

Tilton-Northfield Fire & EMS Commissioners' Meeting

Meeting Called By:	Commissioners	Date, Time:	March 28, 2012 at 17:30
Transcribed By:	Kathy Tobine	Place:	WRHS Media Center, 435 West Main Street, Tilton

Commissioner Auger called the meeting to order at 5:30 PM.

Present: Commissioner Paul Auger, Commissioner Pat Clark, Commissioner Tom Gallant, Chief Brad Ober, Treasurer Roland Seymour, Deputy Chief Mike Robinson, and Administrative Assistant Kathy Tobine.

Present from the Tilton Board of Selectmen: Katherine Dawson, Patricia Constantino, Sandy Plessner and Al LaPlante.

Firefighters Present: Captain Tim Joubert

Public Present: Tina LaPlante and Lisa Swancott

Chief Ober requested they move the USDA Grant up to after the election of the Chair. Commissioner Auger and Commissioner Clark agreed.

Election of Chair

Commissioner Auger stated he had it last year and he thinks it is only fair that everybody takes a turn at it so he nominates Pat. There being no other nominations, vote was taken. Commissioner Auger and Commissioner Clark for; Commissioner Gallant against.

Commissioner Auger turned running of the meeting over to Commissioner Clark. Commissioner Clark stated he would appreciate any help he can get. This is a new thing for him and any help along the way would be really appreciated.

USDA Grant

Chief Ober stated he needs approval from the Board to sign the acceptance paperwork and the rest of paperwork that goes with it so we can submit that for final approval. The reason he is asking for them to expedite this in the agenda is that the paperwork needs to be submitted by Friday so Kathy can do at least the first page of the draft minutes so they can be submitted with the paperwork. Since the grant was written in his name, he needs to sign all the paperwork. He is requesting the Board approve him to finish out that. Commissioner Clark made a motion to approve Chief Ober to do whatever needs to be done to complete the USDA grant. Commissioner Auger seconded the motion. Discussion: Commissioner Auger asked if anything was to change on the ladder would we lose the grant. If a demo came up would it change the grant? Chief Ober replied no he didn't believe so as long as it is new. Commissioner Clark asked if there was any further information Chief Ober has received on the grant since District Meeting. Chief Ober replied no. We need to submit this completed paperwork. Commissioner Auger asked if it mattered on the figures, if we were to get one and it only came in at XX amount of dollars. Chief Ober stated we were awarded \$41,000. We have to spend the money first and get reimbursed. There being no further discussion, vote was taken. Motion passed unanimously giving Chief Ober the authority to do whatever needs to be done to complete the USDA grant for the quint ladder truck.

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Minutes

Commissioner Clark stated he does not have the meeting minutes with him. He looked at the 7th and that was okay. He remembers Tom wanted to stop the meeting minutes of January 24th to allow everybody time to read the notes he had submitted. Most of them were just typos. Kathy stated she had corrected the typos as agreed. She did not bring any meeting minutes with her except the non-public ones they need to review as she had already given them to everybody. Commissioner Clark asked what changes were made on the 24th. Kathy replied just the typos and she had emailed them to everybody. It was agreed that night she would correct the typos and email them to everybody again to review the minutes and the changes that he had requested. Commissioner Auger stated they did.

January 24th

It was decided these would be held and reviewed at the next meeting.

February 15th

Commissioner Clark stated he does not have these with him. Commissioner Gallant gave him his copy to review. Commissioner Gallant made a motion to approve the minutes of February 15th for purposes of getting them on the floor for discussion. Commissioner Auger seconded the motion. Discussion: Commissioner Clark stated that on page 10 there was a comment about the 5½ mile radius. He was told that was null and void as that was a change made after the contract was signed. The only thing that stands right now is what was in the wording before that and that was to move into the District according to Paul Sanderson. The way it reads right now is *It is the expectation of this Board that within 18 months of accepting this position you will reside within the Fire District.* That is what stands right now. The second sentence was *The exact boundaries will be discussed and decided upon in the near future. The 18 month period of time shall begin upon your confirmation as our new chief.* We didn't define that until after the contract was signed and that would have been a unilateral change. He says that you can't do. Right now it just is that you will reside within the Fire District according to him. Other than that he doesn't see anything out of line on the minutes of the 15th. There being no further discussion, vote was taken. Motion passed unanimously. Pat Consentino asked if they were taking this part out of the minutes of February 15th. Commissioner Gallant replied no, he was just clarifying it for them.

March 7th

Commissioner Clark made a motion to put the March 7th meeting minutes on the floor for discussion. Commissioner Auger seconded the motion. There being no discussion, vote was taken. Motion passed unanimously to accept the March 7th meeting minutes as written.

Correspondence

Chief Ober stated in addition to the correspondence they have already received he has a couple items for them.

Tilton School

The first is an invitation to the ceremony for the introduction of the new Headmaster at Tilton School. Chief Ober stated the ceremony at Tilton School is on May 4th at 11:30. He requested the Commissioners let him know if they were interested in attending.

E-mail

The second is an e-mail sent earlier by Commissioner Clark reference the by-laws and the name change.

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Memos

Chief Ober gave the Board two memos from him. No action needs to be taken. They are answers to questions that Commissioner Auger had the last meeting about Engine 3's response to medical calls and Desourcie's travel charge.

Franklin Savings Bank

Chief Ober stated we received correspondence from Franklin Savings Bank. They are requiring us to indicate what the most dollar amount would be in the automatic ACH. They have asked us to indicate what the most dollar amount might be. We reviewed that and it would be probably as much as \$28,000 because four times a year we pay the call salaries. This requires the signature of the Chairman. Commissioner Clark asked if this was something they needed to vote on. Commissioner Gallant stated it is just an administrative detail. Commissioner Clark signed as Chair.

Commissioner Clark asked if everybody was comfortable with him getting the name change to our Clerk and getting it into the Secretary of State. Commissioner Gallant stated it didn't make much difference. He had gone off as a one man band and took care of this thing and signed it as Commissioner. Commissioner Clark stated as a formality they should go through with it. Commissioner Gallant stated go ahead, he didn't care. Discussion ensued about the memo Commissioner Clark had sent regarding this.

Public Comment

Lisa Swancott asked what the outcome of changing the name was. She wanted to know if they were trying to change the name and then the by-laws. Commissioner Clark stated in order to change the name you have to inform the Secretary of State. He asked the Secretary of State if they went about it the right way. He said yes, you have to give public notice. They did that with the warrant article.

Treasurer's Report

Roland stated Kathy had passed out the fund balances as of today. The Operating Account balance is \$245,995.55. He signed a check as the Town Treasurer in Northfield for \$142,000 so that will be added to that balance.

Roland stated he printed out the reports as of March 21st. The Budget figures have not been added yet but will be shortly. The Apparatus & Equipment Fund Ambulance Charges have two months in there at \$48,000. The Operating Budget Operating Revenue shows three months of payments for Tilton. Northfield is not there but as just stated he signed the check for the three months which will be posted by the April meeting. There is not much to report. These are the account balances.

Roland reported he talked with Franklin Savings Bank regarding the line of credit. He has not worked on the cash flow. We didn't borrow any money last year. We need to renew it every year. He told them he will get back to them after he works on the cash flow. Discussion ensued about the line of credit. Commissioner Gallant made a motion to authorize the Treasurer to go forth and prepare the necessary paperwork to set up the mechanics for a line of credit with Franklin Savings Bank as they had last year. Commissioner Auger seconded the motion. There being no discussion, vote was taken. Motion passed unanimously.

Commissioner Gallant made a motion to accept the Treasurer's Report as printed. Commissioner Clark seconded the motion. There being no discussion, vote was taken. Motion passed unanimously.

Fire Prevention Report

Captain Joubert gave the Fire Prevention Report. He stated there is nothing too significant. He requested they disregard the times for now. He and the Chief finally worked that out. In the future the hours on the right hand side of the Inspection Report will equal the amount of time spent on an inspection. If he needs to do two hours of code research for that inspection it will be entered in FireHouse as a separate activity on another type of form.

Commissioner Auger asked about the ID numbers. Captain Joubert explained that TN016 is him and TN033 is Jon Powell.

Captain Joubert explained that Jon has been spending a lot of time working with Tanger Outlet making sure that they stay up-to-date on all their Life Safety Code violations.

Captain Joubert stated they just received plans for a new building at Lochmere Meadows. He continues to work with the new technology. He is using the Ipad more for inspections. It works really well. Getting it to format as they want it has been a work in progress.

Commissioner Auger asked if we charged for inspections. Captain Joubert responded some we do. Commissioner Auger asked where the money goes. Chief Ober stated it goes into the general fund.

Commissioner Clark asked Captain Joubert if he was saying that his total 25 hours was not an accurate number. Captain Joubert replied for the inspections themselves, no. He gave an example. He stated he and the Chief have really worked on it. They have come with a plan. The time in the building will be the time for the inspection. The time for research and report generation will be a separate activity in FireHouse. Commissioner Clark asked if that will be broken down by whatever they are doing. Captain Joubert responded it will.

Commissioner Auger asked what determines which ones your bill and which ones you don't. Chief Ober replied anything that needs a permit gets a bill, i.e. sprinkler system, tank set, electrical, woodstove. Commissioner Auger asked if this was charged to the home owner. Chief Ober replied the building owner, yes. Commissioner Auger asked what we charge. Captain Joubert replied \$25 for the most part unless there are multiple appliances that are being installed and need multiple permits. Discussion ensued about permits and charges.

Commissioner Auger asked about inspections Jon has done at the mall. He asked if he is going in and looking for violations. Captain Joubert explained for the most part he is. Jon does do second inspections to follow up on violations. Commissioner Auger asked if we inspect the fire extinguishers or if a private company does it. Captain Joubert explained a private company does it annually. It is the business' responsibility to have their employees do it on a monthly basis to make sure they are pressurized, in the right place, make sure the pin is it and to make sure there is nothing in the nozzle. There is a tag that goes on the extinguisher. You flip it over and there are a bunch of check boxes that you check off. Then a technician comes in once a year. Chief Ober stated it is a code requirement to have a qualified technician do that.

Commissioner Clark made a motion to accept the Fire Prevention Report as written. Commissioner Auger seconded the motion. There being no discussion, vote was taken. Motion passed unanimously.

Chief's Report

Chief Ober stated his report was emailed out prior to the meeting. The Incident Type Period Comparison is from January 1st through February 29th comparing us to 2011, 2010 and 2009. We are pretty much right on track. Our fire activity has slowed down, thankfully. Luckily we haven't had any major fires or grass fires yet. He is hoping for a wet spring so we don't have a lot of dry time.

Chief Ober reported we do have a couple things going on. The Ladder committee is going to reorganize and start meeting again so we can develop the specs to send out for quotes for the bid process. Commissioner Auger asked if he can sit in on some. Chief Ober replied sure. He will let him know when they are.

Chief Ober stated he is starting to prepare for the generator project. He would like to have that on line by June. They will be sending out a packet for quotes on that.

Chief Ober reported they are talking of another Open House the week May 20th through the 26th during National EMS Week. They are targeting Wednesday or Thursday of that week. Commissioner Clark asked if we had three volunteers sign up out of that last year. Deputy Robinson stated officially we might have four. It just took a while. Chief Ober stated one of them did not work out. We had to let him go. Chief Ober stated we have picked up a new call firefighter, a female who is going through the Fire Science program at Laconia. She is already Level 1 Firefighter certified and lives in Tilton. We are putting her through her probationary period and getting her up to speed. She will be a good asset to us. Commissioner Clark asked how she came on board. Chief Ober stated she lives here and was interested. Deputy Robinson stated the point with the Open House is that even though it wasn't heavily attended he considers it successful.

New Business

Ratify 2012 Operating Budget and Apparatus & Equipment Fund Budget

Commissioner Gallant made a motion to ratify the Operating Budget plus all warrant articles for the 2012 year in the amount of \$1,543,267. Commissioner Clark seconded the motion.

Discussion: Commissioner Auger asked if that was all of those approved and added in.

Commissioner Gallant replied yes. There being no further discussion, vote was taken. Motion passed unanimously.

Commissioner Gallant made motion to ratify the Apparatus & Equipment Fund Budget in the amount of \$716,500. Commissioner Clark seconded the motion. There being no discussion, vote was taken. Motion passed unanimously.

LRGHealthcare Occupational Services

Chief Ober explained the he and Captain Ames went up and met with LRGHealthcare Occupational Services and went over some of the things they can provide and the pricing. We used to use them for our pre-employment and annual physicals but their pricing skyrocketed. Three years ago we moved to Concentra which is a medical firm that all they do is DOT and employment physicals. LRGH has redone their prices and they are within a few dollars of what Concentra. The pre-employment exam would be \$454 and an annual is \$408. We are asking for approval to go back to LRGHealthcare. There are a bunch of benefits. They can use either Franklin Regional Hospital or go to the Gilford campus. It is a lot more convenient than driving to Concord. There are some other incentives as well. If we are a member of LRGH Occupational Services, an employee or employee family member they can walk in off the street and see a doctor instead of waiting to see PCP or going to the ER. They will help us

develop SOPs that deal with physicals, drug and alcohol testing. They offer those services as well. They have changed some staffing at Occupational Health. They toured the facility. It is an awesome facility in Gilford. He recommends that we switch back to LRGHealthcare for our occupational services. Commissioner Clark asked if all the legal codes they have been talking about would be cleaned up with that. Chief Ober replied yes, they will help us. Commissioner Clark made motion to switch to LRGH. Commissioner Auger seconded the motion. Discussion: Commissioner Gallant asked if we needed authorization to become member. Chief Ober stated basically we use them as a vendor instead of Concentra. By virtue of us sending an employee there to get a physical, they become member. We don't get a membership card or anything like that. There being no further discussion, vote was taken. Motion passed unanimously.

National Grid

Chief Ober stated we currently heat at Center Street with oil and use propane for cooking. With the new generator coming on board we were looking at propane. As you know there isn't much space behind the building to place a tank large enough for a decent supply. He talked with the person who came in to do the annual service on the oil burner. He contacted National Grid. They had an account representative come out. They will bring natural gas to our building for no cost. He is asking the Board to approve him to sign the agreement to bring the gas to the building. The generator will be a natural gas generator. Commissioner Clark asked if we would still stay on oil for the heat. Chief Ober replied no. They offer incentive programs with discounted rates on boilers and burners. His next project will be researching to what we can potentially do to either replace the burner on boiler or whatever else might be available to us. His concern is we have an underground oil tank. Nobody knows the date for sure of when it was installed. There is no paperwork on it. We don't even know how big it is. It is liability. We need to get out of that underground oil tank and we will save a considerable amount in heating cost by switching to natural gas. It's a win/win. He hopes to have information on the oil conversation next month. He is requesting approval for him to sign the agreement. They looked at Park Street as well. That will cost a little bit of money to do that. The representative suggested we wait a few months as National Grid is being sold. We may have a better shot at a no cost deal for Park Street with the new company. Commissioner Gallant made a motion for Chief Ober to sign the agreement with National Grid to bring natural gas in to the building. We also authorize the Chief to go forward and do a price inquiry on a natural gas generator. Commissioner Clark seconded the motion. Discussion: Commissioner Clark stated they are only approving bringing the pipe in and using it for the generator at this time. Chief Ober stated they will probably convert over the cook stove and get rid of the propane tank altogether. Commissioner Auger asked if they would hook up the stove. Chief Ober replied no. We would have to hire a local plumber. Commissioner Clark asked if it would make sense to have Rymes make their pitch too making an argument for keeping them. Chief Ober stated no. They could never compete with the cost of natural gas. There being no further discussion, vote was taken. Motion passed unanimously.

Purchasing Request

Chief Ober presented a request to finish the locker project started last year. We need five more from the wood shop at the prison. He stated the cost is the same per locker. Commissioner Clark asked if they had room for them in the bunk room. Chief Ober stated no, they will have to go in the day room. Commissioner Auger asked if this would provide a locker for all the full timers. Chief Ober replied yes, this would provide one for each career member. Commissioner Clark made motion to accept the GraniteCor NH Correctional Industries price of \$2,100 total for the five lockers to complete the program.

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Commissioner Auger seconded the motion. There being no further discussion, vote was taken. Motion passed unanimously.

Old Business

There was no Old Business.

Other Business

Commission Gallant requested they look at the memos from Chief Ober on Desourcie dealing with the travel charge and Engine 3 responding to medical calls.

Commissioner Auger asked what is considered a Delta or Echo call and how it is determined. Chief Ober replied that he doesn't determine it, 9-1-1 does. A lot of different factors go into that. Discussion ensued about the coding of calls. Commissioner Auger stated his only concern is that he doesn't see other communities taking a fire truck to a medical call.

Commissioner Clark asked about 2 in/2 out. Discussion ensued. Commissioner Clark asked if this is standard practice in response to calls. Chief Ober replied it is. We don't have the luxury of taking a pick up or other department vehicle. Most of the time, the truck is not available. On those times it is available and the call is close by they will do that. It doesn't happen very often. They do try to minimize it. Commissioner Auger stated his biggest thing is going out on some dirt road and getting stuck in the mud. Chief Ober stated that is why we have shift captains, to make those determinations.

Commissioner Clark asked if Chief Ober's memo took care of Commissioner Auger's concern about Desourcie travel charges. Commissioner Auger stated it says he is the primary vendor for pump problems. Chief Ober replied they will work on anything. We do try to do things in house as best we can. He is not the first person we pick up the phone and call. We determine what the problem is. We check with Duane to see if this is something he can handle. Then we make a determination.

Lisa Swancott asked if our truck drivers are required to have a CDL. Deputy Robinson stated they are. Lisa then asked if they are in a drug testing pool. Chief Ober explained we are not. Fire departments are exempt from CDL requirements to drive apparatus to an emergency. Most fire departments require CDLs. Because we are not required to have a CDL by the State we are not required to do drug testing. That is one of the things LRGH Occupational Health will work with us on. Lisa asked if we will have policy for all firefighters to have drug testing. Chief Ober replied we currently don't for other than their pre-employment physical. They will be getting a proposal for that.

Non-Public Session

Commissioner Clark stated they will be going into non-public now. Commissioner Auger made a motion to go into non-public at 1840.

Pat Consentino asked what the non-public was about. Commissioner Clark explained they have non-public under RSA 91-A:3, II(a) coming out of January 18th and February 15th meetings and then there is a third one on their under the same one. Commissioner Gallant stated they are reviewing the minutes on those two dates Commissioner Clark gave them. Pat Consentino asked they were going into non-public on personnel issues. She is not getting what the motion is to go into non-public. You are supposed to state what the motion is when you go into non-public. Commissioner Clark stated 91-A3, II(a) reads *The dismissal, promotion or compensation of any public employee or disciplining of such an employee, or the investigation of any charges against him or her, unless the employee is affected (1) has a right*

to a meeting or (2) requests the meeting be in the open. That is that. If it directly affects the employee, if we are making some determination in those categories then the employee has the right to be here for the non-public and they can decide if they want it in public or non-public. Pat Consentino stated it's a personnel issue not directly affecting. Commissioner Clark stated the last one is the January 18th and February 15th non-public. Commissioner Gallant stated they are just reviewing the minutes. Pat Consentino asked how you can have a non-public to review the minutes. Reviewing the minutes is a public issue. Commissioner Gallant stated it may be a public issue but the minutes are sealed. Pat Consentino stated that was different. You didn't say they were non-public minutes.

Commissioner Gallant asked Pat Consentino if that answered her question about what they are going into non-public for. Pat Consentino replied it did not. You are going into a non-public meeting with an employee issue and the employee has the right to be there if it's an employee issue and has the right to say he doesn't want it to be in a non-public manner. If that is in fact your specifically going after one employee, one personnel. Commissioner Gallant stated Commissioner Clark is the one who called for it. He has been back and forth all week trying to get information relative to what it was about so that a determination could be made as to whether he would vote to go into non-public on that issue or not. That has not been forthcoming. Pat Consentino stated as a selectman she cannot go into a non-public meeting unless she specifies what the non-public meeting is about. She can't just say the meeting is going to be about a personnel issue. If it is about a personnel issue that person has a right to be here. Commissioner Gallant said the selectmen are governed by the same rules the commissioners are governed by.

Commissioner Clark stated the wording from the person he is talking about under the advice of legal counsel is that since nothing in this meeting affects the employee, the employee has no right to attend the meeting. Pat Consentino stated so it is not a personnel issue. It is either a personnel issue or it is not a personnel issue. It is either an employee issue or it's not an employee issue, one or the other. Commissioner Clark stated they are not making any determination or taking any action and that is what legal counsel advised him on. The rest of it will come out in non-public. The Commissioners will determine whether or not everything is copasetic.

Pat Consentino stated she would like to go on record as disagreeing with this meeting. Chief Ober asked if they are going to be discussion an employee. Pat Consentino commented they are stated they are going under 91-A:3, II(a) personnel issues a discipline, promotion or hiring or termination and you are reading that. To her that is a specific issue about an employee. Commissioner Clark stated he can read it to her verbatim. Question regarding going into non-public is what we are talking about here with discussion of personnel with no disciplinary action specifically at stake is RSA 91-A:3, II(a) only the following matters shall be considered and acted upon in non-public and then it states that wording there. He says as you will not be proposing taking any action in this meeting, just discussing alternatives, he does not have the right to the meeting at this point. So they can discuss alternatives. If they get to the point where they are going to say they would like to do this or would like to do that then the employee has the right to be in that meeting. Pat Consentino stated you do not have the right at that point to make a decision in a non-public session. Commissioner Clark stated they are not making any decisions, they are just discussing alternatives. Pat Consentino stated you get to a point where you are talking about options and you are talking about options and you say you would like to go with option a you can't make that decision. You can't make that determination in a non-public meeting. That has to be in a public meeting. Commissioner Clark stated that is right. It is up to the employee they are dealing with. They can do it in a

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non-public or they can do it in a public if it has something to do with this RSA. He thinks it is covered.

Chief Ober stated it asked sounds like to him they are going to be discussing fire chief's position. Commissioner Clark stated he doesn't want to lay everything out.

Pat Consentino stated they will hang around. She thinks they are going under the wrong pretense into a non-public session. They are not disclosing why they are going into a non-public session fairly to the public. Commissioner Gallant stated or to this commissioner who has tried to find out all week. Chief Ober stated or to an employee.

Pat Consentino stated to make a blanket general statement that you talked to an attorney about this and he said if you don't make a decision. That is a false statement. You can take that any way. Commissioner Clark stated it is fair to say they will be talking about the Chief. Pat Consentino stated it is fair to say the Chief has a right to have a public or non-public. Commissioner Clark stated he will repeat himself. Based on what he read, he doesn't at this point. If they get to the point where they are going to be discussing or making some kind of determination, then at that point yes they do and he does have the right to be in the meeting. But, right now the Commissioners can be in the meeting by themselves.

Pat Consentino stated she would like to challenge that. Chief Ober stated he is very uncomfortable with that. Commissioner Gallant stated he is extremely uncomfortable with that. Commissioner Clark stated he wouldn't make too much to do about it. Pat Consentino stated she would and she is going to challenge.

Commissioner Clark asked everyone except Commissioner Auger, Commissioner Gallant and himself to leave. Commissioner Gallant stated that since 1986 he has never seen a situation where this has been called for. He asked who is going to do the minutes. Commissioner Clark stated he will be glad to do the minutes. Commissioner Gallant asked if he was concerned about privacy or what. He asked why don't they go on the same basis they always do in non-public. He asked Commissioner Clark what his problem is with that. Commissioner Clark stated he would like to be able to take the minutes and have them approved by them and sealed. He would like to go into non-public and they can get that all on the table at that time. Commissioner Gallant stated he is not in agreement with that. He is going to walk out and challenge it. If he were the Chief, he would consider filing a grievance because he doesn't think they are going in under proper pretense. He thinks it is being done illegally.

Commissioner Clark seconded the motion to go into non-public. Discussion: Commissioner Clark stated right now for the purposes of the January 18th and February 15th minutes they can do that. Commissioner Gallant stated they don't have to go into non-public to do that unless there is going to be comments on them. He will go along with going into non-public for purposes of reviewing the minutes of January 18th and February 15th as long as notes are being taken by Kathy. He will make a motion thereafter to come out of non-public. Someone can then make a motion to go back into non-public clearly citing 91-A:3, II(a). Then the challenge will be very clear. There being no further discussion, vote was taken.

Commissioner Gallant explained to Commissioner Clark that a motion was made to go into non-public. Then they take a roll call. You have to be willing to do this every time.

Commissioner Gallant, aye; Commissioner Auger, aye; Commissioner Clark, aye.

Public Session

Commissioner Gallant made a motion to go out of non-public session at 7:03 P.M. Commissioner Clark seconded the motion. Roll call vote was taken: Commissioner Pat Clark, yes; Commissioner Paul Auger, yes. Motion passed unanimously.

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At 7:03 P.M. they are out of non-public session and back in public session.

Commissioner Gallant motion made motion to seal the January 18th minutes relative to information contained on page 5 and 6 relative to an ongoing situation with an ex-employee. Commissioner Auger seconded the motion. Discussion: Commissioner Clark asked Chief Ober why he wanted to keep open information on him and not seal it. Chief Ober stated there is no need to seal that. There is nothing in there that is damaging. The follow-up meeting to that was in public. Commissioner Clark stated if he was okay with it.

Commissioner Gallant made motion to not seal the minutes of the February 15th non-public meeting. Commissioner Auger seconded the motion.

There being no further discussion on the minutes, vote was taken. Motions passed unanimously.

Non-Public Session

Commissioner Clark made a motion to go into non-public session per RSA 91-A:3, II(a). It reads *The dismissal, promotion or compensation of any public employee or disciplining of such an employee, or the investigation of any charges against him or her, unless the employee is affected. If the employee is affected he has a right to a meeting or (2) requests the meeting be in the open, in which case the request will be granted.* He stands on the grounds that legal counsel says that as we will not be proposing to take any actions that they are talking about here at this meeting, just discussing alternatives, he does not have the right to the meeting at this point. He would like to go into non-public with just the three Commissioners and they will take their own meeting minutes. Commissioner Auger seconded the motion. Discussion: Commissioner Gallant asked for more information before he can vote on it. Commissioner Clark stated it will come out in non-public. Commissioner Gallant stated he needs to vote on it now. He needs more information. Commissioner Clark stated it is your cart before the horse. Commissioner Gallant stated that is his perception. He will not vote in favor of it. He is certainly not going to vote in favor of not having minutes taken. Commissioner Clark stated he will be glad to take minutes. Commissioner Gallant stated the tape recorder takes good minutes unless it is his intention to turn it off. Commissioner Clark stated it is his intention to turn it off. Commissioner Gallant stated he did not want to be a party to this. There being no further discussion, vote was taken. Commissioner Auger, for; Commissioner Gallant, against; Commissioner Clark, for. Commissioner Clark asked to them to leave. Deputy Robinson asked if we will be asked back. Commissioner Clark stated absolutely. The recorder was turned off.

Public Session

The recorder was turned back on. Commissioner Gallant stated they are now back in public session at 7:41 PM.

Other Business

April Meeting

Chief Ober asked if they needed to reschedule the April meeting. Commissioner Clark stated that would be good. He is leaving the 17th through the 25th. If they want to meet without him there it doesn't matter. They have a quorum without him. Commissioner Clark asked if it was possible to meet on the 11th. He will be getting back from a trip to Chicago on the 10th. Commissioner Gallant stated to meet the 11th doesn't make any sense. It is only two week. Commissioner Auger stated any day but Thursday. Dates were discussed. It was decided to

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meet April 30th. Al LaPlante asked if they would be meeting at 5:30 again. Commissioner Gallant replied yes.

Recording Meetings

Commissioner Gallant brought up the possibility of recording their meetings. Getting camera, SC Card and tripod would cost about \$200. He has talked with Tim Pearson as he purchased the two for the Town of Tilton. He is familiar with the cameras. They are reconditioned cameras. He just recently checked because he had heard of the recommendation at the District Meeting. The only problem is there is no sound system here. You are just going to get the ambient voice. Unless you speak clearly and distinctly a lot of it will not come out very clearly. If we were to have our meetings on the 2nd floor at Tilton Town Hall, we can plug into their sound system. The beauty of that is the meeting available for anybody to watch the very next day on the website, which is what they do over there. He never goes to Selectmen's meeting but there are times when he likes to listen to sections of it. It is awful nice to be able to go on line any time and check it out. Commissioner Clark stated he likes meeting here. It is kind of neutral. He asked if Commissioner Gallant thought he could get the technology to work. Commissioner Gallant stated there is no sound system. Commissioner Clark likes the versatility of moving around. Commissioner Gallant stated we can still record them. It's just a matter of you can't mumble into your hands. Commissioner Clark doesn't mind recording them. It's fine with him.

Adjournment

Commissioner Clark made a motion adjourn. Commissioner Auger seconded the motion. There being no discussion, vote was taken. Motion passed unanimously.

The meeting adjourned at 19:48.

Respectfully submitted,

Kathy Tobine
Administrative Assistant

Next Meeting Date, Time, Place: April 30, 2012 at 17:30. Meeting to be held at Winnisquam Regional High School, Media Center, 435 W Main Street, Tilton.