

~~Unapproved~~ Approved
Candia Selectmen's Public Meeting Minutes
Friday, January 15, 2010

Attendance: Chairman Fred Kelley, Vice-Chair Rick Lazott, Selectman Joe Duarte, Selectman Carleton Robie, Selectman Richard Snow, and Selectmen's Assistant Cheryl Eastman

1:00 p.m. Chairman Kelley called the Public Meeting to order and immediately followed with the Pledge of Allegiance.

Selectman Robie noted the Budget Committee has already had their meeting to review the warrant articles. He explained this was reversed and the Selectmen were supposed to review the warrant articles first. Selectman Robie further explained if anything gets changed as far as numbers go, this will affect the Budget Committee, and they may need to have another meeting. Selectman Lazott stated if they wanted to change any numbers, they could do it at the deliberative session. Selectmen's Assistant Eastman explained they are in time sensitive situation. Selectman Snow felt they couldn't reduce amounts once the municipal Budget Committee has voted on it. He further noted the date the Budget Committee should have met was January 19th and the Selectmen are not at fault.

- A. 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 Twenty Three Thousand Two Hundred Thirty Three Dollars and 78 Cents (\$2,323,233.78)? Should this article be defeated, the default budget shall be Two Million Three Hundred Sixty-Eight Thousand Six Hundred and Ninety-Six Dollars (\$2,368,696), 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. Recommended by the Budget Committee.** Selectman Snow asked if the numbers were correct. Selectmen's Assistant Eastman replied that they were. Selectman Lazott motioned that the Board of Selectmen not recommend this warrant article. Seconded by Chairman Kelley. Selectman Snow would like Atty. Mayer look at this warrant article. He felt it would be confusing, because it is in two different places. What if one is amended and not the other one. Selectman Robie stated the \$2,500 is in the Selectmen's budget and it will stay. All were in favor. Motion carried.
- B. To see if the Town will vote to raise and appropriate the sum of Ten Thousand Dollars (\$10,000) to be placed in the existing Town Office Building Maintenance Trust Fund and to change the purpose of the fund to be specifically for major repairs on the Town Office building (roof replacement, furnace repairs or replacement, septic system repair or replacement). Recommended by the Budget Committee.** *Selectman Lazott motioned that the Board of Selectmen recommend this warrant article.* Selectman Snow felt they should change the wording. Selectman

Robie felt the wording was fine. There was further discussion about the expendable trust fund. Selectman Snow explained this is like a leaky roof fund and used for emergencies. He felt the use of the fund was valid and he was opposed to changing the purpose of the fund. Citizen Ingrid Byrd explained the leaky roof fund is only used for unanticipated major expenses and things you could not foresee. Road Agent Lewis thought that if you change the wording, the Budget Committee's recommendation would go away. Selectman Lazott was against changing anything at this time. *Seconded by Chairman Kelley. All were in favor. Motion carried.*

- C. **To see if the Town will vote to authorize the Board of Selectmen to sell the Town property at Exit 3 off of NH Route 101, identified in the Town tax records as Map 410, lots 161 and 162.1, subject to the condition that said property be used for retail purposes.** Selectman Lazott noted where this warrant article doesn't have any money involved; it may not need the Selectmen's recommendation. Selectmen's Assistant Eastman noted a recommendation isn't required on this warrant article, but they have the right to put one on. Selectman Snow thought a motion to move it to the warrant would be appropriate. *Selectman Lazott motioned to move this article to the warrant.* He asked if the wording could be change. Selectman Duarte noted the citizens have voted on this before and this article would have to supersede what they voted on prior. Selectman Lazott would like to have a public hearing on this and get the input of the townspeople. Selectman Robie noted they would have to get the citizens approval to sell it as retail property. This will give the Board a feeling of what the citizens want. Selectman Duarte stated they are overriding what the people voted on in the past. Selectman Robie replied now they are asking the people again. Selectman Robie reiterated this article is asking the people what they want. Selectman Duarte felt the citizens only wanted a grocery store and they voted on it. He thought they should look into further, because he wasn't sure they could change it. Chairman Kelley agreed with Selectman Robie. Selectman Lazott felt the supermarket issue was dead in the water, especially since there have been new supermarkets opening in the surrounding towns. Selectman Lazott acknowledged that the Exit 3 committee did a good job trying to get a supermarket in town, but it didn't happen. He felt now it was time to go back to the citizens to see what they wanted. *Selectman Robie moved to submit this article as written. Seconded by Selectman Lazott.* There was some discussion about the number of lots. Chairman Kelley stated there is 9.6 acres, with the 9/10th of an acre to get into the parcel. *Chairman Kelley, Selectman Robie, Selectman Snow, and Selectman Snow were in favor and Selectman Duarte was opposed. Motion carried on a vote 4 to 1.*

- D. **To see if the Town will vote to raise and appropriate the sum of Thirty Eight Thousand Dollars (\$38,000) to implement a mosquito control program in the Town of Candia for the purpose of controlling mosquito-borne disease. The "ARBOVIRAL ILLNESS SURVEILLANCE, PREVENTION AND RESPONSE PLAN" for the 2010 season is available for review at the Candia Health Officers office. Not recommended by the Budget Committee.** *Selectman Lazott motioned that the Board of Selectmen recommend this warrant article. Seconded by Selectman Snow.* Selectman Robie noted if this passes and they use the dunks, this may give people a false sense of security. He further noted that if they spend \$38,000 and some child comes down with EEE or someone's animal dies people are going to be

questioning what they did wrong. Selectman Robie stated he would not recommend this warrant article. Selectman Snow noted if this doesn't pass, the money they have spent to get the plan done goes nowhere. If money is an issue then we should change it. Selectman Robie stated the money we spent to get the plan done is covered in the next one if we have to spray. Selectman Lazott explained the plan covers both of these. Selectman Snow stated this article has to pass with some amount of money in it. Selectman Duarte stated there were a lot of concerned citizens last fall. He further stated he wasn't in favor of spending the money and thought that spraying wasn't the solution. He felt they were taking the right initiative with the dunks. Selectman Robie stated there were people in this town that wouldn't let the town put dunks in their ponds. Selectman Duarte felt there wasn't any perfect solution. Selectman Lazott explained the reason this plan is before the next one is because they have a plan of action approved by the State. These are steps the State has approved. Also, once this is done they are eligible for 25% reimbursement from the State. It's done this way because of how the plan is written. They needed the plan in place to qualify us for any reimbursement. Selectman Duarte stated this is going on the ballot, so the citizens will be able to make the decision. Citizen Ingrid Byrd noted the one sure way of protecting yourself from EEE is personal responsibility. You need to eliminate standing water and the reality in Candia is there is lots of standing water. Anything they do will not hit every pond or puddle. She suggested providing dunks for people. Selectman Lazott replied they aren't saying they will get rid of them all. Selectman Duarte stated the town made the decision before not to spray and they will make the decision again. There was discussion about the different species of mosquitoes. Selectman Snow stated this is a discussion that should take place at the town meeting. *Selectman Lazott called for a vote on this warrant article. Chairman Kelley, Selectman Snow, and Selectman Lazott were in favor. Selectman Duarte and Selectman Robie were not in favor. Motion carried on a vote of 3 to 2.*

- E. **To see if the Town will vote to raise and appropriate the sum of Twenty Thousand Dollars (\$20,000) to provide for road mosquito adulticide spraying to control adult mosquitoes in the event that mosquito-borne disease activity warrants a more aggressive approach. This action shall be performed upon the recommendation of the Health Officer with the approval of the Board of Selectmen. Not recommended by the Budget Committee.** Selectman Lazott stated he would not recommend this. *Selectman Snow motioned that the Board of Selectmen recommend this warrant article. Chairman Kelley motioned that the Board of Selectmen not recommend this warrant article.* Selectman Robie stated if they end up in situation where a human or animal contracts EEE, they would need to come up with the money to spray. If they appropriate the \$20,000 and they need to spray in the fall, they will have the money to do so. *Selectman Lazott seconded Selectman Snow's motion.* Selectman Snow wanted to discuss the 31:19a funds which is money given to them by public people and express the purpose of that. He thought they should add the money that is left from the donations to the \$20,000 and set up a separate fund. Selectman Robie replied they should leave the money where it is. Selectman Lazott agreed and felt they shouldn't muddy the waters. Selectman Robie stated the money got turned back to the people. Selectman Snow replied you can't do that with private money, the money was given to you for a specific purpose. Selectman Robie stated we used it.

Selectman Snow stated there is private money left over, because you didn't spend it all. He further stated there is private money left that needs to be handled. Selectman Robie stated Selectmen's Assistant Eastman will take care of that in the 2010 budget. Selectman Snow suggested that was the inappropriate way of doing it. *All were in favor. Motion carried.*

- F. 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. Recommended by the Budget Committee.** *Selectman Lazott motioned that the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. Selectman Snow asked if they have received a request. Chairman Kelley replied they receive a formal request every year. All were in favor. Motion carried.*
- G. To see if the Town will vote to raise and appropriate the sum of Ten Thousand Dollars (\$10,000) 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 materials that the Recycling Center does not normally accept. Recommended by the Budget Committee.** *Selectman Lazott motioned that the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.*
- H. To see if the Town will vote to raise and appropriate the sum of Twenty Four Thousand Dollars (\$24,000) for a portion of the operating expenses of the Candia Youth Athletic Association. Said funds are to be expended under the direction of the Candia Youth Athletic Association Board of Directors in accordance with approved budgets. Not recommended by the Budget Committee.** *Selectman Lazott motioned that the Board of Selectmen not recommend this warrant article. Seconded by Selectman Robie. Selectman Snow strongly suggested the Board recommends this article. The CYAA is a benefit to the town. Chairman Kelley, Selectman Robie, Selectman Duarte, Selectman Lazott were in favor of not recommending this article. Selectman Snow was opposed. Motion carried on a vote of 4 to 1.*
- I. 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. Recommended by the Budget Committee.** *Selectman Lazott motioned that the Board of Selectmen recommend this warrant article. Seconded by Chairman Kelley. All were in favor. Motion carried.*
- J. 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. Recommended by the Budget Committee.** *Selectman Lazott motioned that the Board of Selectmen recommend this warrant article. Seconded by Chairman Kelley. Selectman Snow stated he had a concern with the town having to do the reval, he felt it should be done by the State. Selectman Robie replied that State tells the town they have to do it and they can't do anything about it. Selectman Lazott stated they will charge either way. Selectman*

Snow stated they should look at RSA 28A which states they can't require the town to do something new or modify. He further stated this is an unfunded mandate and he is opposed to it. *Chairman Kelley, Selectman Robie, Selectman Duarte, Selectman Lazott were in favor of recommending this article. Selectman Snow was opposed. Motion carried on a vote of 4 to 1.*

- K. 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 American Red Cross. Recommended by the Budget Committee.** *Selectman Lazott motioned that the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie.* Selectman Snow felt the non-profits should not be lumped together when voting on them. He felt it was important to discuss them at the deliberative session. Citizen Ingrid Byrd noted the non-profits aren't losing votes at the deliberative session, it's on voting day. You are looking at a community who is thinking financially and they are making choices. She further noted that what they talk about at the deliberative session will only reach the people who are there. Welfare Director DelRosso asked which two warrant articles were dropped (last year). Selectmen's Assistant Eastman replied Lamprey Healthcare (\$4,000) and Rockingham Community Action (\$6,800). The two with the highest amounts failed. Selectman Lazott stated it's up to the board to try to relay the importance of these warrant articles at the deliberative session. Selectman Robie thought maybe they should remove some other non-profit warrant articles and keep Lamprey Healthcare and Rockingham Community Action. Selectman Snow stated they are then making a decision for the non-legislative body, which would be inappropriate. Selectman Lazott felt they should let the people vote. *All were in favor. Motion carried.*
- L. 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. Recommended by the Budget Committee.** *Selectman Lazott motioned the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.*
- M. To see if the Town will vote to raise and appropriate the sum of Three Hundred Twenty Five Dollars (\$325) in continuation of its support of the YWCA Crisis Service. Recommended by the Budget Committee.** *Selectman Lazott motioned the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.*
- N. 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). Recommended by the Budget Committee.** *Selectman Lazott motioned the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.*
- O. To see if the Town will vote to raise and appropriate the sum of Four Thousand Twenty Dollars (\$4,020) in support of Lamprey Health Care. Recommended by the Budget Committee.** *Selectman Lazott motioned the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.*
- P. 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. Recommended by the Budget Committee. Selectman Lazott motioned the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.

- Q. 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 Advocacy Center of Rockingham County. Recommended by the Budget Committee.** Selectman Lazott motioned the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.
- R. To see if the Town will vote to raise and appropriate the sum of Three Thousand Eight Hundred and Twenty Eight Dollars (\$3,828) in continuation of its support of the Visiting Nurse Association. Recommended by the Budget Committee.** Selectman Lazott motioned the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.
- S. 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 HomeCare and Family Services. Recommended by the Budget Committee.** Selectman Lazott motioned the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.
- T. 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. Recommended by the Budget Committee.** Selectman Lazott motioned the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.
- U. To see if the Town will vote to raise and appropriate the sum of Five Hundred Dollars (\$500) in support of Seacoast Hospice. Recommended by the Budget Committee.** Selectman Lazott motioned the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.
- V. 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. Recommended by the Budget Committee.** Selectman Lazott motioned the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.
- W. 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. Recommended by the Budget Committee.** Selectman Lazott motioned the Board of Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.
- X. To see if the Town will vote to establish an Old Smyth Library Study Committee to develop a plan and time-phased budget for utilizing the facility, consistent with all current legal requirements while minimizing the impact of any changes to the historic value of the property. The plan shall be available for presentation to the governing body no later than December 31, 2010 for possible inclusion in the March 2011 Town Meeting Warrant. The committee shall be composed of nine (9) members comprised as follows: the chairs (or their designees) of the Heritage Commission, Fitts Museum Trustees, Trustees of Trust Funds, Cemetery Trustees and Conservation Commission plus a member of the Candia Historical Society**

and three (3) members from the general public. Selectman Lazott stated he didn't want to recommend this article. He didn't want to be dictated to who is or isn't on the committee, that's the Selectmen's decision. He felt they needed a study committee, but didn't want to be dictated to. Chairman Kelley stated he has problem with this, because it turned out to be a bigger issue than it should be. Selectman Robie stated the Heritage Committee discussed this warrant article and they said they would organize a committee to do the study. He further stated if a committee is voted in they would have the time to work on this, which most of them don't have the time to work on it. Selectman Robie noted each committee has a specific interest so they will have something to bring to the study committee. *Selectman Robie motioned that the Board of Selectmen recommend this warrant article.* Selectman Duarte asked if there was a way the Selectman could oversee this. Selectman Lazott stated they didn't need to vote in a study committee, the Selectmen could create a study committee. Chairman Kelley stated this would just add more red tape. Selectman Robie explained if a committee is voted in, they would have to come up with a plan and present it in 2010. He further noted that it presents a time line, which may help move it along quicker. Chairman Kelley noted this has been presented many times and the cost of it has been a problem. He explained in the past the citizens wanted the Old Smyth Library for the Town Clerks Office and the Tax Collector. The second suggestion would have been for the Fitts Museum. Chairman Kelley explained he got figures together for pricing. Selectman Lazott noted it's going to cost a lot of money, because of the septic, well, bathrooms, etc. Selectman Lazott thought they could solicit members for this committee without a warrant article. Chairman Kelley agreed. *Selectman Snow seconded Selectman Robie's motion. Selectman Robie and Selectman Snow were in favor of recommending this warrant article. Chairman Kelley, Selectman Lazott, and Selectman Duarte were opposed. Motion failed on a vote of 3 to 2.* Citizen Ingrid Byrd asked if this will be on the warrant. Selectmen's Assistant Eastman explained there was no money appropriated, so there doesn't have to be a recommendation. Selectman Lazott asked if it had to go on the warrant. He thought it didn't because the Budget Committee didn't make a recommendation. *Selectman Lazott motioned that the Board of Selectmen withdraw this article from the warrant pending legal advice. Seconded by Selectman Duarte.* Selectmen's Assistant Eastman was told by the LGC, that the Board can reduce or remove items, but they can't add any items. *Chairman Kelley, Selectman Lazott, Selectman Duarte were in favor. Selectman Snow and Selectman Robie were opposed. Motion carried on a vote of 3 to 2 to withdraw this article.*

- Y. To see if the Town will vote to raise and appropriate the sum of Thirty-Five Thousand Dollars (\$35,000) for the purchase of a Lifepak-15 Cardiac Monitor/Defibrillator unit. A donation in the amount of \$10,000 will be provided by the Candia Volunteer Firefighters Association, Inc. to reduce the amount raised by taxes. Funds shall be expended under direction of the Candia Fire-Rescue Department. This item would be to replace the current monitor defibrillator in use by the Fire Department which is obsolete and unserviceable after April 1, 2010. Recommended by the Budget Committee.** *Selectman Lazott motioned that the Board of Selectmen recommend this warrant article. Seconded by Chairman Kelley. All were in favor. Motion carried.* Selectman Robie clarified if this article passes they will only have to appropriate \$25,000, the rest will come from a

donation. Selectmen's Assistant Eastman explained the article is worded this way, because they needed to legally.

- Z. To see if the Town will vote to establish a Special Detail Revolving Fund to be administered by the Board of Selectmen and Police chief into which all of the revenue received from fees, charges, or other income derived from the Police Department providing public safety services outside of the ordinary detail of police officers in connection with special events, highway construction and other construction projects shall be placed. The money in the fund shall be allowed to accumulate from year-to-year, and shall not be considered part of the Town's general surplus. Any surplus remaining in the fund, after the payment of the expenses associated with special details shall be used for the purchase and/or maintenance of police vehicles and equipment.** Selectman Lazott stated this warrant article has been written by Atty. Mayer and therefore he recommends it. Selectman Snow asked where it said this was written by Atty. Mayer. Selectman Lazott provided Selectman Snow with a letter drafted by Atty. Mayer. Selectman Snow asked if it could be made available to the public. Chairman Kelley noted that Atty. Mayer will be at the deliberative session. Selectman Snow stated in Atty. Mayer's letter there isn't specific wording that he recommends it. It's a suggestion on how they could write it, which he did on the petition warrant article. He presumed it would go through Atty. Mayer. Chief McGillen stated he got an opinion from Atty. Matt Serge. Selectman Snow stated the warrant article you have has been passed by the DRA. He questioned under what statute are they creating this fund. Is it an expendable trust fund or a revolving fund? Selectmen's Assistant Eastman replied revolving fund. Selectman Snow replied then they should specify the statutory reference. Chief McGillen stated that Atty. Mayer's letter referenced the RSA and it explains that it's a revolving fund. Selectman Snow noted his petition warrant article includes everything you can spend money on. Selectman Lazott stated they didn't want it for that. Selectman Snow stated they have a petition warrant article, if they present two they're in trouble. Selectman Lazott stated never in the history of this town has the Selectmen put forth a warrant article and then another Selectman go out and present a petition warrant article for the same thing. Selectman Snow stated he has presented this to Board twice. He noted that Atty. Mayer was never asked if that is how the article should read. Chief McGillen stated Atty. Serge's opinion was that it's not an issue. He further noted the Police Department would be covered for the grants. Selectman Snow suggested that they ask which of the two warrant articles is the best. Chief McGillen stated Atty. Serge recommended warrant article "Z". Selectman Robie asked what was wrong with the way they are doing things. Chief McGillen replied that it seems like every year there is controversy and now they have SB2. If they have police details they have to be funded and he went with \$55,000. It's hard to predict an amount. Chief McGillen explained that he would have to go to the Selectmen to spend any money from the fund. Selectman Robie asked where the money comes to establish the fund. Chief McGillen explained the money would come from the vendors. Selectman Robie asked what if the vendor doesn't pay, who will end up paying. Chief McGillen replied the check comes from the town. Selectman Robie stated if they appropriate \$55,000 to do details, their sure they'll get paid. He pointed out the way the warrant article reads is that the officers won't get paid until they do a detail. He asked where the money is going to

come from. Chief McGillen replied if the warrant article gets passed by the voters, that's where the money will come from. Selectman Robie asked if the people vote for this, will the money be put in a fund. Chief McGillen explained the revenues that come from vendors will be put into that account. Selectman Robie reiterated what if the vendors don't pay. Chief McGillen stated they would consult legal counsel and go after them like any other vendor that wouldn't pay. Selectman Robie asked what if the vendor goes bankrupt, they could possibly lose money. Citizen Ingrid Byrd stated the other night at the budget hearing the discussion also included the wear and tear of the vehicles, the insurance, and the tires. All of the hidden costs that go along with the details. If this goes into a fund, the town won't get back the money incurred. Citizen Ingrid Byrd noted it seems to her that by going to this fund they are increasing workload and you already have a system in place that works. It might not be what Chief McGillen prefers, but the money is there, you pay everybody and the town is paid for the incidental stuff (insurance, tires, etc.). Selectman Snow stated there seems to be concern about a cash flow problem. He explained that the fund is set up so that the town doesn't need any money in the beginning. The town pays the bills owed by the fund, the vendor pays us, it goes into the fund and it goes back out. He continued not all of it goes back out, because they only paid for the officers. At the end of the year you have what's leftover to roll into the next year. Selectman Snow explained this is for an infinite amount of special details which is a good thing for the police department. Selectman Lazott stated he is recommending this because in 2011 they could pull the \$55,000 out and start with \$11,000 as a safety net. This would be \$45,000 less what they would have to appropriate. Selectman Robie asked he had any interest in doing details outside of the town. Chief McGillen stated that some of his officers have done details outside of town. Selectman Robie clarified they would use our equipment outside of town than. Selectman Snow stated that he didn't have a problem with that as long as they were getting the same rate as if they were working in town. Selectman Robie noted if the Board approves this article they are really going to need to look at the transfer station warrant article, because it's the same thing. They want their own fund to do what they want with it. Selectman Robie explained the Police Department would have to come to the Selectmen to spend the money, but the Recycling Center would go to the Solid Waste Committee to expend the money. Selectman Lazott stated there is a big difference, because the Police Department's has always been a wash item. The article presented for the Recycling Center has never been a wash item and never would be a wash item. It would give the Solid Waste Committee control of \$50,000 that would normally go back into the general fund. Selectman Robie noted the Recycling Center is using the town's equipment to fund their funds and that is the same. Selectman Snow stated the Board may be interested in the petition warrant article, because they don't appoint any agents. The statute clearly says the governing body is responsible for expenditures from the fund. This is why the Recycling Center has a special note saying the Solid Waste Committee would be responsible. Selectman Snow noted they can remove this article from the warrant, but they can't remove the petition warrant article. Selectman Robie asked Chief McGillen how he felt about this, because there was no sense in having both on the warrant. Citizen Ingrid Byrd noted that Selectman Snow's petition warrant article is not recommended by the Budget Committee. Chief McGillen noted that neither was this warrant article. Citizen Ingrid

Byrd stated the Budget Committee decided to leave this one alone. Selectman Robie stated the Budget Committee did neither (recommend/or not). Selectman Robie acknowledged that Selectman Snow did his research. Selectmen's Assistant Eastman noted Atty. Mayer has looked at all the warrant article and had a question on the duplication of the warrant article and petition warrant article. Also, for the seed money for the \$55,000. Chairman Kelley asked if they didn't put the \$55,000 in, do they still need to pay details if the vendors don't. Chief McGillen explained the officers would still need to be paid by the town. Selectman Snow explained the \$55,000 is matched by anticipated revenues, it would be a wash. Selectman Robie asked if they could give it another year with the way their doing things. Chief McGillen agreed to this request. *Selectman Lazott motioned to remove warrant article "Z" from the warrant.* He noted he would not recommend the petition warrant article, because the Selectmen were not given the chance to do it on their own. He reiterated this has never happened before. *Seconded by Selectman Duarte. All were in favor. Motion carried.*

AA. To see if the Town will vote to raise and appropriate the sum of Three Thousand Three Hundred and Thirty-Four Dollars (\$3,334) and to further establish a budget line and accept a Paid Call Compensation system based on points for the purpose of providing compensation for the active members of the Town of Candia Fire-Rescue Department, to be effective 12/1/2010. [This amount is equal to 1/12th the proposed annual maximum budget amount of Forty Thousand Dollars (\$40,000), and includes all payroll taxes. Not recommended by the Budget Committee. *Selectman Lazott motioned that the Board not recommend this warrant article. Seconded by Chairman Kelley.* Selectman Snow stated he supports the effort of the Fire Department to get compensation. He felt they should be reimbursed for all of their costs associated with the calls. He suggested that the Fire Department come back with a plan. Selectman Duarte noted they presented a plan last year. Chairman Kelley thought the Fire Department should get back on their feet first. Selectman Lazott noted the Fire Departments budget would jump 40% in 2011. Selectman Robie felt this was a fair system. He noted this is a new plan this year, completely different from last year. Selectman Robie stated this is going on the ballot and let the people vote. He noted there is a good crew over there and it's not all about the money. Selectman Robie stated he was on the fence about this article. *Selectman Lazott and Chairman Kelley didn't recommend this article. Selectman Duarte, Selectman Snow, and Selectman Robie were in favor of recommending this article. Motion failed on a vote of 3 to 2. Selectman Snow motioned to move this article to the warrant. Seconded by Selectman Duarte. Selectman Duarte, Selectman Robie, and Selectman Snow were in favor. Selectman Lazott and Chairman Kelley were opposed. Motion carried on a vote of 3 to 2.*

BB. To see if the Town will vote to raise and appropriate the sum of One Hundred Fifty Thousand Dollars (\$150,000) for the third phase of reconstruction on Patten Hill Road. Said funds to be expended under the direction of the Board of Selectmen. Recommended by the Budget Committee. Recommended by the Board of Selectmen. Selectman Lazott motioned that the Selectmen recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.

- CC. Are you in favor of decreasing the Board of Selectmen to 3 Members? (Submitted by petition)** There was no need for the Board's recommendation on this petition warrant article.
- DD. To see if the Town will vote to raise and appropriate the sum of Fifteen Thousand Dollars (\$15,000) for the construction of a recycling "swap" shop at the Recycling Center in 2009, funds to come from the Unreserved Fund Balance (surplus). (Submitted by petition.) Not Recommended by the Budget Committee.** Selectman Lazott felt this warrant article was not properly submitted. He thought the Supervisors of Checklist refused this. Selectmen's Assistant Eastman noted this is something Atty. Mayer needed to look at. *Selectman Robie motioned that the Selectmen do not recommend this warrant article. Seconded by Selectman Lazott. Chairman Kelley, Selectman Robie, Selectman Snow, and Selectman Lazott were in favor. Selectman Duarte was abstained. Motion carried on a vote of 4 to 1.*
- EE. 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. Recommended by the Budget Committee.** Selectman Lazott motioned that the Selectmen do not recommend this warrant article. Seconded by Chairman Kelley. All were in favor. Motion carried.
- FF. 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 commodities, goods and other material shall be deposited into the fund. Appropriations and 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. The town treasurer shall have custody of all moneys in the fund, and shall pay out the same only upon order of the Candia Solid Waste Committee. (Submitted by petition) Not recommended by the Budget Committee.** *Selectman Lazott motioned that the Selectmen do not recommend this warrant article. Seconded by Chairman Kelley. Selectman Duarte thought it was set up so the money goes into the general fund. He felt it was a good idea, because it's nice to know that there is money coming in. He didn't like the fact that the Solid Waste Committee would oversee the money. Chairman Kelley, Selectman Robie, Selectman Duarte, and Selectman Lazott were not in favor of recommending the warrant article. Selectman Snow was in favor of recommending it. Motion carried on a vote of 4 to 1.*
- GG. 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 and 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 and training. (Submitted by petition) Not recommended by the Budget Committee. Selectman Lazott asked how much revenue they received this year. Selectmen's Assistant Eastman informed him it was \$15,000. *Selectman Lazott motioned that the Selectmen do not recommend this warrant article, because it currently goes into the general fund. Seconded by Selectman Robie.* Selectman Snow asked what his \$1.75 was being used for. Selectman Lazott replied to offset the tax rate. Selectman Snow asked how they justified taxing him or making him pay a fee. He asked why they are taxing the Comcast people. Selectman Lazott stated the \$1.75 goes to Comcast, which Comcast pays them for running the lines in town. *Seconded by Selectman Robie. Chairman Kelley, Selectman Robie, Selectman Duarte, and Selectman Lazott were in favor of not recommending this warrant article. Selectman Snow was in favor of recommending it. Motion carried on a vote of 4 to 1.*

- HH. To see if the Town will vote to establish in accordance with RSA 31:95-h, a Police 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, and other construction projects. All revenues received from Police Special Details shall be deposited into the fund. Appropriations and 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. (Submitted by petition) Not recommended by the Budget Committee. This warrant article will go on the warrant as presented with no recommendation.**
- II. To see if the Town will vote to reinstate, in accordance with RSA 289:6, III, a three-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. (Submitted by petition) Selectman Lazott motioned to not recommend this warrant article. Seconded by Chairman Kelley. Chairman Kelley, Selectman Robie, Selectman Duarte, and Selectman Lazott were not in favor of recommending this warrant article. Selectman Snow was opposed. Motion carried on a vote of 4 to 1.**
- JJ. To see if the Town will vote, in accordance with RSA 40:14, 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? If this Article receives a majority of the votes cast and Article 40 fails, this Article will prevail. If both Article 39 and Article 40 receive a majority of the**

votes cast, the Article with the highest number of votes will prevail (Submitted by petition) Not recommended by the Board of Selectmen. Selectman Lazott motioned that the Selectmen do not recommend this article. Seconded by Selectman Robie. Chairman Kelley, Selectman Duarte, Selectman Robie, and Selectman Lazott motioned to not recommend this warrant article. Selectman Snow was opposed. Motion carried on a vote of 4 to 1.

KK. To see if the Town will vote, in accordance with RSA 40:14, XI, to change the date for elections and the second session from the second Tuesday in March to the second Tuesday in May, which would change the date for the first session to a date between the first and second Saturdays after the last Monday in April, inclusive? If this Article receives a majority of the votes cast and Article 39 fails, this Article will prevail. If both Article 39 and Article 40 receive a majority of the votes cast, the Article with the highest number of votes will prevail. (Submitted by petition) *Selectman Lazott motioned that the Selectmen do not recommend this article. Seconded by Selectman Robie. Chairman Kelley, Selectman Duarte, Selectman Robie, and Selectman Lazott motioned to not recommend this warrant article. Selectman Snow was opposed. Motion carried on a vote of 4 to 1. Chairman Kelley noted there will need to be a public hearing on this warrant article. Selectman Robie clarified after the people have voted. Selectman Lazott suggested contacting Atty. Mayer for clarification on the public hearing.*

LL. 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. Recommended by the Budget Committee. Selectman Lazott motioned to recommend this article. Seconded by Selectman Robie. All were in favor. Motion carried.

MM. To see if the Town will vote to raise and appropriate the sum of Thirty-Five Thousand Dollars (\$35,000) 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. Not recommended by the Budget Committee. Not recommended by the Board of Selectmen. *Selectman Lazott motioned to not recommend this warrant article; on the basis they have \$204,000 in the capital reserve fund. If they need to buy an ambulance this year, they'll have the money to do so. He felt they should forego the warrant article this year. Citizen Ingrid Byrd stated if the Fire Department wanted this on the warrant, someone would be here to speak to it. Selectman Snow was in favor of recommending it. He felt they should let the people vote on it. Chairman Kelley, Selectman Lazott, and Selectman Robie were not in favor of recommending this warrant article. Selectman Duarte and Selectman Snow were in favor of recommending it. Motion carried to not recommend the article on a vote of 3 to 2.*

NN. To see if the Town will vote to raise and appropriate the sum of Five Hundred Dollars (\$500) 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. The purpose of this fund is for replacement of the surface of the playground and upkeep of equipment. Recommended by the Budget Committee. Selectman Lazott motioned to recommend this warrant article. Seconded by Selectman Robie. All were in favor. Motion carried.

Selectmen's Assistant Eastman asked the Board about the order of the warrant articles and what the Selectmen preferred. She explained the Zoning Ordinance amendments have to go first. There was further discussion about the order of the warrant articles. There was some discussion about putting the number of Selectmen in favor and not in favor on the warrant article recommendations. It was decided to show the number of Selectmen in favor and the number of Selectmen not in favor on the warrant article recommendations.

The meeting adjourned at 3:45 p.m.

Respectfully submitted,
Andria Hansen, Recording Secretary