maury Collins, Selectman

Susan Hansel, Selectman