

~~Unapproved~~**APPROVED**
Candia's Selectmen's Public Meeting Minutes
August 26, 2013

Attendance: Chairman Fred Kelley, Vice-Chair Carleton Robie, Selectman Dick Snow, Selectman Amanda Soares, Selectman David DePuy, and Administrative Assistant Andria Hansen.

The Board to meet with the owner's of Slate Rock and Gravel. George McLaughlin and Bill Scott of Slate Rock and Gravel were present. They would like to clean up what is a dangerous situation at the site. They inherited a difficult situation. He noted that Chairman Kelley has been very direct about the things they needed to do at the site. They have obtained the title and paid the back taxes. They have cleaned up the property which was a disgrace. It was basically used as an illegal dump. There were tires, old trailers, blasting mats, asphalt, brick, and concrete. They were in previously to crush up the asphalt, brick, and concrete and he is happy to report they have done all of this. They've covered a lot of ground in two months time. They are on the way to bringing that property back. They are not sure where the property line was. He hired Jim Franklin to do a survey and he staked it out. Now they know exactly where it is. The reason this is important is because they went to Raymond first and obtained a temporary excavation permit to go in there and crush and sell granite that was there. They also got permission to straighten out a dangerous condition. He presented the Board with photographs of the site. He noted they can see in the photo's the dangerous condition that exists. They have hired Mike Kohler from B.E. Consultants, Inc. and he spent a day at the pit. He advised them on different situations. The Raymond Building Inspector had been out there and thought it was a dangerous condition. There were stress fractures and loose hanging boulders. Mr. McLaughlin referred to a diagram (see attached). He was told by the consultant in order to get rid of the stress fracture you have to blast the top bench back, drill down and blast the middle bench back. Then you can blast at the bottom bench and get rid of that stress fracture. Our consultant was shocked at the haphazard way the blasting has occurred on the site. There is a lot of loose rock that could fall and a lot of stress fractures that could break off and hurt someone. The first order of business was to clean it up and make it safe. They obtained permission from Raymond for a temporary excavation permit. He was referred to Town Counsel by Chairman Kelley. He felt the best way to proceed was to write the Board and ask for permission to blast and clean up the dangerous situation. Mr. McLaughlin understood they would need a blast permit and he has met with the neighbors. He understood there was problems in the past, but their consultant says it's a relatively easy thing to do and it can be done quickly safely with a number of smaller blasts. Their consultant is drafting a blast plan as they speak. He knows in his letter that he has asked for permission to crush the gravel and sell it. When he discussed it with Atty. Mayer and that wasn't the way to go about it. If they wanted to crush it and sell it they would have to go to the Planning Board to get a temporary permit. He told the Board that he would retract this part of it from his letter and go through the proper channels. He noted that Atty. Mayer also told him that the Planning Board may agree to this with the Selectmen's endorsement. Selectman Snow asked what was the dimensions they would have to go back on bench one. Mr. McLaughlin said they were just conceptual plans and he couldn't tell him. It will be noted in the detailed blast plan. Selectman Snow asked if the stress fracture was into the Candia side. Mr. McLaughlin replied that it was all in Candia. Selectman Snow clarified you are asking permission to further

encroach on the Candia side to eliminate a safety hazard and you will have to do blasting to resolve that problem. Mr. McLaughlin replied yes and if you look at the photo's one will show the stress fracture. You can't get any machinery out there to blast it off now. If you try to drill and blast it you'll get rock all over the place. So you have to work your way down and you set the chargers back and let Mother Nature do the work. It's a combination of geology and atmosphere. It's better to use smaller chargers than one big charge. This consultant goes all over the advising people on how to do the blasting. He noted that he wished he had more details, but this is more of a conceptual presentation. The detail that is in the actual blast plan and it would have to be approved by the Fire Chief. He is looking to spend the minimum and make it safe. Selectman Snow clarified you want to recoup your cost from what you are taking down. Mr. McLaughlin replied yes. Selectman Snow noted they would be crushing on the Raymond side. He thought this was consistent with the concept that the new owner would need some time to be able to help ensure that he residents in the area are more comfortable with the current owner then they were with the past owner. Mr. McLaughlin said they are doing their best to achieve this goal. They have been talking and meeting with the neighbors and he is hoping for their support. His attitude is don't tell me show me. He has done everything to show them they will be good neighbors and do the right thing by Candia and the neighborhood. He would like to do a test blast to see if they are doing it the right way. Let's see how loud it is and if anyone's foundation cracks. Chairman Kelley and Building Inspector Murray have met their consultant and have talked to at length. It's a dangerous mess, but it's not rocket science to clean it up. They'll have to blast when the conditions are correct and it can be done quickly, efficiently and safely. Selectman Snow said the gold standard was to do some blasting. You have shown good faith, but the blasting is the major impediment to progress. Mr. McLaughlin agreed and they checked with a MSHA (Mine Safety and Health Administration) which is a federal agency. He went to them and asked them to inspect our situation. They told him he was a little naïve, because if they come out and inspect they would have to hit him with a big fine. So he contacted Mike Kohler and hired him to advise them. He heard he is a top notch fellow and he was impressed by him. Selectman Snow said Raymond gave them permission to bring an excavator in and knock stuff down. Mr. McLaughlin said they haven't done that yet because it's not safe enough to do so. If you go up the path it has all kinds of rock and you couldn't safely get an excavator up there. They have to blast then get machinery in there and clear off a safe shelf so you can get equipment and men up there safely. Anything they can do without blasting they are going to do. Selectman Snow asked if the shelf he was talking about on the Candia side to get to the Raymond one or are they talking about doing blasting on the Raymond side. Mr. McLaughlin replied both sides. The shelf goes across from Candia to Raymond. They will have to do work on both sides. It wasn't until they had the survey done by Mr. Franklin that they could tell. He didn't know where the stress fracture was and it turns out that it is all in Candia. Selectman Snow clarified that they planned on doing some blasting on the Raymond side. He asked when they planned on doing the shots. Mr. McLaughlin said he was advised to do them at the top all at once, clean of the shelf, and then go to the next shelf and blast. Once he does that he can put equipment up there safely and he can drill down and set charges and then go to the next level to do the same thing. He'll then have loose hanging rock and the stress fractures. Selectman Snow asked if he had permission from Raymond to do the blasting. Mr. McLaughlin replied yes and it's subject to going to the Fire Chief with the blast plan. Right before they went to Raymond he got the survey from Mr. Franklin. Three of the Candia Selectmen were at that meeting and Raymond asked if how they felt because they felt it was an emergency situation.

The Selectmen that were at the Raymond meeting were careful and said they were not speaking for the Board and they would need to come to the Candia Board of Selectmen and address them. He was here tonight to address the Board. Selectman DePuy asked how long the blasting take would and would it be separate times to get the blasting done. Mr. McLaughlin replied yes it would probably be three separate times. Selectman DePuy asked how long of a period of blasting would it take. Mr. McLaughlin thought it would be about three days and the blast would be very quick it would be a matter of seconds. If he understood it correctly it would be strategically located smaller blasts and you locate them along natural veins. He has seen videos and it doesn't sound like huge explosions it's more like fire crackers. The humidity and temperature is very important because people don't feel the actual vibration but the percussion caused in the atmosphere. They would do it on a day with very little humidity. Selectman DePuy asked what period of time would the whole process run, Mr. McLaughlin thought it would be a couple of months. He noted that no has more incentive for this to be quite and safe then we do. The way he looks at it is that they live and die by this blast, so he wants to make sure it's perfect. He is going to hire a top notch blasting firm and he'll go over with the Fire Chief and whoever else the Board wants him to talk to. He'll talk to the neighbors and make sure they know when it's coming and if they have any questions. He wants this to go smoothly. Selectman DePuy asked if his consultant give him assurance that at the end of the process it would be a safe rock face. Mr. McLaughlin replied yes and he is paying him a lot of money for his advice and expertise. He told him it would be safe and it's not a complicated situation. He was shocked at the condition of the site. Selectman Robie asked who they spoke with in Raymond the Selectman or the Planning Board. Mr. McLaughlin said he spoke with the Planning Board. He was advised by Atty. Mayer that he should meet with the Selectman. Selectman Robie felt they needed a reclamation plan for the whole piece of property. Mr. McLaughlin said he could give him that. Selectman Robie noted to get that they need to go to the Planning Board to approve it. This is personal feelings and he thought this was the proper procedure. He didn't think the Selectmen could grant permission for a blast in a residential piece of Candia. Mr. McLaughlin replied that Town Counsel told him this is where he should come, so he was just listening to them. He is listening to Selectman Robie, but he can't pick the phone and call him he was advised by the Chairman. Selectman Robie replied he was putting his case out there just like Mr. McLaughlin was. They've talked about reclamation down there for years. Mr. McLaughlin said he was in the process of doing it. Selectman Robie reiterated that he would like to see a reclamation plan which included the first blasting. This is his opinion on that. He questioned who they were making the site safe for. Mr. McLaughlin replied for whoever is on the site. There are all kinds of loose rock and stress fractures. He supposed he could go in the Raymond side and start crushing, but he wouldn't feel safe doing it, because it isn't a safe site. He thought he has shown the town a lot of good faith in the last couple of months. He has done everything the town has asked. He is just asking the town to help him out of an awkward, difficult situation. He has been told that he needed to go to the Planning Board, but he really isn't looking for an excavation permit. All he is looking to do is make his land safe. After talking with Atty. Mayer he wasn't sure what to do, because this is a unique situation. He needs resolution and if he was going for a straight excavation permit he would go to the Planning Board. He is not asking for that and thought there were other hoops he would have to jump through to crush and sell. This is why he said in the beginning he would be modifying the crush and sell part of this and just ask permission to blast and remove a dangerous situation. In discussing this with Atty. Mayer he said they have been up front so far and if he continues to be

he should go to the Selectmen. Selectman Snow said his personal opinion is that if it goes to the Planning Board they will immediately reject it because you can't get an excavation permit in a residential zone. They will end up at the ZBA. The Selectmen are responsible for the court order and the reclamation plan and he is asking for something over and above that which might help get us to a point where we have a reclamation plan. He has said publicly a number of times someday something is going to happen there. He would prefer to have it go in a reasonable, logical fashion. It's perfectly logical for him to say that he needs to generate some income. The only way he generates income is taking down that rock and crushing it and selling it. He is crushing on the Raymond side which he has permission for. His only concern is that he would like to see the blast plan. He felt this was a Board of Selectmen responsibility and conceptually he didn't have a problem with suggesting that they have the opportunity to start. You have to convince the people of the town that you are able to do something in a minimal fashion, because we need to get to the reclamation plan. The reclamation plan is on the first part of it. Selectman Soares asked how long has the rock been there since Mr. Cole owned the property. Selectman Snow replied that he wasn't sure, but probably since 2005. Selectman Soares clarified no ledge has been taken down since 2005. Mr. McLaughlin thought he did some blasting in 2011, but that was in Raymond. Selectman Soares noted so no rock has been removed or fallen down for quite awhile. She mentioned that they are talking about safety and the point behind removing this face, who or what is it safe for. She questioned if they are having a significant amount of people coming on and off the site. Who or what are they trying to make this site safe for. Mr. McLaughlin said he is trying to make it safe because right now it is an unsafe mess in the amphitheater area. He noted that he has permission to crush on the Raymond side. Once he has men in there working with a crusher and moving the material around. You can tell them all day long not to step over the magic line (Raymond/Candia), but it never ceases to amaze him what happens on construction sites. He is now on notice that there is a dangerous condition there. If someone with a loader forgets where the Raymond/Candia line is and wonders over at the same time a boulder comes down it could kill him. It puts at the horns of a horrible dilemma. He wants to clean the place up but he needs some help back from the town. He went to Raymond and got help from them and now he is at Candia trying to do the same thing. Plus there are people that go in there. There are kids on dirt bikes and people wondering around. They are trespassers to be sure, but as a property owner he has a duty to maintain the property in a reasonably safe condition. He is on notice that he has an unsafe condition and he has a duty to do everything in his power to make it safe, so this is what he is trying to do. Selectman Soares said you have permission in Raymond and can he just blast on the Raymond side. Mr. McLaughlin replied when you look at the majority of the unsafe condition it is in Candia. He referred to the photo with the surveyor in it where he is pounding stakes into the ground; everything to the left is Candia. Selectman Soares noted with modified technology you could just blast on the Raymond side. Mr. McLaughlin replied no because most of the unsafe conditions are in Candia. Selectman Soares replied if you have a blast technician come in you could justifiably just blast in Raymond. Mr. McLaughlin replied to achieve what goal though. Selectman Soares replied to just blast in Raymond. Mr. McLaughlin said he could do that but it wouldn't remove the dangerous conditions. Selectman Soares asked if there were dangerous conditions on the Raymond side. Mr. McLaughlin said there are dangerous conditions in Raymond. He could just blast in Raymond and he would guess 30% of the conditions are in Raymond and 70% are in Candia. If he does that blasting he still has 70% of the dangerous conditions in Candia. If there are subcontractors in there wondering around he could have a

serious problem like a fatality. Selectman Soares noted if he doesn't get permission to blast in Candia this is an option that he will have to go with, because you do have permission in Raymond. Mr. McLaughlin said it wouldn't solve the dangerous conditions. He has a dangerous condition and 70% of it is in Candia, so if he just blasts in Raymond it will only take care of 30% of the condition. Selectman Soares said she didn't understand the dangerous condition, you have an unsafe face and you do have workers on your site. She didn't understand the full importance of the dangerous condition. You're asking to blast 70% in Candia and this is a big portion. Her concern is what are you making it safe for besides the workers. There has to be a reason to make it safe for something. Mr. McLaughlin said the law says you have to maintain your premises in a reasonably safe condition. For example, if he had a big hole that was a dangerous situation and it was on the Candia/Raymond line he could just fill the Raymond side but you have people walking around. Someone could fall in the hole on the Candia side. He as a property owner has to do everything in his power to make the property safe. If they want to deny that he guessed they were within their rights to deny it. He questioned what else more could he have done. If someone is killed they can't sue him. Selectman Soares asked what the chances of any future blasting are. Mr. McLaughlin replied he didn't know it was part of the reclamation plan. The first step is to clean it up and now he has to make it safe and recover some costs. The next thing he wants to do is hire someone to work on the reclamation plan and start to look at the highest and best use of the property in the future. Will those plans involve more blasting they may? Selectman Snow asked if he was trying to get a shear face and he wasn't taking the last step which is in Raymond. Mr. McLaughlin said maybe it's more like 20% Raymond and 80% Candia. Resident Judy Szot asked is the area that has been deemed dangerous within the area that is approved for a gravel pit or beyond that area. Mr. McLaughlin replied beyond the area. Resident Judy Szot asked if there was a court injunction about blasting in this area. Chairman Kelley said they can crush the natural rock on the ground. Resident Judy Szot believed there was an injunction from the Rocking County Superior Court about blasting. She thought this should be investigated and you might want to look at the court order about blasting on this site. She felt this needed to go to the ZBA. Mr. McLaughlin said there was a court order, but not an injunction. Building Inspector Dave Murray asked if the first stage was complete, the last time he was out there they still had an enormous stump pile. Mr. McLaughlin noted they couldn't get at the stump pile because all of the asphalt, brick, and concrete were in the way. So now they have that square away they are talking to M & R about grinding the stumps. Building Inspector Murray noted they need to take care of that first before they move to the second phase. The second thing he had concerns about is the pond on the left had side where they were talking about blasting. There was discussion about it being part of the aquifer and what happened. Mr. McLaughlin thought it was rain water and run off. Building Inspector Murray asked if DES had a look at it. Mr. McLaughlin said this is the first he heard of it. Building Inspector Murray said the third item he had was if Mike Kohler could write a detailed plan for them. Mr. McLaughlin said he would and asked if he was happy with everything else. Building Inspector Murray said he was very happy with the clean up. They just need to get the stumps out of there. Resident Dwayne Critchett said the ledge has been like that since the last blast and it is a hazardous piece. There are a lot of people go on that property. The kids, hunters, dirt bikers, and people go down there all of the time and shooting target practice. All it would take is one person to get hurt and Slate Rock and Gravel would be at fault for it. He agreed 100% that the rock should come down. He is not a blast expert on how much should come down but it does have to come down. Resident Mr. Bloom noted he acquired all of this mess from Mr. Cole, how did Mr. Cole make this mess

in Candia because he wasn't supposed to. No one in Candia would listen to the abutters. This whole thing could have ended a long time ago if it was reinforced of what he was supposed to do in there. Chairman Kelley said Mr. Cole didn't listen to anybody. Mr. Bloom said it wasn't reinforced and the mess wouldn't be there if someone in Candia did their job. Resident Sherry McGregor said she was an abutter to the old Goodstein pit and a lot of the residents are leery because when Mr. Cole bought that pit it was just a little mall piece. She didn't know who gave him permission to do what he did, but the next thing they knew there was a huge gaping hole there. It's unsafe now and they would like to see what the new owner wants to do and they are a little leery about not seeing a plan and just trusting him. She doesn't want any unsafe conditions. It was let go for so long it will never go back to the same. She afraid to let the new owners do even a little bit of blasting. Chairman Kelley thought the next step is they go to the Planning Board or the ZBA. Mr. McLaughlin asked if they could at least bring it to a vote. Selectman Robie said not until they bring in a reclamation plan. Selectman Soares would like to see a blast plan. She thought Selectman Robie was right and they need to go to the Planning Board with a reclamation plan. It is the biggest thing we need to have for this property. Selectman DePuy thought they were looking to something they weren't really clear on themselves. At this meeting or last meeting and that is what the end plan is. This is something interim but what is the final destination. They should address those concerns so they know what the final plan is. Mr. McLaughlin asked if he should just go to the Planning Board and does this make sense to the Selectmen. Selectman Soares thought it was the proper way to go. He would have done that originally, but Atty. Mayer told him to go to the Board. Now if he goes to the Planning Board and they say go to the Selectmen, he would like some kind of direction. Selectman Snow said the Selectmen are responsible for the implementation of the court order. It says you have to put together a reclamation plan and there is a reclamation plan and it needs to be modified which is a function of the Board of Selectmen. They could go to the Planning Board and they'll say go to the ZBA. It's a catch 22 for the final plan. The site has all kinds of options available. Right know he is telling the Board he is going in the direction of excavation and they are going to need to take some of the rock down. They can do it as an excavation operation and say it needs to come down because you are going to put housing in there. Mr. McLaughlin said all he is trying to do is avoid going to the Planning Board and having them tell me to go to the ZBA and the ZBA will tell him to go to the Selectmen. He went to town counsel on the Chairman's suggestion and he told him the Selectmen can give him permission because it is an emergency situation and they are well within their power to allow them to do this. Atty. Mayer told him you don't have to go to the Planning Board because you aren't doing excavation. Excavation is the commercial removal for sale of material and he is not seeking to do that. He would like some direction from the Board. Selectman Snow would like to see a blast plan. Mr. McLaughlin said he would get the Board whatever they want, he get a blast plan. He needs to know if he is going to the right Board. He asked if they should get something in writing from town counsel. He didn't think it was the Planning Board or the ZBA. Selectman Snow moved that they request that Mr. McLaughlin present the Board of Selectmen with a blast plan, so they can have further discussion about this. Mr. McLaughlin said he didn't mean to be difficult, but how do you get the word to me on who I should go to and get the permission he is seeking. He will do a blast plan, but town counsel said he should get to the Selectmen for its approval. Selectman Soares said the reclamation plan is handled by the Selectmen. Selectman Robie clarified we have to make sure it gets complete and the Planning Board will approve it. Selectman Soares said she understood but they will bring to us the reclamation plan and the blast plan. We'll take a look at

it and for approval of the reclamation plan they will have to go to the Planning Board. Selectman Snow disagreed with that. The Board of Selectmen can approve it especially with the advice of the Planning Board. They are the ones that handle the court case. The Planning Board can make the decision as to the reclamation plan. They have said on the reclamation plan if they are going to be blasting that is going to be a problem. He reiterated the first step is give us a blast plan as soon as possible and then they can make a decision to go from there. After that they will deal with reclamation plan. Chairman Kelley noted that's what Atty. Mayer told him. The Selectmen have the authority to authorize Mr. McLaughlin to make that site safe. Anything that falls to the ground stays there, he can't crush it. Selectman Soares thought it was advantageous to the Board to have the reclamation plan. If we are going to give permission for blasting everything that comes down can be used in the reclamation. It's a win win situation, we asked them to do the reclamation plan. There is a plan and it needs to be modified. When it is done the Planning Board will have to approve it. Slate Rock and Gravel will give us a blast plan at the same time but we don't move forward with it until the reclamation plan is complete and satisfactory. So what is blasted can be used in the reclamation plan. It's a win win situation and they'll get the material for the reclamation. It will solve their problem that they can't crush and sell. Selectman Soares motioned to ask Slate Rock and Gravel to modify the reclamation plan that is part of the court order, present it to the Board of Selectmen along with their blast plan. They will have to go to the Planning Board to get approval of the reclamation plan and then the Selectmen can address the blast plan once the reclamation plan is approved. Seconded by Selectman Robie. Mr. McLaughlin asked if he should send a copy of the blast plan to the Fire Chief so he can give his input. Selectman Soares replied yes and submit the people you always submit your blast plan to. Selectman DePuy noted in the letter Slate Rock and Gravel submitted they asked for permission to remove the blast rock that lies on the ground of Candia and bring it to Raymond to be crushed. Selectman Robie said he withdrew that earlier. Chairman Kelley called for a vote. All were in favor. Motion carried.

Renewal of Ambulance Contract: Fire Chief Young noted the ambulance contract is up. AMR has been our provider since they took it over two years ago. EMS Coordinator Bill Cormier explained the contract the negotiated with AMR was a three year contract. They took over the contract as it existed (with Rockingham Ambulance). They were starting the process for RFP. In the original agreement there is a section in the contract that allows them to negotiate another contract before they go out to an RFP. They get a crack at it first to see if they can secure the contract. They came back with keeping the contract as is for two additional years with no charge to the town. The RFP's going out were looking like it would cost \$10,000-\$15,000 per year for the town. He asked the Board for permission to negotiate the contract. Selectman Snow motioned to grant the fire department an exception to policy for having to put out an RFP for a cost over \$10,000 and hiring AMR. Selectman Robie thought that might be a little misworded because they had a clause in their contract that said they would renegotiate before the contract was up. When someone comes back and says they are doing it for zero that eliminates the \$10,000 purchasing policy. He didn't think the Fire Department needed an exception. Selectman Snow said the clause in the contract is justification for the exception, but the policy does say if you want to do something for over \$10,000 you just except it. Selectman Robie said the policy should have no bearing on this conversation. Selectman Soares motioned to give permission to the Fire Department to accept the AMR contract and begin negotiations with the

present contract they proposed. Seconded by Chairman Kelley. All were in favor. Motion carried.

The Board to reappoint Bill Stergios as the South NH Planning Commission Representative. Selectman Soares motioned to reappoint Bill Stergios as the representative to the Southern New Hampshire Planning Commission. Seconded by Selectman Snow. All were in favor. Motion carried.

The Board to open bids for Patten Hill Road and Critchett Road paving projects. Selectman Robie read off the bids for Patten Hill Road: Brox Industries – \$140,982.50; Pike Industries - \$130,327.50; and Advanced Excavating and Paving - \$148,675. Bids for Critchett Road: Brox Industries – \$45,721; Advanced Excavating and Paving - \$60,205; and Pike Industries - \$44,887.20. Selectman Robie motioned to accept the bid from Pike Industries for Patten Hill Road paving project in the amount of for 130,327.50 and for the Critchett Road project in the amount of \$44,887.20. Seconded by Chairman Kelley. All were in favor. Motion carried. Selectman Snow moved to authorize the Chairman to sign the contract on behalf of the town. Seconded by Selectman Soares. All were in favor. Motion carried.

Salt Contract: Road Agent Lewis noted that he needed to have the salt contract in by August 30th. He believed that only two came in. Selectman Robie read the quotes from International Salt and Granite State Minerals. International Salt came in at \$49.48 per ton for 2013/2014 and Granite State Minerals came in at \$49.25 per ton for 2013/2014. Road Agent Lewis noted that he would not be using the treated salt which is a higher cost per ton. Chairman Kelley asked who has he been dealing with. Road Agent Lewis replied International Salt. Selectman Robie asked Road Agent Lewis if he had a recommendation on this. Road Agent Lewis noted that International has always been good about their salt storage situation, which they can only store 3 or 4 tons at a time. Chairman Kelley would like to stay with International Salt. Road Agent Lewis noted it would be a \$210 per year difference between the two. Selectman Soares asked if International hold their price until June 30th 2014. Road Agent Lewis said they would. Selectman DePuy asked if there was any federal money that goes to pay for this. Road Agent Lewis said there is no federal money that could be used for this. Selectman Soares would prefer to go with the cheaper quote and save some money. Chairman Kelley questioned \$200. Selectman Soares replied \$200 is \$200. There is 22% left in the budget and we don't know what kind of winter we are going to have. Chairman Kelley said if you look at it the other way, he knows International will drop when we need them. He questioned if the other company would. Selectman Soares said you have to look at your budget numbers and you just can't spend money. You have to think about the lowest cost. If they are going to go with the lowest cost in paving why aren't we going with the lowest cost in salt? Road Agent Lewis said he would work with whoever they choose. Selectman Snow said at the end of the year we aren't going to know if we saved any money or not. Selectman Soares reiterated if we are going to go with the lowest cost with everything else what's the difference here. Selectman Robie replied it's the same thing as the paving; Pike has done the paving in Candia for quite some time. There was \$10,000 difference between Brox Industries and Pike. When its \$10,000 you are going with the guy you're using and he is the lowest bid. The reclamation was \$1,000 on \$48,000, but you just award Pike the other job you're not going to bring in Brox to do the hard work and pay Pike to do the easy work. Now they have a situation where they are talking \$210 on a hundred ton

average to work with the same people we are accustomed to working with. He thought it was a smart move. Selectman Soares said she didn't think financially it was a smart move. Selectman Robie replied for \$210 he thought it was a very smart move. Selectman Soares said you are spending someone else's money. Selectman Robie replied some of it is mine and he is going to have to be accountable when people call up and the roads are slippery and Dennis calls and says he has no salt. Selectman Soares said you are not getting a different kind of sale. Selectman Snow said it was the delivery. Selectman Robie said the truck drivers at International Salt have enough staff to deliver to the smaller towns that don't have enough storage for the salt for the winter. Selectman Soares said who's to say the other company isn't dependable as well. Selectman Robie said we don't know. Selectman Soares said you can't always go with what you are comfortable with. Selectman Robie replied for \$210 it makes him even more comfortable. If it was \$2,300 then he would question it. Chairman Kelley motioned to accept International Salt's bid. Seconded by Selectman Robie. Chairman Kelley, Selectman Robie, Selectman Snow, Selectman DePuy were in favor and Selectman Soares was opposed. Motion carried on a vote of 4 to 1.

The Board to review the purchasing policy. Chairman Kelley said they weren't going to do the purchasing policy tonight they are running late on time. Selectman Robie said there is already a purchasing policy in place. Selectman Snow suggested holding off until January. He only has a few small changes.

Cruiser transmission issue. Chief McGillen said there is a transmission issue with one of the cars and wanted to know what the Board wants to do. They took the car out of service. Anywhere from \$2,025 to get it fixed. He would like to use it as a secondary car and not put any money into it. The car has 130,000 miles on it. Selectman Robie thought they put a new car in service and took an old car out. Chief McGillen said now they will have two cars going out of service. Selectman Robie clarified this isn't the car that is due to go out of service. He asked about the one that is due and what happened with it. Chief McGillen said he asked the Board what they wanted to do months ago and nothing has happened. They've been have a problem with employee parking area and too many vehicles, so he asked the Fire Chief if he could move the ACO van and that cruiser over to the fire house. Selectman Robie clarified that is the car that has been taken out of service and replaced by the new one. Chief McGillen replied yes. Chairman Kelley asked the Chief about car 1 today and he was told it wouldn't pass state inspection. There is a list of things to get it to pass state inspection. Car 4 needs a transmission. Chairman Kelley would like to find out what it would cost to get it inspected and back on the road. He would like to look into a used transmission with low miles on it and get a local garage that would change it out. He thought it would save them some money by doing it this way. Selectman Robie asked how many miles were on car 4. Chief McGillen replied 130,000 plus and the car they are retiring has approximately 112,000. Selectman Soares clarified that car 1 has 130,000 as of March of 2012. Selectman Robie noted that was a year ago. Selectman Soares said they have taken car 1 out of service. They hardly use it at all. Chief McGillen said they haven't used it because it wouldn't pass inspection in March and he brought it up to the Board. They didn't think spending \$800 was warranted to get it to pass state inspection. This isn't including the paint that is peeling off of it left and right. Selectman Robie asked how many cars they had. Chief McGillen said five. Selectman Robie clarified that car 4 needs a transmission and car 1 is at the fire house. Chief McGillen felt car 4 was a liability. Selectman

Soares noted as of June car 4 has 121,000 miles. Selectman Robie thought they should put a transmission in it. The \$2,500 that was quoted by two different garages was for a slightly used transmission. Chief McGillen replied for a rebuilt transmission. He noted that Chairman Kelley was talking about getting a used transmission. Chairman Kelley said they are out there. He knows four or five bone yards that he deals with. Selectman Soares said the concern she has is there an \$8,000 maintenance line for the cruisers and were roughly at \$3,800 and add \$2,500 to that would put us over \$5,000. They have to account for the regular maintenance of the other cars. She noted car 5 tends to go into service a lot. The department may end up overextending their line. This is something of decent costs brought to the whole Board. Chairman Kelley suggested that Chief McGillen find a used transmission and get a hold of local garage and ask what they would charge to put in a transmission. Chief McGillen said he didn't have a problem with that. Chairman Kelley said he was just trying to save money. Selectman Robie questioned if they could take the transmission out of car 1 and put it in car 4. Selectman Soares said her concern with car 4 is throughout the years on car 4 they have spent over \$6,000. It is one of the cars that they have spent the most money on. She asked if they want to keep putting money into the car. Selectman Robie said that is something she needed to discuss with Chief McGillen. She was wondering if they should spend the \$800 on car 1 and take car 4 out. Selectman Snows said car 1 was the one they weren't putting any money into because they weren't using it on the road because it didn't feel safe. If you put it back on the road to use as a regular car, he didn't know if it was going to be adequate for that. This is why they didn't have as much maintenance cost for car 1. Chief McGillen said he would get together with Selectman Soares on this. Selectman Snow reiterated that he was under the impression that car 1 was not safe. Selectman Soares said she talked to the Federal Department of Transportation and asked them what they consider unsafe. They said as long as it passes inspection and it's not rusting in the frame it is deemed safe. The car is still safe and viable to drive. She asked if they could store car 1 behind the salt shed. Selectman Robie said it didn't belong down there either. Selectman Soares said she would find an alternate location to store it.

Vacant ACO position: Chief McGillen noted the ACO resigned and he would like the position filled. He noted that several people have approached him about the job and he wanted to know if the Board wanted him to advertise or interview anybody. He thought the officers don't need to be spending time on ACO calls. Selectman Snow thought an ACO was a benefit to the town and they have a job description for one. The question that needs to be addressed is how we pay them. He thought they should let Mike advertise. Selectman Soares said they have a candidate that is qualified and she presently is a part time ACO in Northwood. She is the only one who has in writing express interest. She would love to work in town and she is a volunteer firefighter in Candia and Deerfield. Selectman Snow asked if they felt they should hire her. Chief McGillen would like to formally speak with her. He hasn't sat her down and talked about the expectations, the pay, and her availability. Selectman Snow asked if Selectman Soares could send a recommendation to Mike. Selectman Soares mentioned the background check and Chief McGillen could call Northwood for the information. Selectman Snow thought they could use a background check that was previously done. Chief McGillen said they have to discuss the pay. Selectman Snow asked him to come back to the Board at the meeting with a suggestion. Selectman Robie thought they should be some kind of fee, but they should be paid hourly. The way the last ACO was paid didn't seem to work out. Also if you are on the nature trail and you see a snake the ACO doesn't need to go out and check it out.

The Board to authorize payment of payroll checks and accounts payable checks. Chairman Kelley announced the grand total of payroll and accounts payable checks for August 22nd and August 29th is \$63,480.59. Selectman Soares motioned to accept the total payroll and accounts payable checks in the amount of \$63,480.59 for August 22nd and August 29th. Seconded by Selectman Snow. All were in favor. Motion carried.

Approval of Previous Minutes: Public minutes of 8/12/13. *Selectman Soares motioned to approve the August 12th, 2013 Selectmen's meeting minutes as amended.* Selectman DePuy noted that he made statement he would like to correct. He said there was no charge for glass disposal and there is a charge of \$22.00 per ton. He noted they would probably be over budget on that line. They are trying to find a cheaper alternative. There was discussion about the disposal of glass and who was hauling it. *Seconded by Selectman Snow. All were in favor. Motion carried.*

Other Business

Manchester Water Works: Selectman Soares mentioned the Manchester Water Works property. She has been thinking and it has some decent aquifer and they don't any back up water if anything should happen. She would like to see if they can take back their property from Manchester Water Works through eminent domain so they can have their own back up water supply. Selectman Robie asked if Manchester Water Works has put it up for sale. He mentioned the \$55,000 revenue on the acreage and would like to see that. She remembers when John O'Neil was here he had mentioned that they pay \$55,000 for the taxes in Candia. Selectman Robie clarified you're looking to purchase it. Selectman Soares replied exactly she couldn't foresee why we could just purchase our land in Candia back. It's around 7,000 acres total. It would be good for us to take back our land so we could have a back up. It's just food for thought. Selectman Snow said it makes sense that we should be involved in the discussion taking place. There is a small chunk of water works land on the side of the Hemlock Drive forest. If they are going through a discussion to sell stuff maybe we could get them to give that small piece to us. It's a legitimate concern about water. There are two land trusts that are now buying one of them is Society for Protection of NH Forests and the other one is the Southeast Land Trust. If the Society for Protection of NH Forests buys it they'll have to put an easement on it. It certainly only the large body of surface water that is available in the town of Candia. There are aquifers available but not surface waters. It wouldn't hurt to talk to them and see what is going on. Selectman DePuy thought maybe someone from the town ought to be talking with the water works. Selectman Soares thought it would be in the town's best interest and thinking of the future. She knows there are big veins of water, but one runs near the old dump on Brown Road. You never know what's in the ground and this is surface water that people have been using as their drinking water in Manchester. She's not talking about putting houses on it; she is just talking about having it as a backup where we could get water if necessary. Chairman Kelley would like to know what kind of money they are looking for. Selectman Snow said Manchester Water Works is still going to have an interest in the ability to use it. If at some point in time Candia had to go to a water supply they may want to hook up to the Manchester one. He is thinking of developing that rapport so we could get some special deal to make sure we have access to it. Selectman DePuy said he would like to recuse himself from the discussion because his firm represents the Manchester Water Works. Selectman Soares thought this is something

the Board could think about and it would be nice for future generations to have. It was ours to begin with why can't we have it back. She will speak with John O'Neil from Manchester Water Works.

New Boston Road - old recycling center: Selectman Soares said she was waiting for Stantec to give her a letter to send to DES. Selectman Robie asked if she had been in contact with David Allwine the engineer from Stantec. Selectman Soares said she met with him a week and a half ago. She told him exactly what she wanted and gave him all of the parameters of what he needed to put in that letter. Selectman Robie asked if he was on Board with that. Selectman Soares replied yes and he would get it to her as soon as possible. Selectman Robie said we need to show them that we are showing good faith up there. Chairman Kelley said he got with Amanda and met her down at the recycling center. He got in touch with Mr. Brown and he'll go to the old recycling center and mow it. They agreed to send in a machine to cut the trees. They walked the land and they need to be careful of certain things. It's going to cost \$1,300 to mow it. The only thing he can't cut is the trees next to the swamp, because there some kind of tree that is protected. Selectman Soares clarified that he is cutting them because the trees are invasive. Chairman Kelley noted that he has a contract with a couple of other towns with the same situation. Selectman Robie stated they are committed to taking care of that capped landfill. He thought something needed to be forwarded to Mr. Allwine showing him that we are doing what we are supposed to be doing over there. Then he can submit the letter to DES. Selectman Soares noted the mowing has to be done once they seed and loam it. Selectman Robie said the area has already been seeded and loamed and we need to mow it. This is the first time we have mowed it since we moved out. This is why the trees have been so evasive. When they capped that landfill part of the permit is to mow it. We have to maintain the cap.

Selectman Robie motioned to adjourn at 9:18 p.m. Seconded by Selectman Snow. All were in favor.

Respectfully submitted,
Andria Hansen
Recording Secretary