

~~Unapproved~~Approved
Candia Selectmen's Public Meeting Minutes
Wednesday January 11, 2012

Attendance: Chairman Fred Kelley, Vice-Chair Carleton Robie, Selectman Amanda Soares, Selectman Richard Snow, Selectmen's Assistant Cheryl Eastman, and Administrative Assistant Andria Hansen. **Absent:** Selectman Joe Duarte

10:00 a.m. Chairman Kelley called the Public Meeting to order and immediately followed with the Pledge of Allegiance.

ARTICLE 3. To see if the Town will vote to raise and appropriate as an operating budget, not including appropriations by special warrant articles and other appropriations voted separately, the amounts set forth on the budget posted with the warrant or as amended by vote of the first session, for the purposes set forth therein, totaling Two Million, three hundred thirteen thousand, eight hundred sixty-one dollars (\$2,313,861)? Should this article be defeated, the default budget shall be Two Million, Three hundred twenty-nine thousand, nine hundred sixty-six dollars (\$2,329,966) which is the same as last year, with certain adjustments required by previous action of the Town of Candia or by law; or the governing body may hold one special meeting, in accordance with RSA 40:13, X and XVI, to take up the issue of a revised operating budget only. *Selectman Robie motioned to put Article 3 on as written. Seconded by Chairman Kelley. All were in favor. (Recommended by the Board of Selectmen by a vote of 4 to 0)*

ARTICLE 4. To see if the Town will vote to raise and appropriate the sum of Six Thousand Eight Hundred and Seven Dollars (\$6,807) in support of the Rockingham County Community Action. *Selectman Soares motioned to move Article 4 to the warrant as written. Seconded by Selectman Robie. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4-0)*

ARTICLE 5. To see if the Town will vote to raise and appropriate the sum of One Thousand Eight Hundred and Fifty Dollars (\$1,850) in continuation of its support of the American Red Cross. *Selectman Soares motioned to move Article 5 to the warrant as written. Seconded by Chairman Kelley. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 6. To see if the Town will vote to raise and appropriate the sum of Seven Hundred Dollars (\$700) in continuation of its support of the Aids Response Seacoast. *Selectman Soares motioned to move this Article 6 to the warrant as written. Seconded by Chairman Kelley. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 7. To see if the Town will vote to raise and appropriate the sum of Five Hundred Dollars (\$500) in continuation of its support of the CASA (Court Appointed Special Advocates for

Children). *Selectman Soares motioned to move this Article 7 to the warrant as written. Seconded by Chairman Kelley. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 8. To see if the Town will vote to raise and appropriate the sum of Six Hundred Sixty-Nine Dollars (\$669) in continuation of its support of the Rockingham County Nutrition and Meals on Wheels Program. *Selectman Soares motioned to move this Article 8 to the warrant as written. Seconded by Chairman Kelley. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 9. To see if the Town will vote to raise and appropriate the sum of Four Thousand Dollars (\$4,000) in continuation of its support of the Visiting Nurse Association. *Selectman Soares motioned to move this Article 9 to the warrant as written. Seconded by Chairman Kelley. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 10. To see if the Town will vote to raise and appropriate the sum of One Thousand Four Hundred Dollars (\$1,400) in continuation of its support of the Area Home Care and Family Services. *Selectman Soares motioned to move this Article 10 to the warrant as written. Seconded by Chairman Kelley. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 11. To see if the Town will vote to raise and appropriate the sum of Two Hundred Twenty-Five Dollars (\$225) in continuation of its support of the Retired and Senior Volunteer Program. *Selectman Soares motioned to move this Article 11 to the warrant as written. Seconded by Chairman Kelley. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 12. To see if the Town will vote to raise and appropriate the sum of One Thousand Dollars (\$1,000) in continuation of its support of the Child and Family Services. *Selectman Soares motioned to move this Article 12 to the warrant as written. Seconded by Chairman Kelley. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 13. To see if the town will vote to raise and appropriate the sum of One Thousand Eight Hundred Dollars (\$1,800) in continuation of its support of the Lamprey Health Care. *Selectman Soares motioned to move this Article 13 to the warrant as written. Seconded by Chairman Kelley. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 14. To see if the Town will vote to raise and appropriate the sum of Five Thousand Dollars (\$10,000) to be placed in the existing Town Office Building Maintenance Trust Fund. *Selectman Soares motioned to move Article 14 to the warrant as written. Selectman Snow asked*

about the sequence of the warrant articles. He felt the excess winter road maintenance article should go before the town office building maintenance warrant article. If DRA ever had to start cutting money off of the budget he would rather they go for things that are less important. We should have the reval, the Patten Hill, and excess road maintenance warrant articles should go before the building maintenance warrant article. If they start cutting money you want the stuff that is less important at the bottom. They should put them in order of that which is most important to fund. Selectman Robie said we have done nothing where the DRA would have to start cutting our funding. Selectman Snow reiterated if they did we should put them in the order which is most important to the Town. Selectman Soares said her understanding was if the DRA was going to cut funding they would come to them and see what things they would want to cut first. She felt they should leave this the way it is. Selectman Snow commented that at some point in time he would like to see these in a different order. Selectman Robie asked how much money do they have set aside for building maintenance. Selectmen's Assistant Eastman noted they did \$10,000 last year. Selectman Robie said they haven't used it, so he thought they could cut the funding to \$5,000. He explained if it does pass there will be \$25,000 in the fund which is intended for something serious such as a septic system or a complete roofing job. Selectman Soares withdrew her motion. Selectman Robie motioned to move Article 14 to the warrant and the amount to be appropriated for the Town Office Building Maintenance Fund be reduced to \$5,000. Seconded by Selectman Soares. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).

ARTICLE 15. To see if the Town will vote to raise and appropriate the sum of Twenty Thousand Dollars (\$20,000) to be placed in the existing Revaluation Capital Reserve fund for the Future Revaluation of the municipality. *Selectman Soares motioned to move Article 15 to the warrant as written. Seconded by Chairman Kelley for discussion. Selectman Robie asked how much was in the fund and are we using it. Selectmen's Assistant Eastman explained it will be used starting in 2012 which is the reval year. They figured \$20,000 per year would put them where they need to be. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 16. To see if the Town will vote to raise and appropriate the sum of One Hundred Fifty Thousand Dollars (\$150,000) for the fifth phase of reconstruction on Patten Hill Road. Said funds to be expended under the direction of the Board of Selectmen. *Selectman Soares motioned to move Article 16 to the warrant as written Seconded by Chairman Kelley. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 17. To see if the Town will vote to raise and appropriate the sum of One Hundred Twenty-Five Thousand Nine Hundred Fifty-Five Dollars (\$125,955) for the operating expenses of the Smyth Public Library. Said funds are to be expended under the direction of the Smyth Public Library Association. *Selectman Soares motioned to move Article 17 to the warrant as written. Seconded by Selectman Robie. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 18. To see if the Town will vote to raise and appropriate the sum of Seventy-Five Thousand Dollars (\$75,000) for excess winter road maintenance, these funds will not be used unless the operating winter maintenance funds are exhausted. This will be a non-transferable appropriation. Said funds to be expended under the direction of the Board of Selectmen. *Selectman Soares motioned to move Article 18 to the warrant as written. Seconded by Chairman Kelley. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 19. To see if the Town will vote to raise and appropriate the sum of Fifty-Five Thousand Dollars (\$55,000) to cover the reimbursable costs associated with Police activities, including but not limited to Police Special Details and grant programs. Said funds to be expended under the direction of the Board of Selectmen. *Selectman Soares motioned to move Article 19 to the warrant as written. Chairman Kelley asked if we used all of the \$55,000 last year. Selectmen's Assistant Eastman said they used about \$39,000 and the year before they used close to \$55,000. Selectman Robie explained if it's not expended it's not appropriated. It doesn't make a difference. The motion was seconded by Selectman Robie. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 20. To see if the Town will vote to raise and appropriate the sum of Fifty Thousand Dollars (\$50,000) to be deposited in the Fire Apparatus Capital Reserve Fund, established under RSA 35:1 at the March 1991 Town Meeting, for the future purchase of fire apparatus and equipment with the Selectmen appointed as agents. *Selectman Soares motioned to move Article 20 to the warrant as written. Seconded by Chairman Kelley. Citizen Ingrid Byrd asked how much was in the fund now. Selectman thought it was around \$225,000. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 21. To see if the Town will vote to raise and appropriate the sum of Fifteen Thousand Dollars (\$15,000) to allow the Town to sponsor a Household Hazardous Waste Day for Candia residents. The event is to be scheduled for the fall, and is to allow residents the opportunity to properly and safely dispose of household hazardous waste materials that the Recycling Center does not normally accept. *Selectman Soares motioned to move Article 21 to the warrant as written. Selectman Robie seconded for discussion. He mentioned the State has some grant money available for Hazardous Waste Days in communities. It is a substantial amount of money. He would like to see if we could apply for the grant to get some of this funding. Selectman Soares asked if he would like to decrease the amount appropriated. Selectman Robie replied no. They will keep it at \$15,000 just in case we don't get the grant money. Selectman Snow mentioned we had a surplus in the budget this year. We could say the amount of surplus being used should be used to reduce the \$15,000. Selectman Robie said if it isn't used it isn't appropriated, so we don't have that money. You can at Town meeting specify where the funds come from. In essence this would allow the Town to say we are using the unreserved fund balance for a specific thing. He thought it made sense to say we didn't use it all last year would you like to take what you didn't spend last year and put it in this year. Selectman Robie would rather not and he would like to keep this simple. He questioned if we don't spend it do we have to appropriate it. Selectmen's Assistant Eastman explained if a*

balance is left over it is non-lapsing and will go into the general fund. Selectman Snow said it makes it look like we didn't spend it all year, but the statute says it disappears. We are saying if you want to use it again this year rather than putting it on your tax bill you can do that. It allows the Town to make that decision. Selectman Robie asked if we get the grant are we still going to appropriate the \$15,000. Selectmen's Assistant Eastman explained it would still get appropriated and the \$10,000 would go against it, so the balance would go back into the general fund. Selectman Robie thought it would be confusing to ask the voters a question like that. We have increased our fund balance with unexpended funds to a level where it is comfortable. If the fund balance keeps increasing then we should use more of it to offset the taxes when we set the rate. We shouldn't confuse people about where this money is going to come from. They have increased the fund balance considerably in the past four years. He would be in favor of using more of those unexpended funds during the tax rate setting next October to help lower the tax rate. Selectman Snow replied when he gets to that point in the tax rate setting he'll look at what they didn't spend and they should give it back to the voters. Selectman Robie noted we needed to increase our fund balance to where it was more comfortable then what we had. Selectman Snow felt it was appropriate to let the voters see that they have the right to tell us where the money can come from. Selectman Robie replied that he understood where he was coming from, but he does it a little differently. This is working and we have a comfortable fund balance. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).

ARTICLE 22. To see if the Town will vote to raise and appropriate the sum of Four Thousand Dollars (\$4,000) for the Fitts Museum. Said funds to be expended under the direction of the Trustees of the Fitts Museum. *Selectman Soares motioned to move Article 22 to the warrant. Seconded by Chairman Kelley. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 23. To see if the Town will vote to raise and appropriate the sum of One Thousand Dollars (\$1,000) and to place said funds in the expendable general fund trust fund known as the Playground Maintenance Fund, established pursuant to RSA 31:19-a at the March, 1998 Town Meeting. *Selectman Soares motioned to move Article 23 to the warrant as written. Seconded by Chairman Kelley. Selectman Snow said when he wrote article he wanted to take some money out of the unexpended fund balance. Selectmen's Assistant Eastman explained that Selectman Snow was proposing to take the funds out of the unexpended fund balance. Selectman Snow said they didn't have to change wording today, but his argument was Parks and Recs saved some money. The decision was made to not spend the full \$3,000 that was encumbered. He is suggesting the money for the article come out of the unexpended fund balance. It shows that we are doing our job to try to keep down the cost and do it as inexpensively as possible. Citizen Ingrid Byrd asked if the money didn't get spent last year why are we asking for more money. Selectman Robie explained once it goes in the fund balance you can't take it out. Road Agent Lewis explained the Playground Maintenance Fund was set up to accumulate money to buy the woodchips every three years. So it always accumulated and wiped out. It started out as \$500 per year and then it was increased. It's*

written the way it is because the money is to stay in that fund. Selectman Snow said the trust fund was created at the behest of the playground committee, because they put a lot of money, time, and energy into putting a playground together. They wanted the Town to step up and always ensure there would be money there to replace the playground surface and any equipment repairs. It's been 14 years now they are getting to the point where they need some equipment repairs. We increased the amount 2 years ago to \$1,500 because we had to put a surface there that cost us more than \$1,500. We dropped it back down to \$1,000 last because they thought it would be sufficient. Selectman Robie said you just told us you didn't spend \$3,000 from the regular budget last year. If the slides and equipment need to be repaired there is an equipment maintenance line that we need to expend. There is a equipment maintenance line to keep things up to speed. Selectman Snow replied that he has saved the Town money by not expending it. Selectman Robie said we should have encumbered the funds in December. You are just confusing the voters by dipping into our unreserved fund balance in the month of March when we never have done that before. He is all in favor of encumbering some funds if you don't spend them. He understood what Selectman Snow is saying, but they don't want to confuse the voters. Selectman Soares would like to change the wording and take out "general fund". Chairman Kelley called for a vote. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0)

ARTICLE 24. Are you in favor of limiting Kindergarten at the Moore School to a half day session? Submitted by petition. *Selectmen's Assistant Eastman said Atty. Mayer told her this article is just for discussion and it is not binding in any way. The Town can't tell the school what to do about it. Selectman Snow agreed there is no way the Town can control what happens in the school. He didn't understand why the Town received this petition it should have gone to the school. We don't control the school district. Selectman Robie asked why this is on the warrant. Selectmen's Assistant Eastman replied it should have gone to the school, but it came to our office. There was discussion if the Board could move this to the warrant. Selectmen's Assistant Eastman explained it has to be moved to the Town warrant, but it is not binding. It's basically an opinion poll. Citizen Ingrid Byrd asked if the Board could legally transfer it to the appropriate person at the school so it can go on the school warrant. Selectmen's Assistant Eastman said she would have to get that answered by Atty. Mayer, because it is worded as a Candia Town Warrant Article. They had one that went the other way. It got delivered to the school and it's coming here. The one that was received by the school was to ask the school district to rescind the Budget Committee. We also received a petition warrant article to rescind the Budget Committee. Selectman Snow said the Municipal Budget Committee has to be rescinded in two places. They shouldn't have sent that to us. He looked at the school statute and it appears that the deadline for the school is earlier. He noted that we are not trying to short sheet anybody but it has to be by statute. Selectmen's Assistant Eastman said she would have further discussion with Atty. Mayer. She explained it was submitted to the Town so it has to go on the Town ballot. Selectman Soares motioned to move Article 24 to the warrant as written. Seconded by Chairman Kelley. Selectman Soares, Chairman Kelley, Selectman Robie were in favor of recommending this article. Selectman Snow was not in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 3 to 1).*

ARTICLE 25. To see if the Town will vote to establish a compensation system for the active members of the Town of Candia Volunteer Fire Department and raise and appropriate the sum of Forty Thousand Dollars (\$40,000) to fund this system for the calendar year 2012. Member compensation will be based on attendance at emergency calls and department –sponsored training. If this warrant article is approved, starting in the year 2013, funding for this system will be reflected as a line item in the Fire Department operating budget. *Selectman Soares motioned to move Article 25 to warrant for discussion. Selectman Snow had some concerns about the wording. He didn't know if it would be appropriate to have in there and would it be appropriate to establish a budget line in 2012. He questioned if this intended to be considered for the 2013 budget. Selectman Robie explained when we start the budget process this will be a line item in the 2013 budget. Selectman Snow said they need to ask how they are going to word this. Selectman Robie noted it was just typo in the wording it should be 2013 instead of 2012. Selectman Snow presumed all of these articles were going to Atty. Mayer. Selectmen's Assistant Eastman replied he has the articles but hasn't written his response yet. Selectman Snow said he didn't have a problem with talking about a compensation system Selectman Soares motioned to move Article 25 to warrant as amended. Seconded by Selectman Robie. All were in favor. Motion carried. (Recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 26. To see if the Town will vote to establish and maintain a "Town of Candia Food Pantry" to be run under the direction of the Board of Selectmen as a community service to the residents of Candia; and to further establish a budget line, funded solely from donations, for the purpose of an administrator to manage, oversee, and coordinate the operation of the food pantry. *Selectman Soares motioned to move Article 26 to the warrant as written. Selectmen's Assistant Eastman was told by Atty. Mayer you can't fund a budget line item with donations. You can set up a separate non-budget fund. She explained the difference between Articles 26 and 27 is Selectman Snow is proposing to set up a trust fund which would then be handled by the Trustees as opposed to the fund the Town is holding for the food pantry. Selectman Snow was concerned because that is a fund that sits there and its totally created by private money and funds created by private money come under charitable trusts. If DRA were to say this was an improperly set up fund and the money goes somewhere. He mentioned 31:19-a is the vehicle you use to establish trust funds with private money. You can't mix private money and public money. The funds got set in the Town accounting system because the money came in and if it is used in the first year then that is okay. The minute it crosses the line the appropriations disappear after that year. The money that is in the fund that is being kept by the Town has not been appropriated. It was accepted under 31:95-b, it was unexpected revenue and it then goes in to the fund balance. He felt you can't do that with private money. You have to use the money for the purpose the people gave it for. This is why the Trustees of Trust are in place. Selectman Soares asked why he couldn't leave it alone we don't need funds for everything. If its donation everything will get used. Selectman Robie said they have \$12,000 in the food pantry. We take in more than we spend. Selectman Snow said its being properly accounted for and he didn't have a problem with that. Someone might come and ask us whether this is properly accounted for. Selectman Robie felt that Article 26 was simple and Article 27 was very*

confusing. Selectman Snow felt that Article 26 would be more confusing when someone says you can't fund it that way. Selectman Robie replied no one has said we are doing it wrong now. Selectman Snow replied the auditors, the DRA, and the Attorney General. Selectman Robie explained we are trying to streamline what is going on with the food pantry. Chairman Kelley asked what the auditor's have said about this. Selectmen's Assistant Eastman explained the auditors have been aware of the food pantry fund and how we have been doing it for years. There have been no problems brought to her attention about it. It is included in the MS-5 report that goes to the DRA. Selectman Snow stated he wasn't criticizing. There was discussion about how the food pantry ended up at the Town Offices. He noted we have never legally established by the Town meeting the fact that we would have a food pantry. Selectman Robie felt it was pretty complex when there is no director who is in charge. This puts the Selectmen in charge of the food pantry. Selectman Snow had concern with the Selectmen being in charge of the food pantry, because then it becomes a Town business. Selectmen Robie said if we are in charge of the food pantry then they could close it. He said right now they can't do anything with it. Selectman Snow replied they need to have a food pantry. He didn't want to discuss the politics of this. Selectmen's Assistant Eastman pointed out that in Article 27 you're naming the Board as agents to expend from the fund that's created so that puts the Selectmen in charge of it anyway. Selectman Snow replied it only puts the Selectmen in charge of the money. If you look at the way the food pantry was established we allowed Candia Community Woman's Club to use a portion of the Town's facilities to run a food pantry. If we have been on a regular basis receiving money, accounting for it, and distributing it to the CCWC for their food pantry then we can establish a fund that is consistent with statute. Selectmen's Assistant Eastman replied we have a fund, it's not a trust fund but it's a fund. It's the same thing. Selectman Snow replied essentially it is the same thing you have but now it's more underneath the statute. He personally isn't worried about it disappearing after the end of the year but does know what the Attorney General says about that. Road Agent Lewis asked what the Board would do if both of these articles pass. Selectman Robie said they were only going to put one of them on. Someone is going to have to withdraw their article. Selectman Robie clarified that they gave the CCWC a space to run the food pantry. They can come in here and give out food when they want, but we aren't going to have hours from 9:00 am to 4:00 pm all week long and they come on Tuesday night and give out a few boxes. He thought maybe they should withdraw both articles. He asked the Woman's Club if they should step and do more and they said one night per week was enough. Selectman Robie thought he and Selectman Snow should withdraw their articles and they will send a message to the Woman's Club that they aren't going to run a food pantry through the Selectmen's Office any longer. They will give them space, but they will have to run it and manage it. Chairman Kelley said he spoke with Rev. Moore of the Congregational Church and they are interested in taking over the food pantry. He will be meeting with him soon about it. Selectman Robie motioned to withdraw Article 26 in its entirety. Seconded by Selectman Soares. All were in favor. Motion carried.

ARTICLE 24 revisited: Citizen Ingrid Byrd would like to know what they are going to do with this article, because she wanted to know how they were going to get it to the school. There was

discussion about the schools warrant article deadline date. Citizen Ingrid Byrd noted this petition was delivered to a governing body, it should not have been accepted. Can we get it delivered to the right place? Selectmen's Assistant Eastman replied she has been told the deadline has already passed and that is the problem. She asked Atty. Mayer and he told her just because something was delivered to the wrong governmental entity doesn't make it their fault. We accepted the article in the Selectmen's Office because it was worded as a warrant article for the Town Warrant. Citizen Ingrid Byrd asked when the petition was delivered to the Selectmen's Office. Selectmen's Assistant Eastman said she received some on December 28th, December 29th, and January 5th. Citizen Ingrid Byrd asked if there were 25 signatures on the petition. It was noted that both of those petitions (Article 24 and 31) should have gone to the school. Citizen Ingrid Byrd said ethically the Town and the School need to work together and the School needs to work with the Town. She felt they are going to tick off a lot of citizens by not allowing them to vote on something they feel strongly about. Selectman Snow said the problem they had is that it was addressed to the Town. They could send it to the School District but they can't accept it. Citizen Ingrid Byrd replied that she understood all that and she is not there representing the School Board she is there as a private citizen. Selectman Snow said it has been accepted to be on the Town Warrant and it will be voted on by the Town. It will not be binding. There was discussion about the wording. Selectman Robie noted whether the Town votes to have all day kindergarten or not the Superintendent is going to do it.

ARTICLE 28. To see if the Town will vote to establish, in accordance with RSA 31:19-a: IV, an Old Home Day Trust Fund for the purpose of conducting a Candia Old Home Day Event on at least an annual basis. All private revenues received from bequests, donations, gifts, and grants specifically designated for the fund or for the purpose for which the fund was established shall be deposited into the fund. The Board of Selectmen is hereby appointed as agents to expend from the fund. *Selectman Snow based on the discussion of the other one he would be happy to pull this article he just brought them to the Board for discussion. Chairman Kelley said there is money in a fund for Old Home Day. Selectman Snow replied it is being accounted for properly. Selectman Robie motioned to withdraw Article 28 in its entirety. Seconded by Selectman Soares. All were in favor. Motion carried.*

ARTICLE 29. To see if the Town will vote to establish, in accordance with RSA 31:19-a: IV, a Vector Borne Infectious Disease Control and Prevention Trust Fund for the purpose of supporting and supplementing Candia mosquito and tick control and prevention programs. All private revenues received from bequests, donations, gifts, and grants specifically designated for the fund or for the purpose for which the fund was established shall be deposited into the fund. The Board of Selectmen is hereby appointed as agents to expend from the fund. *Selectman Snow explained this would allow the Town to establish a fund and keep the money from year to year if it came in. Selectman Robie noted that they don't receive donations for spraying. When we had a problem a couple of years ago they did receive some donations. Selectmen's Assistant Eastman noted there is an existing donation line for those donations and its part of the General Fund. Selectman Snow*

thought the Treasurer should put in Town Report as a separate account. This is private funds being mixed with public funds. There was further discussion about spraying and how they could pay for it. Selectman Robie said this is set up similar to the food pantry. Selectman Snow motioned to withdraw Article 29 in its entirety. Seconded by Chairman Kelley. All were in favor. Motion carried.

ARTICLE 30. To see if the town will vote to raise and appropriate the sum of Twelve Thousand Seven Hundred Dollars (\$12,700) for the Candia Youth Athletic Association for the specific operating expenses of mowing, aeration, fertilization, and snow plowing. Said funds are to be expended under the direction of the Candia Youth Athletic Association Board of Directors in accordance with the approved budgets. *Selectman Soares motioned to move Article 30 to the warrant as written. Selectman Robie felt if they are going to give CYAA money they should be able to use their facility to vote. Selectman Snow replied you could rent the building. Citizen Judy Szot said why should we rent it when we give them money. Selectman Robie thought they should be able to use the building during elections, so they don't have to close the school or cause an inconvenience. Citizen Judy Szot noted the school could close on those days and call it a teacher's work shop day. Selectman Robie said he understood and thought he would mention it. It was noted the article has moved to the warrant because it is a petition. The Board voted to recommend or not recommend this article. Chairman Kelley, Selectman Soares, Selectman Robie voted to not recommend this article and Selectman Snow was in favor of recommending it. (Not recommended by the Board of Selectmen by a vote of 3 to 1).*

ARTICLE 31. To see if the District will raise and appropriate the sum of One Million, Five Hundred Thirty-Nine thousand, six hundred seventy dollars and sixty-four cents (\$1,539,670.64) for the payment of Regular Education High School Tuition only. If this warrant article is accepted a like sum will be reduced from the school budget in article _____. *Selectmen's Assistant Eastman explained Atty. Mayer said this article is void, illegal, invalid, and unenforceable but has to go on the warrant because it is a petition. Selectman Snow agreed it was unenforceable, but the people have the right to express an opinion on it. Citizen Ingrid Byrd noted this is worded exactly the way it was when we used to do a separate article for the high school and the rest of the budget. It is illegal for the Town, but for the School Budget it would be absolutely legal. This is the way the school did business for years. Citizen Judy Szot asked if she could withdraw this petition because she submitted it. Selectmen's Assistant Eastman thought she couldn't withdraw it because it was submitted before the deadline and it's a petition. It's kind of like an opinion poll. Selectman Soares motioned to move Article 31 to the warrant as written. Selectman Snow would hope that someone at the Deliberative Session amends this to zero dollars. The Board was in favor of moving it to the warrant, but was not recommending it. (Not recommended by the Board of Selectmen by a vote of 4 to 0).*

ARTICLE 32. To see if the town will vote to rescind the adoption of the Budget Committee in accordance with RSA 32:14,V. *Selectman Soares motioned to move Article 32 to the warrant as written. Seconded by Chairman Kelley. All were in favor. Citizen Ingrid Byrd thought the intent*

was to rescind the Schools Budget Committee. Selectmen's Assistant Eastman noted there are two separate petitions. The Board voted to recommend or not recommend this article. Selectman Snow abstained on recommending Article 32. (Not recommended by the Board of Selectmen by a vote of 3 to 0 with 1 abstaining).

ARTICLE 33. To see if the Town will vote to retain, in accordance with RSA 41:14-a, the existing buildings on the Old Incinerator Site, for storage purposes and such other uses as the town may determine at future town meetings, with only such actions to them under the approved Closure Plan as are explicitly and specifically mandated by DES in their approval of the Closure Plan. *Selectman Robie motioned to move Article 33 to warrant as written. Chairman Kelley asked what Atty. Mayer said about this because it was a petition last year and the Town voted it down. Selectmen's Assistant Eastman explained the Atty. Mayer said to continue with the process with the two hearings and it would need to be talked about at the Deliberative Session. He didn't get into if this actually passed, but since the Board is already involved they should move forward. Selectman Snow clarified the petition article last year was whether the Garden Club could use the old site. It didn't say anything about taking the building down. The reason he had to put in this petition warrant article was because there was not enough time after the second hearing. The Board voted to recommend or not recommend this article. Selectman Snow abstained on recommending Article 33 because he submitted it. (Not recommended by the Board of Selectmen by a vote of 3 to 0 with one abstaining*

ARTICLE 34. To see if the Town will vote to establish, in accordance with RSA 31:95-h, a Public Safety Special Detail Revolving Fund for the purpose of providing public safety services by municipal employees or volunteers outside of the ordinary detail of such persons, including but not limited to public safety services in connection with special events, highway construction, or other construction projects. All revenues received from Police Special Details shall be deposited into the fund. Appropriations, donations, gifts, bequests, or grants specifically designated for the fund or consistent with the purpose of the fund may also be deposited into the fund. The money in the fund shall be allowed to accumulate from year to year, and shall not be considered a part of the town's general surplus. Any money in the fund shall be available to be used for expenditures for the purpose for which the fund was established, including, but not limited to, administration, capital or expendable equipment purchase and repair, fees, labor, materials, overhead, transportation and training. *Selectman Soares motioned to move Article 34 to the warrant for discussion. Seconded by Selectman Robie. Chief McGillen said he was in favor of the concept of this. Atty. Mayer recommended this a couple of years ago and said this is the way the Town should do business. Selectman Robie asked in the past two years has there ever been a case where a fund such of this would be useful. Chief McGillen replied yes and it could be used towards equipment. Selectman Robie mentioned they do purchase vehicles through their budget already. He questioned why they should have more funds when they really don't have a purchase for them. He is not in favor of more revolving funds. It was noted that Selectman Snow submitted this petition. Selectman Snow questioned why the Board wouldn't do something like this. The special details are funded by outside money. If they had this in existence they wouldn't have the \$55,000 special detail warrant*

article. This would be funded by the people who pay for the special details and they would reduce the appropriations by \$55,000. You wouldn't have to pay the taxes on this. Selectman Snow went on to explain the benefits of this petition warrant article. Selectmen's Assistant Eastman said the flip side to Selectman Snow's procedure is that the next year you don't have that revenue to offset taxes, so it's a wash. Selectman Snow said the purpose of establishing a revolving fund is so that people don't see it on the warrant every year. Selectman Snow was in favor of recommending this article. Chairman Kelley, Selectman Soares, Selectmen Robie were not in favor of recommending it. (Not recommended by the Board of Selectmen by a vote of 3 to 1).

ARTICLE 35. To see if the Town will vote to establish, in accordance with RSA 31:95-h, a Recycling Revolving Fund for the purpose of facilitating and encouraging recycling efforts at the Candia Recycling Center. All revenues received from the sale of recycled or recyclable commodities, goods, or other material shall be deposited into the fund. Appropriations, donations, gift, bequests or grants specifically designated for the fund or for the purpose for which the fund was established may also be deposited into the fund. The money in the fund shall be allowed to accumulate from year to year, and shall not be considered a part of the town's general surplus. Any money in the fund shall be available to be used for expenditures for the purpose for which the fund was established, including, but not limited to, administration, education, equipment purchase and repair, fees, labor, materials, overhead, transportation, and training. *Selectman Soares motioned to move Article 35 to the warrant as written. Selectman Snow thought they should look at all of the things they could spend money on. They can amend it at Deliberative Session. Seconded by Selectman Robie. Citizen Judy Szot asked if the money could be used to increase the employees labor rate. Selectman Robie said he was opposed. Selectman Snow said he didn't understand the question. Citizen Judy Szot said the Board could set the labor rate. Selectman Robie replied no but the Trustees could. Selectman Snow replied according to the statute the Selectmen are agents to run this. They set the salary for the employees. This has nothing to with anything other than the money is going to disappear at the end of the year. Citizen Judy Szot questioned why he was trying to put another layer in it. Selectman Snow replied this is a discussion for the Deliberative Session. He felt this could offset the cost of recycling. Citizen Ingrid Byrd noted there is no guarantee that this will go into the fund because it says "may be" not "shall be". You can't change it because it's a petition. She questioned if there was a similar article last year and why does it have to come back each year. Does Selectman Snow have such a low opinion of the residents that you have to say it to them twice or three time before you think they get it? Selectman Snow was in favor of recommending this article. Chairman Kelley, Selectman Soares, Selectmen Robie were not in favor of recommending it. (Not recommended by the Board of Selectmen by a vote of 3 to 1).*

ARTICLE 36. To see if the Town will vote to establish, in accordance with RSA 31:95-h, a Cable Access Enhancement Revolving Fund for the purpose of enhanced cable access to public information for public, educational, or governmental use. All franchise fees received from local cable providers shall be deposited into the fund. Appropriations, donations, gifts, bequests, or grants specifically designated for the fund or consistent with the purpose of the fund may also be deposited into the fund. The money in the fund shall be allowed to accumulate from year to year,

and shall not be considered a part of the town's general surplus. Any money in the fund shall be available to be used for expenditures for the purpose for which the fund was established, including, but not limited to, administration, capital or expendable equipment purchase and repair, fees, labor, materials, overhead, stipends, transportation, or training. *Selectman Soares motioned to move Article 36 to the warrant as written. Seconded by Selectman Robie. All were in favor. Selectman Snow was in favor of recommending this article. Chairman Kelley, Selectman Soares, Selectmen Robie were not in favor of recommending it. (Not recommended by the Board of Selectmen by a vote of 3 to 1).*

ARTICLE 37. To see if the Town will vote to reinstate, in accordance with RSA 289:6, III, a five-member Board of Cemetery Trustees. If this article passes, a new Board of Cemetery Trustees will be elected at the town meeting next following this vote. *Selectman Snow motioned to move Article 37 to the warrant as written. Seconded by Selectman Robie. All were in favor. Selectman Robie said the Selectmen have been in charge of this for years why do they have to change it. Selectman Snow was in favor of recommending this article. Chairman Kelley, Selectman Soares, Selectmen Robie were not in favor of recommending it. (Not recommended by the Board of Selectmen by a vote of 3 to 1).*

ARTICLE 38. To see if the Town will vote to advise the Board of Selectmen that the Recycling Center Swap Shop shall be open whenever the Recycling Center is normally open to the residents for their trash drop off and there are volunteers available and willing to staff the Swap Shop. *Selectman Soares motioned to move Article 38 to the warrant as written. Chairman Kelley questioned this because it is what they are doing now. Selectman Soares noted if she doesn't have volunteers it's not open. Selectman Snow was in favor of recommending this article. Chairman Kelley, Selectman Soares, Selectmen Robie were not in favor of recommending it. (Not recommended by the Board of Selectmen by a vote of 3 to 1).*

ARTICLE 39. To see if the town will vote to establish an agricultural commission in accordance with RSA 673 for the proper recognition, promotion, enhancement, encouragement, use, management, and protection of agriculture and agricultural resources, tangible or intangible, that are valued for their economic, aesthetic, cultural, historic, or community significance within their natural, built, or cultural contexts. The word "agriculture" shall include the entirety of RSA 21:34-a, which is the definition of farm, agriculture, and farming.

The commission shall consist of seven (7) members and five (5) alternate members appointed by the Board of Selectman, upon the recommendation of the agricultural commission. The initial members of the commission shall be appointed by the moderator, in accordance with RSA 673:5; II, within sixty (60) days of the vote establishing the commission. *Selectman Soares motioned to move Article 39 to the warrant as written. Chairman Kelley said last year this failed by 9 votes. He felt they didn't need another committee you can't get people to volunteer in this town. Selectman Robie felt they didn't need another layer of bureaucracy. Selectman Snow was in favor of*

recommending this article. Chairman Kelley, Selectman Soares, Selectmen Robie were not in favor of recommending it. (Not recommended by the Board of Selectmen by a vote of 3 to 1).

ARTICLE 40. To see if the Town will vote, in accordance with RSA 41:14, Xi, to change the date for elections and the second session from the second Tuesday in March to the second Tuesday in April, which would change the date for the first session to a date between the first and second Saturdays after the last Monday in March, inclusive. *Selectman Soares motioned to move Article 40 to the warrant as written. Selectman Soares felt the wording was confusing. Selectman Snow noted this would push the date of warrant article deadline off and they could vote in April. Selectman Robie said we would be running without a budget until March. Selectman Snow was in favor of recommending this article. Chairman Kelley, Selectman Soares, Selectmen Robie were not in favor of recommending it. (Not recommended by the Board of Selectmen by a vote of 3 to 1).*

ARTICLE 41. To see if the Town will vote to authorize the Candia Conservation Commission to apply for, accept and administer a Water Supply Protection Grant from the New Hampshire Department of Environmental Services that will allow for the purchase and permanent protection, thru a conservation easement, of two abutting parcels of undeveloped land (Map 410, Lots 100 & 101) in the Massabesic Watershed and further, to authorize the permanent protection, thru a conservation easement, of the Hemlock Drive Town Forest property (Map 412, Lot 3 & 4) in the Massabesic Watershed, using the value of the development rights of the Hemlock Drive Town Forest property as the necessary monetary match for the Water Supply Protection grant, resulting in the permanent protection of approximately 80 acres of open space land in the Massabesic Watershed at no cost to the taxpayers. *Selectman Soares motioned to move Article 41 to the warrant as written. There was a lengthy discussion about conservation easements. Selectman Snow was in favor of recommending this article. Chairman Kelley, Selectman Soares, Selectmen Robie were not in favor of recommending it. (Not recommended by the Board of Selectmen by a vote of 3 to 1).*

Selectman Snow moved to adjourn 12:20 p.m. Seconded by Soares. All were in favor.

Respectfully submitted,
Andria Hansen
Recording Secretary