

**Board of Selectmen  
Newington, NH**

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May 2, 2005

Minutes

**Non-Public – Legal**

*Note: The Selectmen voted to unseal 12/4/2006*

Chairman Iocovozzi made the motion to go into non-public session at 8:36pm – in discussion of legal matters. Selectman Jack O'Reilly seconded. Vote 3-0

Justin Richardson, Esq. was invited to the meeting to discuss a letter dated April 29, 2005 from ConEdison relative to the Town's public view on Senate Bill 104 relative to the exemption for pollution control facilities and their exemptions signed by Andrew Scher.

The town forwarded a letter of support to Betsey Patten, Chair of the Municipal & County Government Committee of the NH House of Representatives dated April 25, 2005 as to the effect of this bill on Newington if passed.

ConEdison took great exception to the Town's stance as they claim it is in direct violation to an existing 3 year agreement with Newington Energy's tax assessment settlement. (expiring 2005).

Justin felt that the letter was a result of exaggerated fray to stir the pot in an effort to get the interested parties on board to lobby for SB 104.

The Board stated that their support of the Bill was not in any way changing what had been agreed upon.

Chairman Iocovozzi strongly urged the Board to have Justin Richardson contact ConEdison and insist that they retract their letter of April 29 with carbon copies to Donald Pfundstein, Esq and Lisa Shapiro, Ph.D. All agreed.

Regarding the GES Engineers letter from Justin Richardson dated April 29, 2005 asking the Board for direction on their further support on HB 104 options offered, they felt they would like to stay with option #1 and not invest another \$8,000 at this time but asked that Attorney Richardson watch the action and to report as it moves through the system or is killed. Justin will forward a draft letter to the Board which will go to the Senators and Representatives.

The Selectmen came out of non-public at 8:46pm.

Respectfully Submitted,

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Beatrice Marconi