

Official

TOWN COUNCIL MINUTES Special Meeting Wednesday, December 19, 2012

CALL TO ORDER: Chairman Sullivan called the meeting to order at 6:00 PM

PRESENT: Nancy Comai, John Danforth, Michael Downer, James Levesque, Todd Lizotte, Chairman James Sullivan and Dr. Dean E. Shankle, Jr. (Town Administrator)

EXCUSED: Leslie Boswak, Vincent Lembo, Susan Lovas Orr

ALSO PRESENT: David Hess (Conservation Commission)

PLEDGE OF ALLEGIANCE

PUBLIC SESSION

Merrimack Riverfront Project

D. Hess: The Town Council approved the purchase of 2 parcels. The State will be given an executory interest. The State is entitled to this interest because the Town is getting part of the funds from (\$80,500) LCHIP (Land and Community Heritage Investment Program) and (\$150,000) from the Department of Environment Services for an aquatic remediation project on the Merrimack River. With all the talks about the "fiscal cliff". The sellers are concerned with how Capital Gains tax is going to be affected. Current Capital Gains tax is 15%. The sellers are requesting to close by December 31, 2012. Conservation Commission has no issues closing by end of this year and the State is in agreement. Selling prices have not changed. The Conservation Commission voted to use the Conservation Commission funds to purchase the properties and as they receive grant monies, the funds will be replenished. Manchester Sand & Gravel donated an old abandoned railroad right of way northeast of the property as a part of this project. Conservation Commission is hoping to get the deed on this property by end of year, as well. There are 2 issues that need to be discussed in non-public.

NON-PUBLIC SESSION

M. Downer moved at 6:55 pm to enter into non-public session per 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 adverse to those of the general community."

Motion seconded by T. Lizotte. Roll call vote carried unanimously.

T. Lizotte moved at 7:05 pm to exit non-public session. Motion seconded by M. Downer. Roll call vote carried unanimously.

The Council announced that they voted to seal the minutes of the non-public session.

PUBLIC SESSION

T. Lizotte moved to authorize the Chair to execute an acceptance certificate for the warranty deed and quit claim deed from the Hooksett Land Trust to the Town of Hooksett by and through its Conservation Commission. Motion seconded by J. Danforth. Roll call vote carried unanimously.

M. Downer moved to authorize the Town Administrator to draft a letter in the matter of the State v. Dale Hemeon to be given to Assistant County Attorney Wayne Coull to be presented to court with regards to seeking restitution from Dale Hemeon for damages to the Town of Hooksett. Motion seconded by T. Lizotte.

M. Downer stated at a non-meeting session this evening Assistant County Attorney Coull provided a letter to the Council that sentencing of former DPW Director Dale Hemeon will be held on January 3, 2013 at 11:00 am at the Merrimack County Superior Court. The proceeding is public and any person may attend. Any request to speak or address the court should be directed to Karen Sotile of Victim/Witness Program. The letter will be posted.

Motion carried unanimously.

M. Downer offered to assist the Town Administrator in drafting the letter.

ADJOURNMENT

The meeting adjourned at 7:15 pm.

Respectfully submitted by,

Evelyn F. Horn
Administrative Assistant

John Danforth
Town Council Secretary