

~~Unapproved~~ Approved
Candia Selectmen's Public Meeting Minutes
Monday, September 28, 2009

Attendance: Chairman Fred Kelley, Vice-Chairman Rick Lazott, Selectman Joe Duarte, Selectman Carleton Robie, Selectman Richard Snow, and Administrative Assistant Andria Hansen.

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

The Board to meet with members of the Deerfield Fair Association to discuss police detail rate. Cheryl Bolduc and Wayne Robinson of the Deerfield Fair Association were present. Supervisor of Security Wayne Robinson addressed the Board. He read from a letter received from the Candia Police. The cost for Candia Police detail is \$50.00 per hour. Mr. Robinson asked if this cost was to take care of the retirement part of it. Selectman Lazott replied it takes care of everything i.e. the officer's pay, the wear and tear on the vehicles, the retirement, etc. This is the detail rate charged to everyone. They realized that they weren't covering their expenses on a detail vehicle. In order to cover the cost they had to increase the rate. Mr. Robinson noted Deerfield uses their cruisers, but they don't increase their costs. He asked if there was any reason the Town couldn't give them a reduced cost. They have a lot of Rockingham County at the fair, they all bring their own equipment, and they don't get paid for it. Mr. Robinson noted this creates a problem, because next year the other Town's will expect to receive same amount. He further noted this is a lot of money for the fair. He explained everyone thinks the fair is making a lot of money, but the fair is also putting out a lot of money. Mr. Robinson stated the fair pays \$30.00 an hour. They can help out with the retirement. There is a town administrative cost of \$8.66 per hour; this is what the fair will pay. Selectman Lazott replied the problem is that some of the officers are making more than \$30.00 to begin with (at a time and a half rate). Selectman Robie thought that Chief McGillen paid the officers \$35.00 per hour for a detail rate, which is more than time and a half. Selectman Lazott stated if they cut the fair a break then they'll have to do it for everyone. The Board agreed to set the rate at \$50.00 per hour in order to be fair to everyone. Ms. Bolduc understood that every town has a detail rate, but what they're being told is if these officers take a vacation they can work a detail at any rate they choose. Selectman Snow stated that's probably true, but the Candia rate they are talking about is when our officers are outside directing traffic within the town. He noted it would be different if the officers were over in Deerfield working the fair. If the officers have to work a traffic detail within town, we have to charge you what we would charge everyone else. Selectman Snow noted what the Fair Association works out with other towns for the use of their time and equipment isn't our business. Selectman Snow stated he hoped they understood where the Board was coming from on this matter. Mr. Robinson stated if they have to pay the officers \$50.00 per hour then they will. Selectman Snow replied it's not the officers, it's the total cost to the town. He can't ask his taxpayers to foot the bill for the fair. Selectman Lazott noted the taxpayers footed the bill for Old Home Day. It's one of those things; it wouldn't be fair to cut Deerfield some

slack. Selectman Duarte asked Chief McGillen if it was viable to work something out or does he have to pay a minimum to his officers. Chief McGillen replied all entities pay the \$50.00 rate for a minimum of 4 hours. He noted there was miscommunication last year; the Candia Police Department wasn't notified that the fair closed early. He noted if we know ahead of time it was going to be rain, there will be cut backs on detail. Selectman Snow asked if we are obligated as a town to handle the detail if it affects our roadways. Chief McGillen noted there is a RSA that backs this up. Selectman Robie felt the town is somewhat obligated to keep the traffic moving through that stop light. He did feel they didn't need a cruiser if the officer is just directing traffic. Selectman Lazott stated unless there is flashing lights people are going to ignore them. Ms. Bolduc asked if it was up to Chief McGillen to set the hours. Chairman Kelley replied yes it would be up to the Chief. Deerfield Police Chief Mike Greeley asked if the fair would be charged for the second officer at the church. He felt they shouldn't be because they are only using one cruiser. Chief McGillen stated it's a set rate. Chief Greeley asked if the Board could set something for the fair for the second officer, not necessarily \$50.00 per hour for the cruiser charge. Selectman Lazott replied he didn't have a problem giving a reduced rate i.e. \$38.00 per hour. Chief McGillen stated he could probably work something out. Selectman Snow noted they would have to modify their policy, which would be saying they'd do it for everybody. Selectman Lazott stated maybe this is something the Board needs to look at. Chairman Kelley pointed out the Fair Association needed an answer. Selectman Duarte stated they have already agreed on a policy and he would be reluctant to change things mid stream. He wouldn't mind looking at this further down the road and would like to have the Chief's input. Selectman Lazott agreed with Selectman Duarte and felt it would be a spur of the moment decision. Chairman Kelley asked if there are two cruisers at the four corners as well as the church. Chief McGillen replied there are usually two at the four corners and one at the church. Selectman Duarte motioned to maintain status quo and revisit modifying the policy at a later meeting with Chief McGillen's input. Seconded by Selectman Lazott. Selectman Lazott, Selectman Snow, and Selectman Duarte were in favor. Chairman Kelley and Selectman Robie abstained. Motion carried on a vote of 3 to 1.

The Board to consider Tax Collector Sander's recommendation for the soon to be vacant Tax Collector position. Chairman Kelley explained that Tax Collector Sanders would like to recommend Charlie Wheeler as Tax Collector and Candice Stametelos as Deputy Tax Collector. Selectman Duarte thought they were at a point where Tax Collector Sanders had made her decision, now it's the Board decision on whether or not they will go with her recommendation. Tax Collector Sanders noted at the September 14th meeting she was authorized to interview and recommend a Tax Collector. Selectman Robie was under the impression that they would appoint a Deputy Tax Collector until Jane was done and then the Deputy would become Tax Collector. He thought the recommendation was for a Deputy Tax Collect. Selectman Robie stated at this point he felt they should wait until Tax Collector Sanders is finished and then the Board could make their own recommendation on a Tax Collector at that time. Tax Collector Sanders questioned when the Board's next meeting was. Selectman Robie replied they would post a meeting on October 1st. Tax Collector Sander stated for the record there was a third person and that information was not passed on to her. She had to call the office to

find this information out. Selectman Lazott asked Tax Collector Sanders why she couldn't call the office knowing the job had been posted. Tax Collector Sanders replied she was waiting for someone from the office to let her know. Selectman Snow suggested they make a decision on Wednesday. Selectman Robie asked what was wrong with October 1st. Selectman Snow noted it was a fair day and he would be there all day Thursday and Friday. Selectman Lazott suggested October 5th. Chairman Kelley noted the auditor's need to come in and do the audit. *Selectman Robie motioned to appoint a Tax Collector on October 5th, 2009 at 9:00 a.m.* Mr. Wheeler asked if the person who was taking the Tax Collector position be present for the audit. Selectman Snow didn't believe that was even appropriate. The new Tax Collector will pick up a new warrant and start from that point with clean numbers. Citizen Ingrid Byrd commented the Board had 30 days to get this done, now they need an extra 6 days. She noted that it bothers her that the Board doesn't respect Tax Collector Sanders judgment to take her recommendation. Ingrid Byrd thought this was a negative for the Board. Selectman Duarte replied that it's coming across wrong. Ingrid Byrd also mentioned the Board is going to make their decision at 9:00 a.m. on a Monday morning when no one can make the meeting. Chairman Kelley called for a vote. *Seconded by Selectman Lazott. All were in favor. Motion carried.* Tax Collector Sanders asked how the new person will know where her files are. Selectman Lazott stated Selectmen's Assistant Eastman could go through the files with her. Tax Collector Sanders replied that would not be appropriate. The Assessing Officials and the Tax Collector are supposed to remain separate. Selectman Snow replied that is a decision the Board can make at the October 5th meeting.

The Board to discuss the use of the old library during the winter and possibly charging a fee for the heating oil. Chairman Kelley noted every year they do Lights on the Hill. He has been in charge of the old library for the past 5 years. He noted after the event the heat is turned up to 75 degrees and the tank is almost empty. He asked the Board if they would charge a fee for the oil. Chairman Kelley explained it costs about \$3,000 per year to keep the building heated. Selectman Snow asked who was in charge of Lights on the Hill and who would they be billing. Chairman Kelley replied it's the Congregational Church. Selectman Robie noted the Heritage Commission was involved as well. Selectman Snow replied it was a partial town function then. Selectman Duarte noted they have to heat the building anyway. Selectman Lazott suggested putting a lock on the thermostat and set it at 65 degrees. Chairman Kelley noted he always sets the thermostat at 55 degrees. It was the consensus of the Board to not charge for heating oil. Selectman Robie stated he will turn the heat after Lights on the Hill.

Selectman Snow to discuss Snow Slickers request. Selectman Snow explained he received a verbal request from Snow Slickers member David Labee to put a turnaround area on Exit 3 for their grooming machine. The President of the Snow Slickers Joe Champagne was present. He noted he is also the trail administrator for the Rockingham Rec trail from Newfield to Manchester to Freemont. Mr. Champagne presented the Board with a map of the trail. He explained the Epping and Newfield clubs come down from the east and they can't get all the way to the Exit 3 tunnel. They have to turn around by the Getty Station and with the traffic this has become a safety issue. Mr.

Champagne explained there was a spot 400 ft east of the Exit 3 tunnel they would need to encroach 10 feet onto the Town's property. They already have 25 feet of the right of way. They would like their turnaround to be 35 feet long, which will allow the groomer and the drag to completely turnaround. Selectman Lazott asked which side. Mr. Champagne replied it would be on the route 27 side. He further explained the turnaround is 440 feet from the tunnel edge east on the left side. He noted they don't want to disrupt any land, so they will not be cutting any trees down. They figured it would need 20 yards of fill, they will put a culvert in, and the state just ditched that area for them. Selectman Duarte stated their Town Attorney has a meeting with a developer tomorrow and they are in the process of working out a deal for that property. He didn't see how the Board could make a decision this tonight. Once the transaction is made maybe Mr. Champagne could approach the developer. Chairman Kelley noted they could probably use anything on the right hand side of the trail. Mr. Champagne explained if this request is approved there would be a form the Town would sign from the state. As soon as they do that turnaround it would be covered under a 5 million dollar liability under the State. Chairman Kelley mentioned they are in the process of trying to do something with that land. Selectman Robie asked if there was a place on the back track that would be acceptable. Mr. Champagne explained the groomers don't fit between the tunnels. They don't groom between the 101 and Exit 3 tunnel. The Snow Slickers groom up to 101, turn a round on Brown Road, and back up 200 feet. He noted it's dangerous to back down the trail with a groomer that's why they were hoping to come up close to the tunnel. Selectman Duarte stated he would get back to Mr. Champagne once they know what they are doing. Mr. Champagne thanked the Board for their time.

The Board to consider Fire Chief Cartier's recommendation for the appointment of Scott Aboshar as a Firefighter and Adam Frederick as an EMS Provider. Deputy Chief Roger Davis was present. He noted that Fire Chief Cartier had two recommendations. In his letter (see attached) Fire Chief Cartier recommended Scott Aboshar as a Firefighter and Adam Frederick as an EMS Provider. Selectman Robie asked how many people are currently on the Fire Department roster. Deputy Chief Davis thought around 30. Selectman Robie asked for a copy of the roster for the Selectmen. Selectman Robie motioned to accept Fire Chief Cartier's recommendation to appoint Scott Aboshar as a Firefighter and Adam Frederick as an EMS Provider. Seconded by Duarte. All were in favor. Motion carried. Selectman Lazott stated he hopes the Fire Department uses due diligence on responding to calls.

Approval of Previous Minutes: Public and Non-public meeting minutes of 9/14/09. Selectman Lazott motioned to approve the public and the non-public meeting minutes of 9/14/09. Seconded by Chairman Kelley. All were in favor. Motion carried.

Any Other Business

Accept Candia Crossing's letter of credit: Chairman Kelley motioned to accept Candia Crossings letter of credit. Seconded by Selectman Lazott. All were in favor. Motion carried.

Discuss Thibeault Excavation and Raymond Planning Board's action: Selectman Snow stated it was his understanding that the Candia Selectmen voted that they would be opposed to the Thibeault application for their quarry. Selectman Snow explained that he had been attending the Raymond Planning Board meetings and he has a number of things he would like to raise as issues. Selectman Duarte stated that the Candia Planning Board was approached by an Attorney on this issue and were asked to back the Attorney's in this law suit. He thought they voted to support the Attorney's on this matter. Selectman Snow asked if the Selectmen voted on this issue. Chairman Kelley replied yes and it has been going on for a long time. Selectman Snow explained that Raymond Planning Board will be taking comments from the Candia on October 29th and possibly November 5th. He will report back to the Selectmen. He felt Attorney Surge should be there to present the findings of fact which is what Attorney Vetne said needed to be done. Selectman Snow stated he will speak of the major concerns of the Board. The one he is aware of is the traffic issue. He noted there was a change in the configuration of that road. Selectman Snow noted the Conservation Commission has some concerns. Chairman Kelley agreed with Selectman Snow and told him to proceed with it. Selectman Snow stated he would work with the Town Attorney. He noted the Raymond Planning Board is caught between a rock and a hard place. He would like present them with concerns from Candia so when they do go back to court they have a case that is strong. Selectman Robie questioned if they are opposing everything they want to do even if Thibeault meets all of the criteria. If you give someone criteria to meet and they meet all of the criteria hopefully the Raymond Planning Board won't be opposed. People have to make a living. They own the property and other people need the material. Raymond Planning Board can put some guidelines on this operation, but then they can't oppose it anymore. Selectman Duarte asked Chief McGillen what he thought and would like his input. Chief McGillen replied that he doesn't have a lot of information on this. Chairman Kelley noted he has been to 8 meetings and the biggest issue is the traffic. The other issues are the water and the neighbors abutting the quarry. He noted eventually Thibeault will probably win. Selectman Robie stated that just costs people more money. Selectman Duarte stated there are probably 100 trucks a day going by. Selectman Robie replied you probably wouldn't even notice it. There was some further discussion on the traffic issue. Selectman Snow reiterated he would relay Candia's concerns the Raymond Planning Board. He needs to know from the Selectmen what their concerns are. Selectman Duarte suggested bringing this back to another meeting.

Clay Pond Project: Selectman Snow noted he received an email on Clay Pond. It appears it will give the Town a trail all the way from route 27 to Bear Brook. Selectman Robie asked if the Conservation Commission decided to participate in this program. Selectman Snow explained the Conservation Commission voted to spend that money (\$5,000). He noted the Selectmen should be receiving an easement to review the language and it would need to be signed.

South East Alliance: Selectman Snow felt the Town of Candia should be signing up to be member of this, because there are number of things coming down the road that have to do with water and will affect Candia. It behooves them to sign up for this and he would

be willing to be a representative. Selectman Duarte would like to table this discussion until another meeting.

Budget Update: Selectman Robie explained they started with a 9% increase and when they finished reviewing it they went down to 4.69%. He appreciated the hard work the Board has done on the budget. It was the consensus of the Board to send the proposed budget to the Budget Committee.

EEE Meeting: Selectman Lazott mentioned there will be a meeting in regards to EEE on September 29th at the Moore School at 7:00 p.m.

Announce Next Regularly Scheduled Meeting Date: The next regularly scheduled Selectmen's meeting will be October 12th, 2009 at 7:00 p.m.

Selectman Lazott motioned to adjourn at 8:18 p.m. Seconded by Chairman Kelley. All were in favor.

Respectfully submitted,
Andria Hansen
Recording Secretary