

**Merrimack Town Council  
Nonpublic Minutes  
February 13, 2020**

Present: Chairman Tom Koenig, Councilor Finlay Rothhaus, Councilor Peter Albert, Councilor Lon Woods, Councilor Nancy Harrington and Councilor Barbara Healey. Also in attendance were Town Manager Eileen Cabanel, Finance Director/Assistant Town Manager Paul Micali and Assistant Public Works Director for Wastewater Sarita Croce

Excused: Vice Chairman William Boyd

**MOTION** – Councilor Rothhaus moved, seconded by Councilor Woods, to enter into nonpublic session at 6:01 PM for **RSA 91-A:3, II (I) - Consideration of legal advice provided by legal counsel, either in writing or orally, to one or more members of the public body, even where legal counsel is not present**

Motion passed by roll call vote 6-0-0.

**RSA 91-A: 3, II (I) – Consideration of legal advice provided by legal counsel, either in writing or orally, to one or more members of the public body, even where legal counsel is not present**

The Council discussed how they would like to proceed with their letter date November 21, 2019 that they sent to Mr. Kinisky and his response dated February 5, 2020. The Council is still undecided on what to do next with regard to St. Gobain as it relates to the letter the Council received from Tom Kinisky. In addition, the Council discussed the next steps in the appeal process which St. Gobain filed for their sewer permit. They agreed to invite St. Gobain to the next Council meeting to discuss their appeal of the permit.

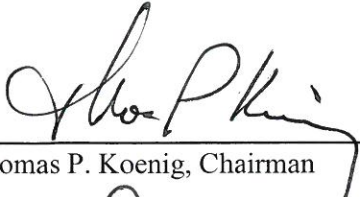
**MOTION** – Councilor Healey moved, seconded by Councilor Harrington, to close the nonpublic session at 7:02 PM.


Motion passed unanimously by roll call 6-0-0.

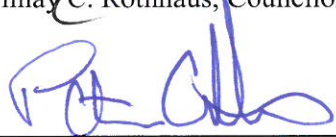
**MOTION** – Councilor Albert moved, seconded by Councilor Harrington, to adjourn the public session at 7:03 PM.

Motion passed unanimously by roll call 6-0-0.


Approved: June 18, 2020

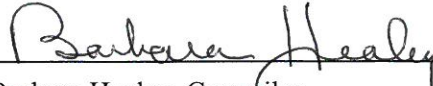
  
Thomas P. Koenig, Chairman

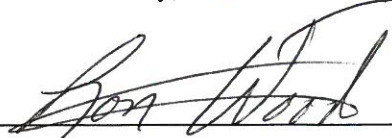
  
Finlay C. Rothhaus, Councilor

  
Peter Albert, Councilor

  
Nancy M. Harrington, Councilor

  
William W. Boyd, III, Vice Chair

  
Barbara Healey, Councilor

  
Lon Woods, Councilor

Respectfully submitted by Paul T. Micali