

**Nonpublic Session Minutes**  
**[City of Laconia Conservation Commission]**

**Date:** 1/3/2018

**Members Present:** [Dean Anson]  
[Marnie Schulz]  
[Deborah Williams]  
[Richard Christopher]  
[Lisa Morin]

**Motion to enter Nonpublic Session** made by **Dean Anson**; seconded by **Deborah Williams**

**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.*

- ✓ 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 by or against this board or any subdivision thereof, or by 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.*

<b>Roll Call vote</b> to enter nonpublic session:	[D. Anson]	<input type="radio"/>	N
	[D. Williams]	<input type="radio"/>	N
	[L. Morin]	<input type="radio"/>	N
	[R. Christopher]	<input type="radio"/>	N
	[M. Schulz]	<input type="radio"/>	N

**Remove public meeting tape** (if applicable).

**Entered nonpublic session** at 6:30 a.m./p.m.

Other persons present during nonpublic session: \_\_\_\_\_

**Description of matters discussed and final decisions made. Note: Any votes taken must be recorded “in such a manner that the vote of each member is ascertained and recorded”:**

D. Anson gives a brief explanation that he has been contacted about logging on Pickerel Pond Road. The person who contacted him posed the idea that the conservation commission could approach the land owner about putting the logged land into a conservation easement. E. Rathburn gives a brief overview of the logging going on. Discussion commences about whether the commission should approach the owner. D. Williams asks the questions about whether the logger must implement BMPs for their work. E. Rathburn explains that is the NHDES’s area of regulation. D. Anson says that in the future the conservation commission should be made aware whenever an **Intent-To-Cut** notification is submitted to the City. L. Morin says that this could be a good opportunity for outreach. R. Christopher asks E. Rathburn whether it would be possible for the owner to subdivide the land after logging it. E. Rathburn answers that they could but they would have to apply for a Wetland CUP from the City which means that the conservation commission would appraised of the situation. L. Morin also voices concern over whether it would be to intimidating to ask the land owner to come before the commission to discuss putting the logged property into a conservation easement. She suggests having someone who is familiar with the landowner go and speak to the land owner and warm them up to the idea of putting the land into easement. D. Anson says that the commission at the minimum should resurrect interest in Pickerel Pond and the land around it. L. Morin proposes that the conservation commission reach out to the landowners around the pond and make them aware of the sensitivity and value of their land. E. Rathburn says that if L. Morin can send him a template for a letter to send out then he will draft up a correspondence to send to land owners after the commission approves it.

Discussion shifts to the subject of Eileen Ferraro and her offer to put her land into conservation easement. D. Anson asks if the commission think it would be useful to reach out to her again and see if she still has interest in putting her land into easement. He says that he will contact her to see what her stance is currently.

The final discussion in the non-public session is the current state of the Harrington Conservation Easement and the only question asked is if it is perpetuity by D. Anson to which E. Rathburn answers that it is.

**Note:** Under RSA 91-A:3, III. *Minutes of proceedings in nonpublic sessions 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 nonpublic session shall be publicly disclosed within 72 hours of the meeting, unless, by recorded vote of 2/3 of the members present, **taken in public session**, it is determined that divulgence of the information likely would affect adversely the reputation of any person **other than a member of this board**, or render the proposed action of the board ineffective, or pertain to terrorism. In the event of such circumstances, information may be withheld until, in the opinion of a majority of members, the aforesaid circumstances no longer apply.*

**Motion to leave nonpublic session** and return to public session by Dean Anson, seconded by Richard Christopher.

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

**Nonpublic meeting tape removed, public meeting tape replaced** (if applicable).

**Public session reconvened** at 7:15 a.m./p.m.

**Motion made to seal these minutes?** If so, 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

<b>Roll Call Vote to seal minutes:</b>	[name]	Y	N
	[name]	Y	N
	[name]	Y	N
	[name]	Y	N
	[name]	Y	N

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

**These minutes recorded by:** Evan Rathburn