

County of Sullivan, NH

  
DRAFT

CONFIDENTIAL  
Unsealed.

**Type of meeting:** Board of Commissioners Office Executive Session Meeting  
**Minutes - Per RSA 91-A:3.II.e. - Possible Litigation Issue**  
**Date/Time:** Tuesday, August 21, 2012, 4:41 PM  
**Place:** Unity, NH - Sullivan County Health Care Facility, 5 Nursing Home Drive, 1<sup>st</sup> Floor - Frank Smith Living Room, 03743

**Attendees:** Commissioners Bennie Nelson - Chair, Jeffrey Barrette - Vice Chair and John Callum Jr. - Clerk, Greg Chanis - County Administrator, John Cressy - Facilities & Operations Director, and Sharon Callum - Administrative Assistant/Minute Taker.

**4:41 Motion: to go into Executive Session per RSA 91-A:3.II.e. - Consideration or negotiation of pending claims or litigation issues. Made by: Barrette. Seconded by: Callum Jr. Roll call vote: All three Commissioners voted in favor of the motion. Those in Executive Session included: Commissioners Nelson, Barrette and Callum; County Administrator - Greg Chanis, Facilities Director John Cressy and minute taker Sharon Callum.**

Mr. Chanis briefly recapped the Right-to-Know request from JCN pertaining to the biomass chip project, they produced and shipped the documents requested to their attorney, their attorney was on vacation and returned this week so County provided them a few more days for review; if they don't file litigation or injunction, County will sign the contract; County will alert 48 hour in advance of contract signing; based on the conventional wisdom of both County Attorney and Attorney Johnson from Devine Millimet, they feel there is not a lot there; they may possibly litigate cost to cover preparing bid; unsure what will occur at this point. Group discussed possible scenarios. Chanis noted he may need to convene a special meeting of the Board next week.

**4:54 Motion: to exit Executive Session. Made by: Barrette. Seconded by: Callum Jr. Voice vote: All in favor.**

Respectfully submitted,

  
John M. Callum Jr., Clerk  
Board of Commissioners

JMC/sjc

Date minutes approved:

09/04/12

Date minutes unsealed or kept sealed:

10/30/12 SJR