

Town of Farmington
Board of Selectmen Meeting Minutes
Non-Public Session B – UN-SEALED
Monday, March 6, 2017

Board Members Present:

Charlie King, Chairman
Neil Johnson, Vice Chairman
Jim Horgan
Paula Proulx
Ann Titus

Others Present:

Arthur Capello, Town Administrator

Motion: (King, second Titus) to enter non-public session under RSA 91-A: 3 II (c) Reputation passed 5-0 by a roll call vote (King, Johnson, Horgan, Proulx, Titus- yes) at 7:20 p.m.

Mr. Capello told the board that an employee bill submitted to Primex for services rendered has been denied payment as it was deemed not reasonable, necessary or related to the original incident. The employee was advised to submit the bill to the appropriate health insurance carrier for consideration.

Selectmen also discussed an e-mail from NH Municipal Association Legal Services Counsel regarding the Town's ability to require a second physician's opinion when employees request accommodations for their position. The Legal Services Counsel advised the Town could require a second opinion if it is based on a "business necessity" such as the ability to perform job functions or safety concerns, not simply because it disagrees with a doctor's opinion. Discussion included the appropriate grounds to request a second opinion, ability of the employee to perform job related functions, potential safety hazards to the employee, co-workers or Town equipment, reasonable restrictions and accommodations and conflicts regarding if a medical condition is under control.

Mr. Capello said he will contact Town Counsel for further information.

Motion: (King, second Titus) to come out of non-public session passed 5-0 at 7:30 p.m.

Motion: (King, second Titus) to seal the minutes passed 5-0.

Respectively submitted
Kathleen Magoon
Recording Secretary

Charlie King, Chairman

Neil Johnson, Vice Chairman

Jim Horgan

Paula Proulx

Ann Titus

