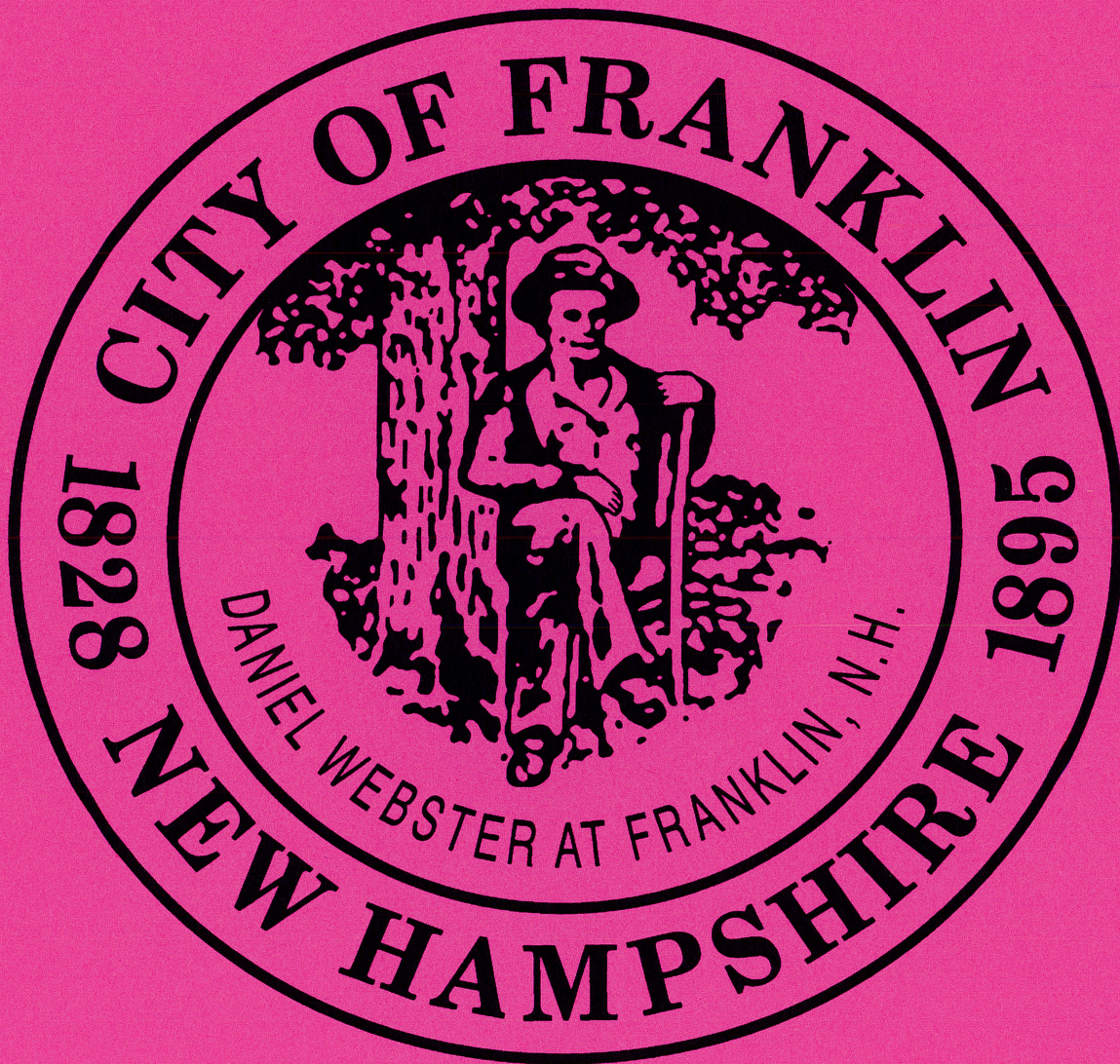


CITY OF FRANKLIN
CITY COUNCIL MEETING
February 1, 2021
6:00 P.M.





CITY COUNCIL MEETING

Monday February 1, 2021 - 6:00 p.m.

Webmeeting by computer: <https://us02web.zoom.us/j/88617409725>

or by phone: 1-312-626-6799, Meeting ID# 886 1740 9725

Compliant Statement

The Right-to-Know Law During the State of Emergency

As Mayor Pro Tem of the **City of Franklin**, I find that due to the State of Emergency declared by the Governor as a result of the COVID-19 pandemic and in accordance with the Governor's Emergency Order #12 pursuant to Executive Order 2020-04, this public body is authorized to meet electronically.

Please note that there is no physical location to observe and listen contemporaneously to this meeting, which was authorized pursuant to the Governor's Emergency Order. However, in accordance with the Emergency Order, I am confirming that we are:

a) Providing public access to the meeting by telephone, with additional access possibilities by video or other electronic means:

We are utilizing **Zoom Webmeeting via the Internet** for this electronic meeting.¹ All members of the **Franklin City Council** have the ability to communicate contemporaneously during this meeting through this platform, and the public has access to contemporaneously listen and, if necessary, participate in this meeting through dialing the following phone # **1-312-626-6799, Meeting ID # 886 1740 9725, or by clicking on the following website address:**

<https://us02web.zoom.us/j/88617409725>, Meeting ID # 886 1740 9725.

b) Providing public notice of the necessary information for accessing the meeting:

We previously gave notice to the public of the necessary information for accessing the meeting, including how to access the meeting using Zoom or telephonically. Instructions have also been provided on the website of the **City of Franklin** at: **www.FranklinNH.Org.**

c) Providing a mechanism for the public to alert the public body during the meeting if there are problems with access:

If anybody has a problem, please call **603-934-3900 ext. 10** or email at:
CityMgr@FranklinNH.Org.

d) Adjourning the meeting if the public is unable to access the meeting:

In the event the public is unable to access the meeting, the meeting will be adjourned and rescheduled.

Please note that **all votes** that are taken during this meeting shall be done by **roll call vote**.

Let's start the meeting by taking a roll call attendance. When each member states their presence, please also state whether there is anyone in the room with you during this meeting, which is required under the Right-to-Know law.

SALUTE TO THE FLAG



PUBLIC HEARINGS

Resolution #14-21, a resolution to accept and appropriate \$80,000 of Community Development Block Grant Public Facility Funds for parking lot improvements.

COMMENTS FROM THE PUBLIC

CITY COUNCIL ACKNOWLEDGEMENT

MAYOR'S UPDATE

Agenda Item I.

City Council to consider the minutes of the January 4, 2021 City Council and Inaugural Meeting.

Agenda Item II.

Councilor to consider approval of Resolution #14-21, a Resolution to accept and appropriate \$80,000 of Community Development Block Grant Public Facility Funds for parking lot improvements.

Item III.

School Board Update.

Agenda Item IV.

Council to discuss veteran exemptions.

Agenda Item V.

Council to review the Code of Conduct for Elected Officials.

Agenda Item VI.

Council to consider setting a public hearing on Resolution # 15-21, a Resolution to adopt nonpartisan fair redistricting.

Agenda Item VII.

Other Business

1. Committee Reports
2. City Manager's Update
3. Late Items.

Adjournment

The City Council of the City of Franklin reserves the right to enter into non-public session when necessary according to the provisions of RSA 91-A.

This location is accessible to the disabled. Those wishing to attend who are hearing or vision impaired may make their needs known by calling 934-3900 (voice), or through "Relay New Hampshire" 1-800-735-2964 (T.D./TRY)

CITY COUNCIL MEETING
AGENDA ITEM I



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting of February 1, 2021

Subject: Approval of Minutes

Motion: “I move that the Franklin City Council City Council approve the minutes of the January 4, 2021 City Council and 2021 Inaugural Meeting.”

Mayor calls for a second, discussion and the vote.



City Council Meeting and 2021 Inaugural Minutes

Monday, January 4, 2021, 6:00 p.m.

Webmeeting via Zoom

City Council In attendance:

	Location/others present
Mayor Giunta	Florida/ no others present in the room
Councilor Jo Brown	Home/no other present in the room
Councilor Scott Clarenbach	Home/alone
Councilor Bob Desrochers	Home/no others present in the room
Councilors George Dzujna	Home/wife Christine is present
Councilor April Bunker	Home/no others present in the room
Councilor Ted Starkweather	Home/no others present in the room
Councilor Olivia Zink	Home/no others present in the room
Councilor Paul Trudel	Home/no others present in the room
Councilor Karen Testerman	Joined at 6:19 p.m. from her home/alone

Others in attendance: City Manager Judie Milner, City Attorney Paul Fitzgerald, City Department Heads, Superintendent Dan LeGallo, new school board members: Christine Martin, Reverend Glen Carter, Maureen Aube, and members of the public.

Mayor Giunta called the meeting to order at 6:03 p.m. via Zoom. He welcomed everyone and stated that due to these very unusual times, this is the first virtual Inaugural City Council Meeting in the history of our City. He asked everyone to close their eyes and imagine walking into City Hall and into Council Chambers.

Mayor Giunta then read the Compliant Right to Know Statement.

Salute to the Flag was led by City Manager's Secretary, Audrey Lanzillo.

Councilor Desrochers recognized veteran John Dyer who served in the U.S. Army from 1956-1959 and recently passed away. A moment of silence was dedicated in honor of Mr. John Dyer.

City Council 2020 Business

Public Hearings

Resolution #12-21, a Resolution to accept and appropriate \$185,200 in Federal CARES ACT Funding from the Governor’s Office for Emergency Relief and Recovery Funds Program for the purpose of funding costs associated with COVID-19 for the Franklin School District.

The public hearing opened at 6:10 p.m.

Mayor Giunta asked if there was anyone from the public who had any questions or comments. There were none.

The public hearing for Resolution #12-21 closed at 6:11 p.m.

Resolution #13-21, a Resolution to accept and appropriate \$43,006.95 from the COVID-19 Child Care Assistance Supplement (CCAS) through the CARES ACT for the purpose of funding costs associated with COVID-19 for the Parks and Recreation Before and After School Program.

The public hearing opened at 6:11 p.m.

Mayor Giunta asked if there was anyone from the public who had any questions or comments. There were none.

The public hearing for Resolution #13-21 closed at 6:12 p.m.

Agenda Item I.

Council to consider the minutes of the December 7th, 2020 City Council Meeting and the minutes of the December 7th, 2020 non-public City Council meeting.

Motion – Councilor Bunker moved that the Franklin City Council approve the minutes of the December 7th, 2020 City Council Meeting and the minutes of the December 7th, 2020 non-public City Council meeting.

Seconded by Councilor Dzujna.

Mayor Giunta asked if there was any discussion. There was none.

Roll call:

Councilor Brown	Yes	Councilor Dzujna	Yes	Councilor Zink	Yes
Councilor Clarenbach	Yes	Councilor Bunker	Yes	Councilor Testerman	Absent
Councilor Desrochers	Yes	Councilor Starkweather	Yes	Councilor Trudel	Yes

Motion PASSED.

Agenda Item II.

City Council to consider Resolution #12-21, accept and appropriate \$185,200 in Federal CARES ACT Funding from the Governor’s Office for Emergency Relief and Recovery Funds (GOFERR) Program for the purpose of funding costs associated with COVID-19 for the Franklin School District.

Motion – Councilor Brown moved that the Franklin City Council vote to adopt Resolution #12-21, to accept and appropriate \$185,200 in Federal CARES ACT Funding titled GOFERR Governor’s Office for Emergency Relief and Recovery Grant for the purpose of funding costs associated with the COVID-19 Pandemic for the Franklin School District.

Seconded by Councilor Bunker.

Mayor Giunta asked if there was any discussion. There was none.

RESOLUTION # 12-21

A Resolution Granting Authority to Accept and Appropriate \$185,200 of CARES Act funding under the GOFERR (Governor’s Office for Emergency Relief and Recovery) Fund for the Franklin School District.

In the year of our Lord, Two Thousand Twenty,

WHEREAS, the City Council of the City of Franklin, New Hampshire recognizes that the school district will receive \$185,200 in CARES Act funding through the New Hampshire Department of Education titled the GOFERR Fund;

WHEREAS, the City Council of the City of Franklin would like to appropriate \$185,200 of the above mentioned funds in order to expend for costs associated with the COVID-19 pandemic for such things as technology costs for remote learning (chromebooks, computers, software), compensatory special education services, personal protection equipment, food service distributions costs, sanitizing equipment, continued contract costs, personnel costs, other instructional tools, etc., **Now**,

THEREFORE, BE IT RESOLVED, *that at a regularly scheduled meeting of the City Council on January 4, 2021, the City Council of Franklin New Hampshire does hereby vote to adopt resolution #12-21 to formally accept and appropriate \$185,200 of federal funding from the passage of the CARES Act by the federal government in response to the COVID-19 pandemic through the New Hampshire Department of Education under the GOFERR Fund for the Franklin School District.*

An Increase in Revenues:

GOFERR Fund (CARES Act) – One Hundred Eighty-Five Thousand, Two Hundred Dollars (185,200)

An Increase in Expenditures:

Federal Grant Expenditure – GOFERR - One Hundred Eighty-Five Thousand, Two Hundred Dollars (185,200)

Roll call:

Councilor Brown	Yes	Councilor Dzujna	Yes	Councilor Zink	Yes
Councilor Clarenbach	Yes	Councilor Bunker	Yes	Councilor Testerman	Absent
Councilor Desrochers	Yes	Councilor Starkweather	Yes	Councilor Trudel	Yes

Motion PASSED.

Councilor Desrochers requested that Councilor Dzujna be allowed to make this next final motion of 2020 since this will be his last meeting. All agreed.

Agenda Item III.

City Council to consider Resolution #13-21, to accept and appropriate \$43,006.95 from the COVID-19 Child Care Assistance Supplement (CCCAS) through the CARES Act for the purpose of funding costs associated with COVID-19 for the Parks and Recreation Before and After School Program.

**Motion – Councilor Dzujna moved that the Franklin City Council vote to adopt Resolution #13-21, to accept and appropriate \$43,006.95 from the COVID-19 Child Care Assistance Supplement (CCCAS) program through the CARES Act for the purpose of funding costs associated with COVID-19 Pandemic for the Parks and Recreation Before and After School Program.
Seconded by Councilor Brown.**

Mayor Giunta asked if there was any discussion. There was none.

RESOLUTION #13-21

A Resolution Relating to a supplemental appropriation for Fiscal Year 2021.

In the year of our Lord, Two Thousand Twenty One,

WHEREAS, the City Council of the City of Franklin, New Hampshire adopted a budget for Fiscal Year 2021 beginning July 1, 2020, **and;**

WHEREAS, the City Council realizes the State of Emergency due to Covid-19 pandemic and,

WHEREAS, the City of Franklin Recreation department has been awarded at total of \$43,006.95 due to the passing of the Federal CARES (Coronavirus Aid, Relief, and Economic Security) Act. These monies are being disbursed through the COVID-19 Child Care Assistance Supplement (CCCAS) and,

WHEREAS, the City Council appreciates and acknowledges the Recreation workers' continuing efforts to provide an essential service to the working parents of this community during this time now,

THEREFORE, BE IT RESOLVED, *that at their regularly scheduled meeting of the City Council on Monday, January 4th, 2021, the City Council of Franklin, New Hampshire does hereby vote to adopt resolution #13-21 to authorize the City Manager to accept and appropriate the funds of \$43,006.95 (Forty-three Thousand Six dollars and Ninety-Five cents)*

An Increase in Revenue:

Federal Grants Operating- CCRSP Acct. No. 01-5-211-33111-126

An Increase in Expenditures:

Recreation Adm Supplies, Spec Program- CCRSP Acct. No. 01-5-211-40685-126

Roll call:

Councilor Brown	Yes	Councilor Dzujna	Yes	Councilor Zink	Yes
Councilor Clarenbach	Yes	Councilor Bunker	Yes	Councilor Testerman	Absent
Councilor Desrochers	Yes	Councilor Starkweather	Yes	Councilor Trudel	Yes

Motion PASSED.

Mayor Acknowledgement

Mayor Giunta presented Councilor Dzujna with a years of service plaque as City Councilor for the City of Franklin. Councilor Dzujna served three consecutive terms of nine years of dedication to the City of Franklin.

Dzujna accomplished an incredibly long list of items for this City. Mayor Giunta stated that in all those years, Dzujna never missed a City Council Meeting. Dzujna was also dedicated to many other committees and especially proud of being part of Franklin for a Lifetime which has been a catalyst and foundation for where the City is going now; highlighted with the White Water Park.

Mayor Giunta thanked Dzujna and displayed a photo of his plaque complete with a special Energizer Bunny pin.

Dzujna thanked everyone and especially his wife, Christine for her patience and understanding. He would not have served all that time without her support. He thanked each of the department heads for all their hard work and patience with providing the necessary information to vote on certain topics that affect the City's budget. He also thanked City Manager Milner and previous City Manager Dragon. He thanked all the residents stating that it was an honor to serve them.

Dzujna concluded with words from American Actress, Hattie McDaniel, "I tried my best and God did the rest."

Councilor Karen Testerman joined the meeting at 6:19 p.m.

Citizen of the Year Presented by Mayor Giunta

Mayor Giunta described how different this past year has been and how choosing this person was very different than in past years. Because there wasn't the visibility that most of us are used to, he thought about it in a way that described this person's personality. Due to the pandemic, this individual presented himself as a true leader.

Mayor Giunta proudly announced that Fire Chief Mike Foss was chosen as Citizen of the year for 2020. Foss was described as always going above and beyond to make everyone feel important, listened to a person's input, and took a natural leadership role during this most difficult year.

Fire Chief Mike Foss humbly replied that he was completely shocked to have been chosen. He continued to explain that Franklin employees make a great team and the community has been very caring so he felt his job was fairly easy. Everyone worked together throughout this pandemic. Foss thanked City Manager Milner, his staff, and the entire community.

Motion to adjourn was made by Councilor Dzujna and seconded by Councilor Brown.

Roll call:

Councilor Brown	Yes	Councilor Dzujna	Yes	Councilor Zink	Yes
Councilor Clarenbach	Yes	Councilor Bunker	Yes	Councilor Testerman	Yes
Councilor Desrochers	Yes	Councilor Starkweather	Yes	Councilor Trudel	Yes

Motion PASSED.

The City Council 2020, prior year business, meeting adjourned at 6:29 p.m.

2021 INAUGURAL PROGRAM

Mayor Giunta began the Inaugural Program at 6:33 p.m., inviting Reverend Glen Carter to deliver his Invocation.

Reverend Carter asked everyone to bow their heads as he shared a heartfelt prayer to all.

Attorney Paul Fitzgerald requested that Secretary Audrey Lanzillo record the swearing in of the following:

Audrey confirmed that each of the new members were present on the zoom call as they took their oaths and accepted their duties to the Citizens of the Franklin.

Swearing in of Councilors (3-year term):

Ward I, Councilor-Elect Jay Chandler
Ward II, Councilor-Elect Bob Desrochers
Ward III, Councilor-Elect Paul Trudel

Swearing in of School Board Members (3-year term)

Ward I, Christine Martin
Ward II, Reverend Glen Carter
Ward II, Maureen Aube

Mayor Giunta - State of the City Address

Franklin-A Tale of Two Cities

Happy New Year everyone, welcome to 2021. Where did 2020 go? I'm sure many of us are glad to see it in the rearview mirror-but still, man did time fly! Like many of you, Christmas snuck right up on me and I often find myself earning to get into the Christmas spirit. So, on Christmas eve I watched Rudolf the Red Nose Reindeer and A Christmas Carol with Allister Simms (he's my favorite Scrooge). Nothing like Charles Dickens to get you in the Spirit. But 2020 can best be described by a phrase from another Dickens classic, "It was the best of times, it was the worst of times" in his Tale of Two Cities.

The best of times? 2020? For the past several months, I've been hearing about record stock market closes. The markets' have never been higher. Let's celebrate because Wall Street is cooking with gas! But these are clearly "the worst of times". We're still living in a pandemic era. Since this awful virus struck there have been 20.5M confirmed cases in the United States alone. Over 350,000 deaths reported from this disease and we're entering our 3rd phase of infections. To help slow the spread, we've had to take extraordinary measures including isolating ourselves from our friends our families from each other. Depression is at an all-time high and expectations for a brighter future are at an all-time low. "It was the best of times; it was the worst of times."

When things seem like they just keep going from bad to worse, what works for me is to say, "that's it, enough, it stops now". Then set my thoughts and actions on positive things. Let this be our moment to brush ourselves off of 2020 and looking forward to 2021. Let's remember, that even though 2020 gave us great challenges, we accomplished incredible things.

- We received permits to create our Whitewater Park. A huge accomplishment and first of its kind in all New England. This will change everything!
- Moving forward with Mill City Park to further compliment the Whitewater Park
- Peabody Home will have its largest expansion in its history
- The JP Stevens Mill project received final approval and will mark the largest single investment in our downtown's history.
- We finally completed a very complex deal clearing the way for Cumberland Farms to build one of their largest stores in all New England.
- Investments in our Central Street properties continue

- Major investments in properties throughout the City continue
- Franklin properties are selling in 5 days and for above asking price
- People are moving here from all across the country and when you can attract people from Massachusetts and Texas, well we must be doing something right!

This year we'll start to see the fruits of all our 2020 labor start to take shape. Let's enjoy it, let's revel in it, and let's be prepared to keep our foot on the gas because as the old adage goes, "success breeds success" and many more great things are headed our way! City Council, School Board members, fellow citizens let's work together to keep this success rolling!

Stay healthy, stay strong, and God willing, we will all together again in 2021. God Bless all of you and God Bless the City of Franklin."

Tony Giunta
Mayor - City of Franklin
January 4, 2021

At 6:48 p.m., Mayor Giunta welcomed the City's new Ward I Councilor, James (Jay) Chandler who stated that he was attending this evening from his home and was alone in his office.

Comments from the Public

Ward I Resident, George Dzujna thanked Kirk Wyant from the Three Rivers Wreath Company for donating the two large Christmas wreaths that hung from the wheel at Trestle View Park. Mr. Wyant donates them every year and it makes the downtown area look wonderful during the holiday season.

There were no further comments from the public.

City Council Acknowledgments

As a veteran, Councilor Brown acknowledged the participation of our Franklin Police Force and Franklin Fire Department for their Pass in Review in December when many lives were lost at the Franklin Veterans Home. Surrounding communities also participated in the Pass in Review in front of the Veterans Home and it was inspiring. Brown thanked everyone who continue to support our veterans. A link to the video of the Pass in Review will be posted on the City's Website.

Councilor Trudel thanked Councilor Dzujna for his nine years of service to the community and stated that it had been a pleasure serving with him. He also thanked Dzujna's wife Christine for her sacrifices and wished them Godspeed in their future endeavors.

Councilor Starkweather thanked the Municipal Services road crew for their work during the recent snow storm. They worked very hard clearing a lot of snow that caused a problem on Lake Shore Drive.

There were no further acknowledgements.

Agenda Item I.

Superintendent LeGallo wished everyone a happy new year and welcomed the three new School Board members. He then thanked the three outgoing members: Chris Kneeland, Jeff Savary, and Scott Burns for their service to the school children and the community.

LeGallo stated that the school is still holding classes under the hybrid model and thanked the Council for approving the \$185K of GOFERR Funds. LeGallo stated that there will be more stimulus dollars coming their way and he will keep the City informed on the details when he knows more.

LeGallo was excited to mention that the Manufacturing classes will begin next month during the school's third quarter. He concluded stating that the 2022 budget season will begin shortly.

Councilor Testerman asked LeGallo to share a breakdown of where the additional funds have been going that the school has been receiving. LeGallo replied that he will provide that and the information on the teachings of the Constitution with related test scores to the City Manager who can then share with the City Council.

There were no further comments or questions for Superintendent LeGallo.

Agenda Item II.

Council to consider setting a Public Hearing on Resolution #14-21, a Resolution to accept and appropriate Community Development Block Grant (CDBG) Funds for the Infield Parking Lot Project.

**Motion – Councilor Trudel moved that the Franklin City Council set a Public Hearing on Monday, February 1, 2021 at 6 p.m. regarding Resolution #14-21, accepting and appropriating an \$80K Community Development Block Grant Fund Public Facility Funds received through the Community Development Finance Authority for Parking Lot improvements. To be read in title only.
Seconded by Councilor Desrochers.**

Mayor Giunta asked if there was any discussion. There was none.

Roll call:

Councilor Brown	Yes	Councilor Chandler	Yes	Councilor Zink	Yes
Councilor Clarenbach	Yes	Councilor Bunker	Yes	Councilor Testerman	Yes
Councilor Desrochers	Yes	Councilor Starkweather	Yes	Councilor Trudel	Yes

All in favor. Motion PASSED.

Mayor Giunta read Resolution #14-21 in title only. A Resolution relating to a supplemental appropriation for Fiscal Year 2021.

Councilor Desrochers requested an update on the solar one and two lease. He also requested an update on how the time tracking for MSD and the Water Department was coming along.

Motion – Councilor Desrochers moved that the Franklin City Council instruct the City Manager to research an increase of \$100 for the veteran exemption in the Fiscal Year 2022 Budget.

Desrochers stated that other communities give a \$500 exemption to veterans.

Mayor Giunta responded that City Manager Milner planned to respond to the first two questions from Desrochers in her Manager update. Regarding the motion, Giunta suggested that this should be an agenda item to allow the public to provide their comments and support.

Desrochers agreed. There was no second to the Motion and no further discussion on the topic.

Agenda Item III.

Other Business

1. Council Appointments

- a. **Motion – Councilor Trudel moved that the Franklin City Council re-appoint Christine Dzujna to the Library Board of Trustees seat LT2. Term of service is 3 years to January 2024. Seconded by Councilor Desrochers.**

Mayor Giunta asked if there was any discussion. There was none.

Roll call:

Councilor Brown	Yes	Councilor Chandler	Yes	Councilor Zink	Yes
Councilor Clarenbach	Yes	Councilor Bunker	Yes	Councilor Testerman	Yes
Councilor Desrochers	Yes	Councilor Starkweather	Yes	Councilor Trudel	Yes

All in favor. Motion PASSED.

- b. **Motion #1 – Councilor Trudel moved that the Franklin City Council re-appoint David Testerman to the Zoning Board of Adjustment seat ZBA1. Term of service is 3 years to January 2024.**

Motion #2 – Councilor Trudel moved that the Franklin City Council re-appoint Debra Davis to the Zoning Board of Adjustment seat ZBA2. Term of service is 3 years to January 2024.

Seconded by Councilor Starkweather.

Mayor Giunta asked if there was any discussion. There was none.

Roll call:

Councilor Brown	Yes	Councilor Chandler	Yes	Councilor Zink	Yes
Councilor Clarenbach	Yes	Councilor Bunker	Yes	Councilor Testerman	Abstained
Councilor Desrochers	Yes	Councilor Starkweather	Yes	Councilor Trudel	Yes

All in favor. Motion PASSED.

- c. **Motion #1 – Councilor Brown moved that the Franklin City Council re-appoint Brian Sullivan to the Concord Regional Solid Waste Resource Recovery Cooperative, Regular member. Term of service is 3 years to January 2024.**

Motion #2 – Councilor Brown moved that the Franklin City Council re-appoint Justin Hanscom to the Concord Regional Solid Waste Resource Recovery Cooperative, Alternate member. Term of service is 3 years to January 2024.

Seconded by Councilor Clarenbach.

Mayor Giunta asked if there was any discussion. There was none.

Roll call:

Councilor Brown	Yes	Councilor Chandler	Yes	Councilor Zink	Yes
Councilor Clarenbach	Yes	Councilor Bunker	Yes	Councilor Testerman	Yes
Councilor Desrochers	Yes	Councilor Starkweather	Yes	Councilor Trudel	Yes

All in favor. Motion PASSED.

2. City Manager's Update:

- Milner wished everyone a Happy New Year.
- She gave congratulations to Chief Foss for his Citizens of the Year award and also thanked Chief Goldstein for taking the lead as well during this pandemic.
- The Veterans Home parade was very moving and will be shared with the Council.
- Solar One and Two is on the list for Attorney Fitzgerald to respond to. There are a couple of outstanding questions out to Fitzgerald that Milner is waiting for and the City should be receiving his legal opinion within the next month or two.
- Milner referred to Desrochers earlier question on the Water Department and MSD time allocation and it is on the agenda for February. She stated that it needs to be more transparent.
- Contingent Grant Line Activity (last 2 months) - \$500 for Parks and Recreation, \$278.20 for a family in need of assistance, \$3,141.59 Active Shooter Warm Zone Grant, \$651 Drug Task Force BBQ fundraiser, and \$6,426.20 Book Club earnings moved to the Drug Task Force.
- The Trust Fund for School Funding is \$141.22

- h. Due to the pandemic, the City couldn't come together for the annual holiday luncheon where Years of Service Awards are given out. Below is the list shown in 5-year increments:

Department	Employee	Years
Assessing	Lauraine Paquin	5
City Clerk	Amy Davis-Burley	5
City Clerk	Marie Morang	25
Finance	Melissa Newton	15
Fire	Alexander Green	5
Municipal Services	Dan Bushman	15
Municipal Services	Ken Labraney	5
Municipal Services	Todd Small	5
Municipal Services	Matt Parent	5
Police	Joe Guerriero	5
Police	Dan Ball	10
Police	Kent Matthews	10

- i. On December 9th, Milner attended the outdoor Swearing in and Pinning Ceremony of our new firefighters Austin Wakefield and Michael Mussey.
- j. Milner also attended the outside sendoff for retiring Fire Captain Gary Hicks on December 16th.
- k. The Construction Request for Proposal for Mill City Park, in water features, was sent out on December 18th. A construction company will be chosen by the end of February. Construction is planned to begin on July 12th. Due to the low water expected during this time of year, it will be the best time to begin the work in the river.
- l. Milner attended the FBIDC meeting on December 23rd and provided a Year in Review presentation highlighting the many accomplishments in Franklin this past year during the pandemic. Milner would like to provide a similar presentation to the Council early this year.
- m. COVID update – Thus far, 5 employees tested positive and were required to quarantine. This caused some extra OT which should be reimbursable through FEMA.
- n. Milner requested that the City Council resume the LEAN/SWOT meetings on the 4th Monday each month. This upcoming meeting would focus on the Solid Waste Ordinance. There were no objections from the Council.
- o. Milner sent an email to the Ward II Polling Location Ad Hoc Committee explaining the purpose and needs to be addressed. A doodle poll will be sent out to find a good time to meet.
- p. Primex and the NH Municipal Association are holding a Cybersecurity Summit and Franklin has been invited to present via Zoom. This is planned for April 2021. Franklin will talk about what was learned from the Cyber attack last year. This will be a pre-recorded presentation which will be shared with the Council ahead of time.

Councilor Trudel stated that the Serendipity Singers were greatly missed during tonight's Inaugural and hoped they can come back to City Hall next year and participate as in previous years.

Mayor Giunta agreed with Trudel and also recognized St. Paul's Choir who also sang at the Inaugural in previous years.

3. Late Items – none.

There was no further discussion.

Councilor Chandler moved to adjourn. Seconded by Councilor Trudel.

Roll call:

Councilor Brown	Yes	Councilor Chandler	Yes	Councilor Zink	Yes
Councilor Clarenbach	Yes	Councilor Bunker	Yes	Councilor Testerman	Yes
Councilor Desrochers	Yes	Councilor Starkweather	Yes	Councilor Trudel	Yes

All in favor. Motion PASSED.

Meeting adjourned at 7:25 p.m.

Respectfully submitted,

Audrey Lanzillo

CITY COUNCIL MEETING
AGENDA ITEM II



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

December 29, 2020

From: Judie Milner, City Manager

Subject: Council to Consider Resolution 14-21 Appropriating CDBG grant for parking lot improvements

Suggested Motions:

January 4, 2021

Councilor moves, "I move that the Franklin City Council set a public hearing on Monday, February 1, 2021 at 6pm regarding resolution 14-21 accepting & appropriating \$80,000 Community Development Block Grant Public Facility Funds received through Community Development Finance Authority for parking lot improvements."

Mayor calls for a second, discussion and roll call vote.

February 1, 2021

Councilor moves, "I move that the Franklin City Council adopts resolution 14-21 accepting & appropriating \$80,000 Community Development Block Grant Public Facility Funds received through Community Development Finance Authority for parking lot improvements."

Mayor calls for a second, discussion and roll call vote.

Discussion:

Community Development Block Grant funds are available to municipalities through the NH Community Development Finance Authority. Up to \$500,000 annually is available on a competitive basis for public facility projects, up to \$500,000 for housing projects, up to \$500,000 for economic development projects, and up to \$500,000 annually is available for emergency activities. Up to \$25,000 is available per planning study. All projects must primarily benefit low- and moderate-income persons.

This was an application to the Community Development Finance Authority for up to \$500,000 in Community Development Block Grant Public Facility funds. The CDBG funds will be used for improvements, including parking, lighting and landscaping to City owned parcels on Memorial

and Canal Streets (map/lot # 117-147-00, 117-261-00, 117-1454-00, 117-148-00) in downtown Franklin.

This project conforms with Franklin's Housing and Community Development Plan's Goal of:

Goal: Promote activities that protect the health and safety of residents and visitors, including improved traffic, parking, and sidewalks. (Long Term & Short Term Goal)

Concurrences:

The Council unanimously voted to authorize the City Manager to apply for this grant at the July 20, 2020 City Council meeting.

Fiscal Impact:

The \$80,000 grant received for the already approved Franklin Falls Mixed Use Tax Increment Financing District (TIF) amendment #1 project allows those dollars to be redirected to another approved project under TIF amendment #1, the white-water park in water feature. \$80,000 of the bond authorized under TIF amendment #1 will serve as match for the grant.

Alternatives:

Do not appropriate.

Attachments/Exhibits:

Resolution 14-21



CITY OF FRANKLIN, NEW HAMPSHIRE

"The Three Rivers City"

316 Central Street
Franklin, NH 03235

Phone: (603) 934-3900
Fax: (603) 934-7413

RESOLUTION #14-21

A Resolution Relating to a Supplemental Appropriation for Fiscal Year 2021.

In the year of our Lord, Two Thousand Twenty-One,

WHEREAS, the City Council of the City of Franklin has adopted a budget for Fiscal Year 2021 which began July 1, 2020, and;

WHEREAS, the City Council of the City of Franklin, New Hampshire supported an application through Community Development Block Grant Public Facility Funds for the downtown parking lot improvement project as approved under the Franklin Falls Mixed Use Tax Increment Finance District Amendment #1, and;

WHEREAS, the City Council of the City of Franklin acknowledges receipt of a Community Development Block Grant in the amount of \$80,000 from the Community Development Finance Authority for the parking lot improvements, **Now**

THEREFORE BE IT RESOLVED, that at the scheduled meeting of the City Council on Monday, February 1, 2021, the City Council of the City of Franklin, New Hampshire does hereby adopt resolution 14-21 accepting the community development block grant in the amount of \$80,000 from the Community Development Finance Authority and authorize the following:

An increase in revenue:

Federal Grants – CDBG Parking Lot Acct No. 14-9-012-33110-122 – Eighty Thousand Dollars (\$80,000),

And an increase in expenditure:

Federal Grant Infrastructure – CDBG Parking Lot Account No. 14-9-014-40798-122 in the amount of Eighty Thousand Dollars (\$80,000),

by a roll call vote.

Resolution 14-21

Page 2 of 2

Roll Call:

Councilor Brown	_____	Councilor Clarenbach	_____	Councilor Testerman	_____
Councilor Bunker	_____	Councilor Desrochers	_____	Councilor Trudel	_____
Councilor Chandler	_____	Councilor Starkweather	_____	Councilor Zink	_____

Approved: _____
Mayor

Passed: _____

I certify that said vote has not been amended or repealed and remains in full force and effect as of the date of this Certification and that Katie A. Gargano is the City Clerk for the City of Franklin, Franklin, New Hampshire.

A true copy, attested: _____
City Clerk

Date: _____

**CITY OF FRANKLIN
NOTICE OF PUBLIC HEARING & MEETING**

In accordance with the provision of Chapter 31, Division 2 of the Franklin Municipal Code, notice is hereby given that the City of Franklin will hold a Public Hearing on Monday, February 1, 2021 at 6:00 p.m. regarding Resolution #14-21, a Resolution to Accept and Appropriate \$80,000 of Community Development Block Grant Public Facility Funds for parking lot improvements, by remote Webmeeting at <https://us02web.zoom.us/j/88617409725> or by calling 1-312-626-6799, meeting ID # 886 1740 9725.

Provisions for persons with special needs can be made by contacting the City Manager's office, via telephone or mail at least five days prior to the public hearing.

**City of Franklin
316 Central Street
Franklin, NH 03235
(603) 934-3900**

CITY COUNCIL MEETING
AGENDA ITEM III



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting of February 1, 2021

Subject: School Board Update

Superintendent Dan LeGallo will provide a monthly update to the Mayor and City Council.

CITY COUNCIL MEETING
AGENDA ITEM IV



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting of February 1, 2021

Subject: Veteran Exemptions

City Council to discuss Veteran exemptions.

CITY COUNCIL MEETING
AGENDA ITEM V



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

February 1, 2021

Subject: Review & approve code of conduct for elected officials and appointed board members policy

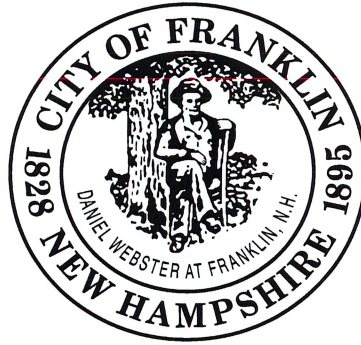
Suggested Motion:

Councilor moves, "I move that the Franklin City Council re-adopt the 9/8/15 code of conduct for elected officials and appointed board members policy."

Mayor calls for a second, discussion and vote.

Discussion:

This is the annual review of the policy. Last review was 7/1/19, last change 9/8/15.



CITY OF FRANKLIN
CODE OF CONDUCT
FOR
ELECTED OFFICIALS
AND
APPOINTED BOARD MEMBERS

Date Approved: April 1, 2002
Last Reviewed: July 1, 2019

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PREFACE

The purpose of the Code of Conduct is to assist Elected officials and appointed board members in performing their duties for the public. The Code of Conduct is a guide for the members to follow during their term in office. This Code does not reduce the authority granted to Elected officials and appointed board members by the laws of the United States and the State of New Hampshire, as well as the Charter for the City of Franklin.

We remember that we are, first and foremost, servants of the people and treat them with the highest respect and dignity in our public meetings and outside of those meetings. Further, Franklin's public officials should educate themselves on the requirements of the law and ordinances to ensure that they are never using their position to avoid either.

The Code of Conduct will be distributed to all City Council and board members annually in January, and new board members as they are appointed during the year.

ATTENDANCE

Elected officials and appointed board members should make every effort to notify the Mayor, or City Manager (in the case of the City Council), or the Chairman of their respective board, if they will be unable to attend or will be late to a meeting. In the event a member needs to leave a meeting, while the meeting is in session, the member should receive acknowledgement of their departure from the presiding officer.

CONDUCT AS A PUBLIC OFFICIAL

Public service is a public trust, requiring elected officials and appointed board members to place loyalty to the constitution of the United States and the New Hampshire Constitution, federal and state laws, city ordinances and Charter provisions and ethical principles above private gain for themselves or others.

Elected officials and appointed board members shall not, except as otherwise permitted by ordinance, solicit or accept any gift, service or favor from any person or entity seeking official action from, doing business with, or conducting activities regulated by the City of Franklin, whose interests may be affected by the performance or non-performance of the elected official's or appointed board member's duties.

Elected officials and appointed board members shall never discriminate unfairly by the dispensing of special favors or privileges to anyone, whether for remuneration or not; and never accept favors or benefits under circumstances which might be construed as influencing the performance of their public duties.

Elected officials and appointed board members shall put forth honest effort in the performance of the public duties, remaining impartial and responsible to the public.

Elected officials and appointed board members shall make no promises of any kind binding upon the duties of their office, since an elected official or appointed board member only have authority to make binding decisions, when voting at a legally posted meeting of their board or committee, when a quorum is in attendance.

Elected officials and appointed board members shall not interfere with the powers and duties of the City Manager, as set forth in the Franklin City Charter, or interfere with the powers and duties of the Superintendent of Schools, as set forth by the laws in the State of New Hampshire. Interference by elected officials or appointed board members with the City Manager or Superintendent's powers and duties could constitute immediate forfeiture of their office and criminal charges.

CONDUCT AT MEETINGS

At City meetings a councilor or board member shall be recognized to speak by the Mayor or chair or in his/her absence the person appointed by the Mayor/Chair. The behavior of an elected official/board member both in public and in private should reflect the trust placed in them as leaders of the community.

The goal of a Franklin elected official or board member is to provide the highest quality leadership for all its citizens, to be fiscally responsible and to be dedicated while listening to the needs of others.

CONFLICT OF INTEREST

Elected officials and appointed board members of the City of Franklin shall avoid conflicts of interest when conducting City business – even the appearance of a conflict of interest.

State law demands that City officials, and board members, not participate in any matter in which they (or a member of their family) have a personal interest, which may directly or indirectly influence the impartial performance of their duties. In

such instances, officials shall recuse themselves from discussion and decision-making.

If an elected or appointed office holder insists upon participation when there is a clear and serious conflict of interest, the Franklin City Council will consider this misconduct and may take corrective action allowable under State law and the City Charter.

Recusal means to remove oneself completely from all further participation in the matter. In the setting of a meeting, an official or board member who has been recused shall immediately leave the meeting room or seat themselves with other members of the public who are present. The person recused shall not participate in further discussions, unless it is clearly stated for the record that such comments are made only as a member of the public. A recused person may not deliberate or vote on the matter in question.

Immediate uncertainty about conflicts and recusal can be resolved by majority vote of the board or committee. Any such vote would be non-binding, but can assist the official's decision regarding participation.

LEGAL COMMUNICATIONS

Designate legal counsel shall attend any meetings of the Council when requested by the Mayor or City Manager. Any member of the Council (through the City Manager when possible) may call upon Counsel for an oral or written opinion to decide any question of law or parliamentary procedure.

All boards in the City of Franklin shall direct all communications to Counsel through the Chairperson of their respective boards, and the Chairperson shall go through the City Manager when possible.

Legal communications received from the City Attorney are not public information and will not be shared with the public unless authorized by the City Manager.

NON-PUBLIC SESSION

The meetings of all governmental bodies are open to the public, in accordance with the State of New Hampshire "Right-To-Know Law", RSA 91-A. There are occasions when governmental bodies need to conduct business in non-public sessions, as allowed under the provisions of RSA 91-A. The intent of non-public sessions, or "non-meetings" to meet with legal counsel are to allow for the governing bodies to discuss confidential information, that could affect someone's reputation, or releasing the information would make the action taken ineffectual.

The confidential information discussed, or actions taken in non-public sessions are to remain confidential. No elected official or appointed board member in the City of Franklin shall violate the confidentiality of non-public sessions by publicizing, gossiping or discussing the information acquired in the course of official duties without a legitimate reason to do so. No elected official or appointed board member in the City of Franklin shall use any confidential information acquired by virtue of the individual's official position for personal benefit, or for the benefit of any other person or business. This does not apply to information, which is readily available to the general public.

The misuse of confidential information by any elected official or appointed board member in the city of Franklin could lead to the forfeiture of their office, or even criminal charges.

SALE AND USE OF PUBLIC PROPERTY

Elected officials shall protect and conserve City property and services and shall not use them for other than authorized purposes or for personal benefit and or gain. No elected or appointed official shall devote any City property or labor to private use, except as may be provided by Law or Ordinance.

SEXUAL HARASSMENT

All officials and board members of the City of Franklin are entitled to operate in an environment free of sexual harassment. History has shown that public entities are far from immune to this illegal behavior. This City is committed to preventing such misconduct. To accomplish these goals, the City's policy against sexual harassment shall be clearly communicated to all officials and board members. In addition, this policy will be reinforced through a complaint investigation procedure.

All complaints of sexual harassment or retaliation shall be promptly and thoroughly investigated by the City Manager or by the Mayor or his/her appointed designee when necessary. While it can never be completely guaranteed, particular care shall be taken in the course of investigations to protect confidentiality. Should it be determined through investigation that an elected or appointed City official has committed sexual harassment; their immediate removal from office may be considered by the City Council. The reason for removal shall be brought to the attention of the Superior Court, who holds jurisdiction over removal proceedings.

CODE REVIEW

The Code of Conduct can be amended any time by the City Council. The Code should be reviewed and approved by the City Council annually.

CITY COUNCIL MEETING
AGENDA ITEM VI



CITY OF FRANKLIN COUNCIL AGENDA REPORT

February 1, 2021

Subject: NH Fair Redistricting Resolution

Suggested Motion for the February 1 2021 Meeting of the City Council

Councilor moves, "I move that the Franklin City Council set a public hearing for March 1 2021 at 6pm regarding Resolution #15-21 to accept the NH Resolution Nonpartisan Fair Redistricting Resolution."

Mayor calls for a second, discussion and vote.

Suggested Motion for March 1, 2021 Meeting of the City Council

Councilor moves, "I move that the Franklin City Council vote to adopt Resolution #xx-12 the NH Resolution Nonpartisan Fair Redistricting Resolution.

Mayor calls for a second, discussion and vote.

Background: Over 100 communities in NH, have resolution and warrants calling for fair districts. In short, redistricting is an every-ten-year process that takes the U.S. Census data, and reapportions the population into more-or-less equal voting districts for state elected positions like the Executive Council, State Senate, and State House. It also includes the two U.S. House of Representatives seats for NH, as well as for county commissioner. By current state law, the NH House is responsible for most of the redistricting, with the NH Senate doing the Congressional districts. The process is supposed to be fair, nonpartisan, and transparent to the public. Fair voting districts are geographic areas of close to equal population.

Attachment: Resolution & City Charter, Chapter C-2



CITY OF FRANKLIN, NEW HAMPSHIRE
"The Three Rivers City"

316 Central Street
Franklin, NH 03235

(603) 934-3900
fax: (603) 934-7413

Resolution #15-21

A Resolution to adopt a RESOLUTION FOR NONPARTISAN FAIR REDISTRICTING

City of Franklin, New Hampshire

In the year of our Lord two thousand and twenty one

The City of Franklin New Hampshire resolves as follows:

WHEREAS, the U.S. Census will be completed in 2021; and

WHEREAS, the New Hampshire General Court is obligated to redraw the maps of political districts within the state for state and federal elected positions; and

WHEREAS, the City of Franklin is obligated to redistrict the voting wards for elected positions within the City of Franklin; and

WHEREAS, the NH General Court conducted the 2010 census redistricting in being closed doors; and

WHEREAS, the public was given 24 hours notice to view the proposed redistricting maps and not given the maps before the public hearings in 2010, and

WHEREAS, this practice created representatives who are unknown to most of the voters of that district, representatives who have no intimate involvement or relationship to the community they will serve, and

WHEREAS, 2010 proposed redistricting maps were created to benefit one political party over another and has been abused for decades by both political parties.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Franklin that :

1. Redistricting shall be fair, nonpartisan, and ensure effective representation; and

2. Voting maps shall not be gerrymandered to favor any one political party or candidate; and
3. Communities of interest shall be considered when redistricting; and
4. The process of redistricting communities shall be transparent and open to public input during all stages of development, and
5. The City of Franklin shall call upon its elected state legislators, in writing, to uphold these fair redistricting principles when creating state redistricting maps; and
6. The City of Franklin shall also adhere to these fair redistricting principles when creating city redistricting maps.
7. This resolution shall take effect upon its passage.

By a roll call vote.

Roll Call:

Councilor Brown ___ Councilor Chandler ___ Councilor Zink ___

Councilor Clarenbach ___ Councilor Bunker ___ Councilor Testerman ___

Councilor Desrochers ___ Councilor Starkweather ___ Councilor Trudel ___

Approved: _____
Mayor

Passed: _____

I certify that said vote has not been amended or repealed and remains in full force and effect as of the date of this Certification and that Katie A. Gargano is the City Clerk for the City of Franklin, Franklin, New Hampshire.

A true copy, attested: _____
City Clerk

Date: _____

Chapter C. Charter

§ C-2. Wards.

[Amended by Ch. 355 of the Laws of 1973]

Said City of Franklin is hereby divided into three wards, which shall be constituted as follows, namely:

- A. Ward 1 shall include all that portion of said Franklin located west of the Merrimack and Pemigewasset Rivers.
- B. Ward 2 shall include all that portion of the City of Franklin within the boundary commencing at the intersection of Babbitt Road and Victory Drive; then westerly to the Pemigewasset River; then southerly along the Pemigewasset and Merrimack Rivers to the Northfield town line; then easterly to Prospect Street; then northerly along Prospect Street to Central Street; then easterly along Central Street to Sanborn Street; then northerly along Sanborn Street to a point marked by a drill hole on property owned by the City of Franklin and currently occupied by the Franklin Middle School, so called; then turning and running N 78° 35' 01" W 81.27 feet to a point at a rock wall; then turning and running N 78° 16' 32" W 60.43 feet to an iron pipe in said wall; then continuing N 78° 16' 32" W 53.80 feet further along said wall; then turning and running N 77° 56' 13" W 50.19 feet to a granite bound; then turning and running N 78° 14' 54" W 699.98 feet to a point; then turning and running N 78° 52' 56" W 15.26 feet to a highway bound; then turning and running S 60° 58' 38" W 82.90 feet to a highway bound; then N 04° 51' 02" W 52.66 feet to a granite bound; then turning and running N 06° 13' 52" W 5.90 feet to a point; then turning and running N 06° 13' 52" W 77.41 feet to a point; then turning and running N 06° 13' 52" W 157.57 feet to a granite bound; then turning and running N 10° 07' 28" W 12.86 feet to a granite bound; then turning and running N 05° 19' 13" W 85.94 feet to a granite bound; then turning and running N 05° 26' 42" W 81.16 feet to a granite bound; then turning and running N 04° 59' 23" W 35.09 feet to a point; then turning and running S 84° 39' 09" E 121.92 feet to an iron pipe; then turning and running S 86° 17' 40" E 129.59 feet to a granite bound; then turning and running S 82° 14' 29" E 133.53 feet to a granite bound; then turning and running N 82° 45' 25" E 290.51 feet to a granite bound; then turning and running N 82° 50' 50" E 27.07 feet to a point; then turning and running N 82° 50' 50" E 0.87 feet to a granite bound; then turning and running N 84° 34' 50" E 330.51 feet to a point; then turning and running N 84° 34' 50" E 99.26 feet to a drill hole at a rock wall; then turning and running N 84° 04' 36" E 67.21 feet to a drill hole in said wall; then turning and running S 07° 37' 30" E 400.03 feet to a granite bound; then turning and running S 22° 33' 28" E 284.11 feet to a granite bound; then turning and running S 59° 54' 55" E 170.28 feet to a granite bound; then turning and running S 78° 18' 30" E 189.40 feet to a drill hole set in a stone wall on the westerly side of Sanborn Street; then northerly along said Sanborn Street to Babbitt Road; then northwesterly along Babbitt Road to the point of beginning.
[Amended 11-28-1995]
- C. Ward 3 shall include all that portion of the City of Franklin remaining after the formation of the above-indicated lines for Wards 1 and 2.

CITY COUNCIL MEETING
AGENDA ITEM VII



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting of February 1, 2021

Subject: Other Business

- 1. Committee Reports**
- 2. City Manager's Update**
- 3. Late Items**

(2) nonpublic sessions needed:

- 1) Motion to go into non-public according to RSA 91-A:3 II (L) Consideration of legal advice provided by legal counsel, either in writing or orally, to one or more members of the public body, even when legal counsel is not present.
- 2) Motion to go into non-public according to 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.

Adjournment



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting February 1, 2021

Date: January 25, 2021

From: Judie Milner, City Manager

Subject: City Manager's Update

- 1) Contingent Grant Line Activity –
- 2) Trust fund for school funding – \$141.22
- 3) Construction Request for Proposal out for Mill City Park in river water features-mandatory site walk 1/13/21
- 4) 1/14 Mayors drug & alcohol task force leadership retreat
- 5) COVID update – departmental quarantine, 1st responder vaccines
- 6) City Clerks office closed 2/11 & 2/12/21 for scheduled maintenance
- 7) Next LEAN/SWOT meeting – 2/22/21
- 8) Ward 2 polling location back up ad hoc committee update
- 9) 2/2 Activity at former Ciao Pasta site
- 10) 90 Pleasant Street update
- 11) Choose Franklin – Community Day
- 12) RTK workshop with Attorney Fitzgerald
- 13) FY22 Budget Process Beginning – CPIU, July CC Meeting, Ins RFP

(2) nonpublic sessions needed:

- 1) Motion to go into non-public according to RSA 91-A:3 II (L) Consideration of legal advice provided by legal counsel, either in writing or orally, to one or more members of the public body, even when legal counsel is not present.
- 2) Motion to go into non-public according to 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.