

Tilton-Northfield Fire & EMS Commissioners' Meeting

Meeting Called By:	Commissioners	Date, Time:	May 22, 2012 at 17:30
Transcribed By:	Kathy Tobine	Place:	WRHS Media Center, 435 West Main Street, Tilton

Commissioner Clark called the meeting to order at 5:35 PM.

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

Present from the Tilton Board of Selectmen: Patricia Constantino, Sandy Plessner and Joe Jesseman.

Budget Committee Member Present: Jane Alden

Reporters: Donna Rhodes

Nonpublic Meeting

Commissioner Clark stated he has received a request to have a nonpublic session.

MOTION TO ENTER NON-PUBLIC SESSION, as per RSA 91-A:3, MADE BY Commissioner Patrick Clark, SECOND BY Commissioner Paul Auger.

Commissioners Present:

Commissioner Thomas Gallant	Yes
Commissioner Paul Auger	Yes
Commissioner Patrick Clark	Yes

Commissioner Clark stated Chief Ober has requested to go into nonpublic session under RSA 91-A:3 paragraph 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, unless the employee affected (1) has a right to a meeting and (2) requests that the meeting be open, in which case the request shall be granted.

ROLL CALL VOTE

Commissioner Thomas Gallant	Yes
Commissioner Paul Auger	Yes
Commissioner Patrick Clark	Yes

THE BOARD ENTERED NON-PUBLIC SESSION AT 5:38 PM.

Commissioner Clark requested the public leave. Patricia Constantino, Sandy Plessner, Joe Jesseman, Jane Alden and Donna Rhodes left.

Public Session

Commissioner Auger made a motion to exit nonpublic session. Commissioner Clark seconded the motion.

ROLL CALL VOTE

Commissioner Thomas Gallant	No
Commissioner Paul Auger	Yes

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Commissioner Patrick Clark Yes

THE BOARD EXITED NON-PUBLIC SESSION AT 18:50.

Motion made by Commissioner Clark, seconded by Commissioner Auger to seal the minutes because (a) divulgence of the information would likely affect adversely the reputation of any person other than a member of the body or agency itself, or (b) render the proposed action ineffective. In the event of such circumstances, the minutes may be sealed until, in the opinion of a majority of the members, the aforesaid circumstances no longer apply.

SHALL THE MINUTES BE PUBLICALLY DISCLOSED: No

ROLL CALL VOTE

Commissioner Thomas Gallant	No
Commissioner Paul Auger	Yes
Commissioner Patrick Clark	Yes

Commissioner Clark invited the public back.

Present: Patricia Constantino, Sandy Plessner, Joe Jesseman, Jane Alden and Donna Rhodes. Deputy Robinson had left for the evening.

Commissioner Clark stated they had a nice discussion in terms of listening to where the Chief is at and their thoughts being brought up-to-date.

Commissioner Clark made a motion to seek legal counsel and as part of advice from legal counsel is to deal with, among other things, making a possibility of doing an extension. Commissioner Auger seconded the motion. Discussion: Commissioner Gallant asked what other things. Commissioner Clark stated that will come out with legal counsel. That was one of the things that was discussed in their previous meeting that they wanted clarified. He is more than willing to do that. There being no further discussion, vote was taken. Commissioner Clark yes, Commissioner Auger yes, Commissioner Gallant no. Motion passed.

Attorney/Client Privilege

Commissioner Clark stated the only other thing before them is correspondence from legal counsel. That is private as well. He asked if anybody had any other issues to be discussed. There were none. Commissioner Clark stated he will take the minutes. They can't make a decision until after they come out of this meeting.

Pat Consentino asked what kind of meeting this was. Commissioner Clark stated only attorney client information.

Sandy Plessner asked if that was all they would be discussing in the meeting. Commissioner Clark stated it was. When they came back they might have a vote after that.

Commissioner Clark requested everyone leave. Commissioner Gallant excused himself from the meeting and left. Chief Ober, Kathy Tobine, Patricia Constantino, Sandy Plessner, Joe Jesseman, Jane Alden and Donna Rhodes all left at 18:55.

Public Session

Commissioner Clark invited the public back at 19:07.

Present: Commissioner Clark, Commissioner Auger, Chief Ober, Kathy Tobine, Patricia Constantino, Sandy Plessner, Joe Jesseman, Jane Alden and Donna Rhodes.

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Commissioner Clark made a motion to retain Mark Broth as the legal counsel. Commissioner Auger seconded the motion. There being no discussion, vote was taken. Motion passed.

Commissioner Clark signed the memorandum of agreement to retain Mark Broth.

Commissioner Clark asked for public comment.

Donna Rhodes asked what their hopes are for legal counsel. Commissioner Clark stated they are getting close to the 18 month deadline for the residency requirement which is June 13th and they need to determine how to handle that. It is important to do it right for all parties involved. Any extension will be discussed thoroughly at that time.

Pat Consentino asked if they had changed their mind about mediation. Commissioner Clark stated that is on the table but has not been accepted. It is not an option at this point in time. Sandy Plessner asked acceptable to whom. Commissioner Clark stated the Chief doesn't want to make that decision at this point. He has not denied it. He has not accepted it. Pat Consentino stated she didn't think it was the Chief's decision.

Donna Rhodes asked with the deadline looming less than a month away how soon they would be meeting with counsel. Commissioner Clark stated as soon as possible.

Jane Alden stated Commissioner Clark has already spoken with legal counsel. Commissioner Clark stated he had spoken with a couple of them just without signing any contract as an information gathering to bring back to the Board for them to look at the information and decide what they wanted to do. That culminated in tonight's meeting and the information before them.

Donna Rhodes asked what firm Mark Broth is with. Commissioner Clark stated Devine Millimet & Branch.

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 19:11.

Respectfully submitted,

Kathy Tobine
Administrative Assistant

Next Meeting Date, Time, Place: June 20, 2012 at 17:30. Meeting to be held at Winnisquam Regional High School, Media Center, 435 W Main Street, Tilton.