**Nonpublic Session Minutes**

**Village District of Eidelweiss**

**Board of Commissioners**

**Date**: May 5, 2022

**Members Present**: Jay Buckley

Ralph Lutjen

Michael Smith

**Motion to enter Nonpublic Session** **made by Mike Smith seconded by Jay Buckley, passes 3-0**

**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 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*.

**X**  RSA 91-A:3, II(L) Legal Advice and Legal Counsel

**Roll Call vote** to enter nonpublic session: Jay Buckley Y N

Ralph Lutjen Y N

Michael Smith Y N

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

**Entered nonpublic session** **at 11:40am.**

Other persons present during nonpublic session:

Donna MacKinnon, Alexis Wagoner & Kelly Robitaille

***Discussion if reason for Non-Public, items mentioned, and decisions made.***

**Date**: May 5, 2022

Discussion on pre-trial with Adam Leiser, Jay Buckley attended as VDOE Representation

Discussion on Ted Foley case

**Mike Smith made a motion to end Non-Public Meeting at 12:08pm. Seconded by Jay Buckley, passes 3-0**

**Motion made to seal these minutes. Yes/No** Made by Jay Buckley, Mike Smith 2nds, passes 3-0

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

**Motion to leave nonpublic session by Mike Smith second by Jay Buckley, passes 3-0**

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

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

**Public session and meeting reconvened at 12:08pm**.

**These minutes recorded by Alexis Wagoner, Administrator.**

**Minutes were unsealed on 10-4-2022 during a public meeting.**