



TOWN OF NORTH HAMPTON, NEW HAMPSHIRE  
SELECT BOARD  
MINUTES

2-0-1

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NON-PUBLIC SESSION III – FEBRUARY 13, 2014 – 11:00 A.M.  
NORTH HAMPTON TOWN ADMINISTRATIVE OFFICES

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**MOTION.** Mr. Wilson moved to go into nonpublic session to discuss matters relating to a pending legal matter, pursuant to RSA 91-A:3, II(e), *sub nom. Town of North Hampton v. Edward A. Robinson*, now pending in the Rockingham County Superior Court. The motion was seconded by Mr. Maggiore. There was no additional discussion.

**Roll Call:** Mr. Maggiore: yes. Mr. Wilson: yes. Mr. Miller: ~~absent~~<sup>yes</sup>. The Chair declared the motion passed.

yes  
2-0-1

The Board entered nonpublic session at Noon.

The Town Administrator presented a proposed Consent Decree in the case that provided for a waiver of half the legal fees, the imposition of fines and a schedule for cleaning up the property in question. The Town Administrator explained that counsel recommended the Decree's waiver of legal fees because Mr. Robinson had represented he couldn't pay them in full and was prepared to have the court decide the appropriate amount. Counsel suggested this would be an expensive route to resolving the fees issue.

Mr. Miller suggested that the waiver would be acceptable to him but only on condition that compliance with the Decree was complete. Mr. Wilson proposed language that would order the Defendant to pay all the fees, but waive them upon certification of compliance.

The consensus of the Board was that Mr. Wilson's language would be acceptable, and the Board authorized the Town Administrator to convey their wishes to counsel.

**MOTION.** Mr. Wilson moved to return to public session. Mr. Maggiore seconded the motion. There was no additional discussion.

**Roll Call:** Mr. Maggiore: yes. Mr. Wilson: yes. Mr. Miller: yes. The Chair declared the motion passed.

The Board returned to public session at 12:15 p.m.

Respectfully submitted,

Paul L. Apple, Town Administrator

Date Prepared: February 20, 2014

Date Approved: March 24, 2014