

**CITY COUNCIL
ROCHESTER, NEW HAMPSHIRE
Nonpublic Session Minutes**

Date: June 7, 2022

Motion to enter Nonpublic Session

Made by: Hainey

Seconded by: Malone

Specific Statutory Reason cited as foundation for the nonpublic 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 or her, **unless** the employee affected (1) has a right to a public 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 this board**, unless such person requests an open meeting. This exemption shall extend to include any application for assistance or tax abatement or waiver of a fee, fine or other levy, if based on inability to pay or poverty of the applicant.*

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 averse 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 this board or any subdivision thereof, or against any member thereof because of his or her membership therein, until the claim or litigation has been fully adjudicated or otherwise settled*

_____ RSA 91-A:3, II(i) *Consideration of matters relating to the preparation for and the carrying out of emergency functions, including training to carry out such functions, developed by local or state safety officials that are directly intended to thwart a deliberate act that is intended to result in widespread or severe damage to property or widespread injury or loss of life.*

Roll Call vote to enter nonpublic session:

(circle replies below)

Mayor Callaghan	<u>Yes</u>	No	Not Present
-----------------	------------	----	-------------

Deputy Mayor Lachapelle	Yes	No	<u>Not Present</u>
-------------------------	-----	----	--------------------

Councilor Fontneau	<u>Yes</u>	No	Not Present
--------------------	------------	----	-------------

Councilor Gilman	<u>Yes</u>	No	Not Present
Councilor Beaudoin	Yes	No	Not Present ABSTAIN
Councilor Hamann	<u>Yes</u>	No	Not Present
Councilor Malone	<u>Yes</u>	No	Not Present
Councilor Larochelle	<u>Yes</u>	No	Not Present
Councilor Desrochers	<u>Yes</u>	No	Not Present
Councilor Hainey	<u>Yes</u>	No	Not Present
Councilor Gray	<u>Yes</u>	No	Not Present
Councilor Berlin	<u>Yes</u>	No	Not Present

Entered nonpublic session

Time: 8:29 pm

Other persons present during nonpublic session:

City Manager Blaine Cox, Deputy City Manager Katie Ambrose, Fire Chief Perry Plummer, Assistant Fire Chief Tim Wilder, and City Attorney Terence O'Rourke

Description of matters discussed, and final decisions made:

181 Highland Way

Chief Plummer presented an update on the potential purchase of 181 Highland Way for the new Fire Station. Plummer said the soil scientist gave the land "a clean bill of health." Plummer provided the Council will a cost estimate of directional drilling v. traditional open cut installation and Assistant Chief Wilder was able to negotiate a \$10,000.00 donation from the Seller toward the costs of the kitchen in the new Fire Station. After this update, the City intends to enter into a P & S with the property owner.

Council Action: None needed, update only.

Motion to leave nonpublic session and return to public session

Made by: Malone

Seconded by: Desrochers

Motion: **PASSED** / DID NOT PASS (circle one)

Public session reconvened

Time: 9:20 pm

Motion made to seal these minutes? **Yes** No (circle one)

Indefinitely? **Yes** No (circle one)

If yes, motion made by: Malone

Seconded by: Desrochers

because it is determined that divulgence of this information likely would:

_____ Affect adversely the reputation of any person other than a member of this board.

___X___ Render a proposed action ineffective.

_____ Pertains to preparation or carrying out of actions regarding terrorism.

Roll Call Vote to seal minutes:

(2/3's vote of members present required)

Mayor Callaghan	<u>Yes</u>	No	Not Present
Deputy Mayor Lachapelle	Yes	No	<u>Not Present</u>
Councilor Fontneau	<u>Yes</u>	No	Not Present
Councilor Gilman	<u>Yes</u>	No	Not Present
Councilor Beaudoin	Yes	No	<u>Not Present</u>
Councilor Hamann	<u>Yes</u>	No	Not Present
Councilor Malone	<u>Yes</u>	No	Not Present
Councilor Larochelle	<u>Yes</u>	No	Not Present

Councilor Desrochers	<input checked="" type="radio"/> Yes	<input type="radio"/> No	Not Present
Councilor Hainey	<input checked="" type="radio"/> Yes	<input type="radio"/> No	Not Present
Councilor Gray	<input checked="" type="radio"/> Yes	<input type="radio"/> No	Not Present
Councilor Berlin	<input checked="" type="radio"/> Yes	<input type="radio"/> No	Not Present

Motion: **PASSED** / DID NOT PASS (circle one)

Time: 9:21 pm

These minutes recorded by: City Attorney Terence O'Rourke