

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

Date: May 2, 2023

Motion to enter Nonpublic Session

Made by: LaChapelle

Seconded by: Desrochers

Specific Statutory Reason cited as foundation for the nonpublic 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 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.*

 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

Yes

No Not Present

Deputy Mayor Lachapelle

Yes

No Not Present

Councilor Fontneau

Yes

No Not Present

Councilor Gilman	<u>Yes</u>	No	Not Present
Councilor Beaudoin	<u>Yes</u>	No	Not Present
Councilor Hamann	<u>Yes</u>	No	Not Present
Councilor Malone	Yes	No	<u>Not Present</u>
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	Yes	No	<u>Not Present</u>
Councilor Berlin	<u>Yes</u>	No	Not Present
Councilor de Geofroy	<u>Yes</u>	No	Not Present

Entered nonpublic session

Time: 6:03 pm

Other persons present during nonpublic session:

None

Description of matters discussed, and final decisions made:

Contract for New City Manager

Council Action: Motion by Mayor Callaghan to appoint Katie Ambrose as City Manager at a salary of \$158k per year with no changes to the terms of the current contract.

Yea: Callahan, Lachapelle, Gilman, Fontneau, Beaudoin, Larochelle, Desrochers, Hainey, DeGeofroy, and Hamann

Nay: Berlin

Not Present: Malone, Gray

Motion to leave nonpublic session and return to public session

Made by: LaChapelle

Seconded by: Desrochers

Motion: PASSED / DID NOT PASS (circle one)

Public session reconvened

Time: 6:12 pm

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

Indefinitely? Yes No (circle one)

If yes, motion made by:

Seconded by:

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.

___ 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	Yes	No	Not Present
Deputy Mayor Lachapelle	Yes	No	Not Present
Councilor Fontneau	Yes	No	Not Present
Councilor Gilman	Yes	No	Not Present
Councilor Beaudoin	Yes	No	Not Present
Councilor Hamann	Yes	No	Not Present
Councilor Malone	Yes	No	Not Present
Councilor Larochelle	Yes	No	Not Present
Councilor Desrochers	Yes	No	Not Present

Councilor Hainey	Yes	No	Not Present
Councilor Gray	Yes	No	Not Present
Councilor Berlin	Yes	No	Not Present
Councilor de Geofroy	Yes	No	Not Present

Motion: PASSED / DID NOT PASS (circle one)

Time: pm

These minutes recorded by: Terence O'Rourke, City Attorney