

MINUTES

**BOARD OF MANUFACTURED HOUSING MEETING**

**Friday, April 23, 2021 1:00 PM**

In attendance: Chair Mark Tay, Vice-Chair Robert Hunt, Secretary Adam Gidley, Ken Dame, Anna Mae Twigg, and Judy Williams

Meeting came to order at 1:05 PM. Mark Tay read the opening statement that authorized the board to conduct the meeting via video conference due to the health emergency. A roll call vote of attending members, and their location, was taken.

- 1) **Approval of Minutes of February 26, 2021 board meeting.** Robert Hunt moved to approve minutes, which was seconded by Adam Gidley. APPROVED by unanimous roll call vote.
- 2) **Decision Docket 20-06 Brenda Tilton vs. Soda Brook MH Co-Op.** Decision was reviewed by the board. Mark Tay moved to approve, which was seconded by Robert Hunt. APPROVED by unanimous roll call vote.
- 3) **Hearing: Docket #2021-ENF-J&S GREYSTONE VILLAGE-0037** Anjanette Hamilton, Esq. c/o Ann & Stantial Lyford v. J&S Greystone Village, LLC. The complainant alleges the park is violating:

**RSA 205-A:2, VIII (d) Requires a tenant to sell or otherwise dispose of any personal property, fixture, or pet which the tenant had prior permission from the park owner or former park owner to possess or use; provided, however, that such a rule may be made and enforced if it is necessary to protect the health and safety of other tenants in the park.**

Chair Mark Tay introduced Attorney Todd Prevett from OPLC as the hearings examiner. Chair Tay informed the board that he had previously professionally consulted with Mr. Roy many years ago but did not believe that would conflict with his participation in the hearing. Attorneys representing both parties did not object to Chair Tay's participation with the hearing.

Attorney Prevett informed the parties of the hearing procedures. Exhibits were agreed to by both parties, and presented to the board members.

An opening statement was read by Attorney Hamilton, who represented the complainant. Attorney Hartley, representation for the respondents, waived an opening statement. All witnesses that were present were sworn in.

Mrs. Ann Lyford was the first witness called and testified to the history of flags and signs displayed by some park residents until such action was prohibited by a recent park rule. Attorney Hartley then questioned Mrs. Lyford about the applicability of park rules. Mrs. Lyford then replied to questions from the board.

Mrs. Joanne Bower was the next witness called to testify. She spoke of a sign that she had displayed in March of the previous year, as well as flags displayed by other residents.

Attorney Hartley then questioned Mrs. Bower. Attorney Hartley presented and questioned his witness, park office Manager Deena, who testified to some verbal complaints received by the park regarding the complainant's flag.

Following some board questions, the chair called for a 5-minute break at 2:55.

The hearing was reconvened at 3:02. Attorney Hartley provided a closing statement, followed by Attorney Hamilton.

At 3:20 p.m. upon the motion of Board Chair Mark Tay and the second of Board Member Robert Hunt the Board voted by roll call vote, to conduct a non-public session and noting that such a non-public session is authorized by RSA 91-A:3, II (c) & (j), RSA 91-A:5, IV, Lodge v. Knowlton, 11 N.H. 574 (1978), and the Board's executive and deliberative privileges. Each member recorded his or her vote on the motion, which passed by the unanimous roll call vote of all members present.

At 3:47 p.m. upon the motion of Board Chair Mark Tay and the second of Board Member Robert Hunt, the Board by roll call vote resumed public session.

At 3:50 p.m. upon the motion of Board Chair Mark Tay and the second of Board Member Robert Hunt, the Board, by roll call vote, resolved to withhold the minutes of the preceding non-public session from public disclosure pursuant to RSA 91-A:3, III on the grounds that public disclosure would be likely to render the proposed action ineffective. Each member recorded his or her vote on the motion, which passed by the unanimous roll call vote of all members present.

#### **Other Business:**

- 4) Board member Ken Dame's term expired December 6, 2020, currently in hold over status. Ken Dame is still serving on the board.
- 5) Two vacant legislative positions (formerly Rep. Sterling and Rep. Laware) appointed by the Speaker of the House.
- 6) Vacant position (formerly Lois Parris) appointed by the Governor from a list of two nominations submitted by MOTA. See RSA 205-A:25, I(c)

#### **NEXT BOARD MEETING:**

**May 21, 2021 or 60 days (if needed for threshold review of new complaint):  
on or before Friday June 18, 2021 (56 days).**

**90 days (if no new complaint): on or before Friday July 16, 2021 (84 days).**

**Robert Hunt moved to adjourn at 3:55 PM, seconded by Adam Gidley. By unanimous roll call vote, the motion passed.**