



APPROVED

Feb 19, 2010

INCORPORATED
DECEMBER 15, 1727
CHARTER JANUARY 1, 1991

**NEWMARKET TOWN COUNCIL
WORKSHOP
JANUARY 20, 2010
TOWN COUNCIL CHAMBERS
7:00P.M.
NON-PUBLIC**

Present:

Chairman Michael LaBranche
Vice-Chairman Jim Bergeron
Councilor Eric Botterman
Councilor Judith Carr
Councilor Daniel Dickens
Councilor Rose-Anne Kwaks
Councilor Steve Minutelli
Administrator Ed Wojnowski

13. Non-Public RSA 91-A:3 II (d)

Motion: To enter into Non-Public RSA 91-A:3 II (d) at 10:15pm.

Motioned: Councilor Minutelli

Seconded: Councilor Botterman

Vote: 7-0 Motion carries

Councilor Carr	Aye
Councilor Minutelli	Aye
Councilor Botterman	Aye
Councilor Kwaks	Aye
Councilor Dickens	Aye
Vice-Chairman Bergeron	Aye
Chairman LaBranche	Aye

Administrator Wojnowski explained he received a letter from John Silva relative to purchasing the old DPW garage off Route 152 for \$232,000 for an animal crematorium. He has also received notification today from Christopher Barnes representing the Eagles indicating their interest in relocating to that building as well. The Town Council put this lot on the market a few months ago with a minimum opening bid of \$290,000 but no bids were received. He explained both uses would need to go before the Zoning Board for approval.

The Town Council authorized Administrator Wojnowski to speak with both interested parties about the possible sale of this property.

Motion: To leave Non-Public RSA 91-A:3 II (d) at 10:29pm.

Motioned: Councilor Minutelli

Seconded: Councilor Kwaks

Vote: 7-0 Motion carries

Councilor Carr	Aye
Councilor Minutelli	Aye
Councilor Botterman	Aye
Councilor Kwaks	Aye
Councilor Dickens	Aye
Vice-Chairman Bergeron	Aye
Chairman LaBranche	Aye

Motion: To seal the minutes of the non-public session because divulgence of the information would likely render the proposed action ineffective.

Motioned: Councilor Minutelli

Seconded: Councilor Kwaks

Vote: 7-0 Motion carries

Councilor Carr	Aye
Councilor Minutelli	Aye
Councilor Botterman	Aye
Councilor Kwaks	Aye
Councilor Dickens	Aye
Vice-Chairman Bergeron	Aye
Chairman LaBranche	Aye

Motion: To enter into Non-Public RSA 91-A:3 II (e) at 10:30pm.

Motioned: Councilor Minutelli

Seconded: Councilor Kwaks

Vote: 7-0 Motion carries

Councilor Carr	Aye
Councilor Minutelli	Aye
Councilor Botterman	Aye
Councilor Kwaks	Aye
Councilor Dickens	Aye
Vice-Chairman Bergeron	Aye
Chairman LaBranche	Aye

Administrator Wojnowski explained Attorney Jim Wheat is still working on the Mercier issue. Action will be taken and this may go to jury trial. The court has allowed all but the Mercier bank account to be attached.

Administrator Wojnowski noted the Town has been noticed there will be a jury trial beginning October 25th relative to the St. Germaine issue. The property has been sold for \$240,000. He explained he tried getting this case dismissed because the problem has been fixed.

Administrator Wojnowski noted he received a letter from Mark Stevens relative to the Railroad crossing. The Town would be responsible for the maintenance and upkeep of the crossing but not the construction.

Councilor Botterman noted railroad crossings are typically the responsibility of the railroad. He noted Rob Upton discussed the PUC order stating the Town would not be responsible and the Town holds the mortgage.

Motion: To approve the both non public minutes from December 16, 2009.

Motioned: Councilor Carr

Seconded: Councilor Botterman

Vote: 7-0 Motion carries

Councilor Carr	Aye
Councilor Minutelli	Aye
Councilor Botterman	Aye
Councilor Kwaks	Aye
Councilor Dickens	Aye
Vice-Chairman Bergeron	Aye
Chairman LaBranche	Aye

Chairman LaBranche noted he had met with the Police Union representative to discuss the step plan. the Police Chief has proposed a comparable salary structure, which would bring officers to competitive salaries with neighboring communities within two years. He suggested it would be more expensive to deny this proposal because some officers would take jobs elsewhere for more money. The department would need to hire new officers and put them through training. He felt the union favored the step plan due to the new Evergreen clause.

Councilor Botterman felt it would be helpful to have a list of officers that have left in the past five years.

Motion: To leave Non-Public RSA 91-A:3 II (e) at 10:50pm.

Motioned: Councilor Minutelli

Seconded: Councilor Kwaks

Vote: 7-0 Motion carries

Councilor Carr	Aye
Councilor Minutelli	Aye
Councilor Botterman	Aye
Councilor Kwaks	Aye
Councilor Dickens	Aye
Vice-Chairman Bergeron	Aye
Chairman LaBranche	Aye

Motion: To seal the non-public minutes because divulgence of the information would likely render the proposed action ineffective.

Motioned: Councilor Minutelli

Seconded: Councilor Kwaks

Vote: 7-0 Motion carries

Councilor Carr	Aye
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Councilor Minutelli	Aye
Councilor Botterman	Aye
Councilor Kwaks	Aye
Councilor Dickens	Aye
Vice-Chairman Bergeron	Aye
Chairman LaBranche	Aye

Respectfully Submitted

Erica Spechuilli