

Approved
Candia Selectmen's Public Meeting Minutes
Monday, February 11, 2008

Attendance: Chairman Fred Kelley, Vice-Chair Tom Giffen, Selectman James Brennan, Selectman Richard Lazott and Selectman Duarte. Absent Assistant Dawn Chabot.

7:00 p.m. Chairman Kelley called the Public Meeting to order and immediately followed with the Pledge of Allegiance.

The Board to review an Open Space Flyer at the request of Conservation Commission Vice-Chair Betsey Kruse: Ed Fowler CC Chair was present; Betsey Kruse was unable to attend the meeting. Ed Fowler explained the Conservation Commission/Open Space Committee wanted to insert in the Boy Scout packet the attached flyer regarding Article 34. The CCC/Open Space Committee are requesting Town funds to print the flyers. Selectman Lazott asked if they have been printed yet. Chair Fowler replied they have not been printed. Selectman Lazott referred to the flyer and stated he had an issue with the statement "Deed restrictions are often ignored and can be broken". He asked for the Town Attorney's opinion who explained that deed restrictions can be incorporated which limit the use of property and those deed restrictions are binding. Ed Fowler commented there is Town owned land currently being built on and there was a deed restriction on it. Selectman Lazott replied they are binding unless you have an heir to the land sign off on the deed. Selectman Lazott stated the statement in the flyer is misleading by omission. He further explained that it's true to a point, but it doesn't go far enough to explain that deed restrictions can be rigidly enforced. Selectman Giffen commented that if they omit the one item it would not significantly alter the meaning of the flyer. He suggested adding to the flyer that property could still revert to the town if an essential use were identified through immanent domain. Selectman Lazott stated they shouldn't muddy the waters. There was discussion about eliminating the deed restriction question from the flyer. Selectman Giffen stated it was his intent to leave this issue to the discretion of the Conservation Commission Chair. Chairman Kelley stated it was only a legal opinion from the Town Attorney and felt the flyer should be left the way it is. He further explained he knows it's for Mary Girard's land and would like to see it done. Selectman Brennan suggested taking out the following wording: "are often ignored and" and replace with, "Deed restrictions can be broken". Ed Fowler suggested using the word "amended" instead of "broken". The Board agreed that was acceptable.

Departmental Reports

Highway: Road Agent Lewis reviewed the attached report. Selectman Lazott asked how his budget looked. Road Agent Lewis replied that he hasn't totaled what he has spent. He stated he would adjust it accordingly in the spring time. Selectman Duarte commended Road Agent Lewis and his department on the work they've done.

Police: Selectman Lazott read from the attached reports. Selectman Lazott mentioned that a camera was installed in the booking area. It was around \$3,000.00 and in the budget. Charlie Bowman of High Street asked about the total crime related incidences in the month of January (184). Selectman Lazott believed that included all suspicious activities. If someone calls into the Police Department and reports seeing something suspicious they will send an officer to check

it out. Selectman Lazott mentioned there has been an increase in vandalism recently. Mr. Bowman replied it looks like on average there were 6 calls per day. Selectman Lazott responded that the numbers reflect citizen concern/no crime related incidences calls. Selectman Kelley told Mr. Bowman they could provide him with the information if he would like it. Mr. Bowman stated that he would.

Building: Selectman Lazott reviewed the attached report. Some of the Board member asked about the dates on Building Activity Report. Selectman Lazott thought it was a typographical error. Selectman Lazott noted a slow down in the building trend due to the current economy.

Fire: Fire Chief Cartier presented the attached report. Fire Chief Cartier noted calls were up approx. 5%. The hours spent on calls are up approx. 45%. Fire Chief Cartier stated increases in rescue calls continue. Fire Chief Cartier mentioned that four Firefighters recently completed an ice rescue certification program which resulted in a new Fire Ice Rescue Team. Fire Chief Cartier noted four members are now certified for ice and water rescues. In addition two firefighters attended the class for free. Fire Chief Cartier stated they would be featured on the History channel in October. Fire Chief Cartier stated he was going to try to have five department members take an upcoming Fire Inspector 1 Course if they are able to get into the class. Fire Chief Cartier stated the department recently was awarded \$840.00 forestry grant. He mentioned the Fire Department Administrative Assistant interviews were scheduled for February 12th.

Forest Fire Warden/Fire Chief Cartier to recommend the appointments of six firemen as issuing agents for open burning permits: Fire Chief Cartier explained that the issuing agents will just issue burning permits and all of them are certified Fire Fighters. This will allow the Fire Department to be more available to the people in town. Fire Chief Cartier recommended the appointments of the following members for issuing agents through the NH Bureau of Forest and Lands: Matt Richter, Chris Millspaugh, Matt Dube, William Cormier, Kyle Ball and Josh Mann. The Board unanimously agreed on the appointments as recommended by Fire Chief Cartier.

Solid Waste: Selectman Giffen reported the construction of the new Facility was underway and the SWC would be meeting tomorrow to review the progress.

Any other departments: Selectman Brennan invited the Board members to attend the upcoming Budget Committee meeting on Wednesday.

Who appoints the Moderator: It was noted that the Supervisors of the Checklist were the appointing authority.

The Board to review Road Agent Lewis's 2008 Town Maintained Road List for Seasonal Posting of Weight limits: The Board approved the attached 2008 Town Maintained Road List. It was noted that Halls Mill Road was an addition to the list. Road Agent Lewis advised in line with the Town Ordinance he would post the Town Roads in order to protect and prevent expensive road destruction during the few weeks thawing out period. The Board approved the 2008 Road List as presented.

7:35 p.m. Administrative Assistant Chabot joined the Public Meeting.

Selectman Giffen to discuss a NH the Beautiful Grant Application: Selectman Giffen advised if approved the grant funding would be for the purchase of a \$30,000 horizontal bailer. The Board approved the attached paperwork and signed it as presented.

Approval of Previous Minutes: Selectman Lazott motioned to approve the Public Meeting Minutes of 1/28/08 as amended (page 3), and the Non-Public Meeting 1 & 2 minutes of 1/28/08, Non-Public Minutes of 02/04/08 and 02/07/08 as presented. Seconded by Selectman Brennan. All in favor. Motion carried.

Any Other Business

Todd Allen's Request dated 02/11/08: Assistant Chabot read the attached request from Todd Allen. Mr. Allen was present and took part in the discussion. It was noted that the document address Article 14 in which Mr. Allen as a voter is requesting to know how the Board will address the Budget if the amended article passes or if the article is defeated and the Board is faced with a default budget. The Board stated Emergency Services and items required by RSA such as Welfare would take priority and felt beyond that would be picking and choosing once the budget is known after the vote. Selectman Brennan stated unfortunately one area that would be looked at would be Summer Recreation Department. Selectman Brennan noted he has been involved in the Program since he was a child and would not want be his choice to discontinue the program but unfortunately that could be an area looked at if money is tight. After some discussion, Chairman Kelley recapped that cuts could be made in two areas (1) Summer Recreation Program and (2) Something to do with Solid Waste. The Board noted they would look at the budget seriously once they know what they have to operate on but did stress money would be tight either was with the rising costs and the fact that the Budget Committee reduced lines by a certain percentage straight across the Board even fixed cost items. Todd Allen advised he was not thrilled with how the budget was handled by the Budget Committee and would have been happier if they gave justification on the recommended reductions instead of line by line.

Charmingfare Farm Safety Improvements: Chief McGillen mentioned he was working with DOT on improvements to the access due to an accident in 2007 at the entrance to the facility. Fire Chief Cartier mentioned concerns for the business as well and the need to have an overview of the facility.

Announce Next Regularly Scheduled Meeting Date: Next regularly scheduled meeting will be held on Monday, February 25, 2008 at 7:00 p.m.

8:07 p.m. Chairman Kelley motioned to close the Public Meeting and in accordance with RSA 91-A:3 II (b) enter into a Non-Public Meeting. Seconded by Selectman Giffen. Roll call vote conducted: Selectmen Kelley, Giffen, Brennan, Lazott and Duarte all in favor. Motion carried.