

~~Unapproved~~ Approved
Candia Selectmen's Public Meeting Minutes
Monday November 29, 2010

Attendance: Chairman Fred Kelley, Vice-Chair Carleton Robie, Selectman Joe Duarte, Selectman Amanda Soares, Selectman Richard Snow, Selectmen's Assistant Cheryl Eastman, 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 accept the donation of a pickup sweeper for the Recycling Center from Jim Griswold. Selectman Soares explained the sweeper is an attachment that goes on to the skid steer. It's like a street sweeper. It's very efficient and it's a nice piece of equipment for the recycling center to have. Chairman Kelley motioned to accept the donation and send a letter of thanks to Cinny Griswold for the sweeper. Seconded by Selectman Duarte. All were in favor. Motion carried.

The Board to authorize payment of payroll checks and accounts payable checks. Selectman Snow motioned to approve payment of payroll manifest number 000601-05, checks to be dated 12/02/2010, with a total gross payroll amount of \$20,892.75. Seconded by Selectman Soares. All were in favor. Motion carried. Selectman Snow motioned to approve payment of accounts payable manifest number 120110 checks to be dated 12/02/2010, with a total amount of \$50,794.67. Seconded by Selectman Soares. All were in favor. Motion carried. Selectman Snow motioned to approve payment of payroll manifest number 000600-06, checks to be dated 11/24/2010, with a total amount of \$14,356.83. Seconded by Selectman Soares. All were in favor. Motion carried. Selectman Snow motioned to approve payment of accounts payable manifest number 110410, checks to be dated 11/24/2010 with a total amount of \$24,121.28. Seconded by Selectman Soares. All were in favor. Motion carried. Selectman Snow motioned to approve payment of payroll manifest number 000599-04, checks to be dated 11/18/2010, with a total amount of \$14,567.24. Seconded by Selectman Soares. All were in favor. Motion carried. Selectman Snow motioned to approve payment of accounts payable manifest number 110310, checks to be dated 11/18/2010 with a total amount of \$23,699.81. Seconded by Selectman Soares. All were in favor. Motion carried.

The Board to consider Fire Chief Young's recommendation to appoint Doreen Schibblehute as a Firefighter/ EMS Provider. Selectman Robie read from the letter submitted by Fire Chief Young (see attached). Selectman Robie motioned to accept Fire Chief Young's recommendation to appoint Doreen Schibblehute to the Candia Volunteer Fire Department as a Firefighter/ EMS Provider pending a successful background check. Seconded by Selectman Duarte. All were in favor. Motion carried.

Firefighter Dinner: Selectman Robie would like to send a thank you letter to the Volunteer Fire Fighter Association for inviting the Selectmen to their annual dinner.

Approval of Previous Minutes: Public meeting minutes and non-public meeting minutes of 11/08/10. The approval of the November 8th, 2010 minutes was deferred to the December 13th, 2010 meeting

Updates to the Solid Waste Ordinance. Selectman Soares went over some changes to the Solid Waste Ordinance (see attached). One of the changes was that dump picking would not be allowed. They did talk about ways to keep residents out. Selectman Soares thought the orange snow fencing would be good to put in front of the metal pile. She then referred to item (i) regarding the swap shop. It will be run by volunteers and if a volunteer is not available to run the swap shop it will remain closed. She reviewed item (j) which notes no items of substantial size will be accepted and disposed of unless approved by 2/3rd majority of the Selectmen. They took out 2/3rd and replaced it with the majority vote of the Board. Selectman Duarte wanted to address item (i) and maybe add for residents only. Selectman Soares replied they have addressed this and if they see people making substantial trips the volunteers are going to ask to see a license. Some of the volunteers have been checking for dump stickers. Selectman Duarte mentioned there was an incident where someone was in the swap shop and one of the volunteers asked if they had a sticker. The person's response was he didn't need one, because this place is full of junk. Selectman Soares replied we need to find out if the person is a resident and then we send them a letter. There is a standard letter that says if you do not obtain a dump sticker you will be turned away from the dump. Selectman Duarte noted they have this person's plate number so they can find out who it is. Selectman Duarte mentioned that some hazardous waste was dropped off at the swap shop. There was some discussion about residents having dump stickers. Selectman Soares explained they had issues with the substantial size items and they decided to leave item (j) in. She explained item (k) and they felt the minimum age to enter the facility without an adult would be 16 instead of 18. Selectman Snow felt they should get rid of no exceptions in item (k), because it's redundant. Citizen Rick Lazott felt that as long as the person (under 18) is accompanied by an adult they can go into the recycling center. Selectman Soares replied they can, but they just didn't want the younger children running into traffic or getting into the metal pile. They are trying to avoid the liability. Chairman Kelley noted he has seen kids going through the pile and was concerned about them getting hurt. Selectman Robie questioned items (f) and (g). He asked if there is no admittance to the metal pile you won't be able to get rid of your stuff. Selectman Soares replied you will be able to toss your stuff in like you do your recyclables. Selectman Robie noted that he didn't have a problem with people picking in the metal pile if they see something they need. Selectman Soares agreed, but the metal pile will always be an issue. Selectman Snow thought they agreed to no dump picking being allowed. If they are going to allow it they need to have someone monitoring the metal pile. We also need to decide if we want to assign a value. He agrees with recycling the metal stuff and there has to be some way of doing it. Selectman Soares replied we don't have a

qualified person to assign a value. She was fine with leaving item (g) out but would like to discuss (f) a little further. Selectman Soares asked the Board if they would like to accept these changes with the corrections made. There was further discussion about dump picking. Chairman Kelley noted if someone wants a piece of iron they want from the pile he doesn't see a problem with that. He has a problem with someone getting hurt. Selectman Soares mentioned there are people that will spend hours searching through the metal pile. Selectman Robie stated that is dump picking. Citizen Rick Lazott felt that's abuse. Selectman Soares explained that is why dump picking is not allowed. Selectman Soares asked if the Board agreed with the changes could they approve them. Selectman Snow would like to see a clean copy before the Board approves them. Selectman Duarte asked if these will supersede the existing ordinance. Selectman Soares replied they would and she will present everyone with a clean copy.

Removal of the Old Swap Shop building. Chairman Kelley felt they needed to make a decision on this. He would like to put it out to bid. It's not worth anything to the town. *Chairman Kelley motioned to put the old swap shop out to bid. Seconded by Selectman Robie for discussion.* Selectman Duarte thought they should put it out to bid, because it is an eye sore. The other building could be used for cemetery department. Selectman Soares agreed and didn't see the purpose of the old swap shop. If they get rid of it and put some grass down it will look a lot better. Selectman Snow questioned why we are in such a hurry to get rid of the swap shop. He would prefer to have the smaller building for the cemeteries. The building in back is too big. We can't put it out to bid, because it has to go to the Planning Board and the Conservation Commission and then the Board needs to have two public hearings 14 days apart. Selectman Duarte felt one of his concerns is anytime you have an old dump like this there is always a liability concern. Chairman Kelley noted they already had a public hearing. Selectman Soares added the Conservation Commission didn't have any use for the old building. Selectman Robie would like the area cleaned up and the people on New Boston Road would also. He felt they should get rid of the building. Selectman Snow was opposed to getting rid of the small building in front. There is a statute that was passed by the town that says there is a process for selling town buildings and if we don't follow that process he will be calling Atty. Mayer. Selectman Snow questioned why there was such a rush to get rid of the building. Selectman Robie replied Selectman Soares is trying to get the closure done. Selectman Snow stated this building has nothing to do with the closure and has nothing to do with the closure plan. Selectman Soares noted they would be recycling the building. Selectman Snow disagreed with the concept of getting rid of the old building. Selectman Soares felt that RSA 41:14A didn't cover the old swap shop. It's not a building with electricity and heat. She thought it applied to residential or commercial buildings with significant value. This is a shed building. Selectman Snow replied if it's something that could be assessed and taxed then it has value. Selectman Robie noted getting rid of the building would make the site a lot more presentable. Citizen Rick Lazott thought the Board could make a decision based on Atty. Mayer's recommendation. Chairman Kelley replied he had no problem with making a call. *Selectman Duarte amended the motion pending legal advice they will put the old swap shop building out to bid.* Selectman Snow wanted the question

and answer in writing. Selectman Robie thought they should have a sealed bid and put a minimum amount what we will be asking for the building. *Chairman Kelley, Selectman Robie, Selectman Duarte, Selectman Soares were in favor of the motion and Selectman Snow was opposed. Motion carried on a vote of 4 to 1.*

Old Smyth Library. Selectman Snow noted the Heritage Commission is in the process of determining a use for the Old Smyth Library. The Board voted at the last meeting to encumber some funds for the septic design and well. He asked if this is going out to bid. Selectman Robie stated the Board agreed to appropriate the funds to get a septic design done for the Smyth building. Selectman Snow asked if the RFQ has gone out, because he has concerns with the procedure. He felt this wasn't clearly consistent with the use of the building. For example, if we end up using the building for archival storage we wouldn't need the facilities that we would if we're going to use it for public meetings. If it's a historical building do we need to put in handicap access and why don't we have handicap access in this building for the second floor. He questioned if we talked to Historic Preservation in Concord to do an evaluation. He noted L-Chip has provided funds to do this. He thought they needed to discuss what they will be using the building for. The actual \$1,500 should be driven by what the use is going to be. He would like to see the request for developing the plan before we spend the money to actually put in a septic and drill a well and that it's consistent with the use. He questioned if they are going to put a well in or are we going with a shallow well. They should look at this very carefully before they go out and spend the \$1,500. They should look at alternative sources of energy for it and the Preservation Group should come and look at it. Selectman Snow asked if the Heritage Commission was going to put out a request for quote. Selectman Robie stated the Heritage Commission opened a public assessment of that building last month and all of the committees were invited to come. There were 13 people in attendance at this meeting. He was asked to go back to the Selectman and ask to appropriate the money to get a general septic design done. It would be a system for two bathrooms. We are not going to put this out to bid. We'll get a few reputable names and they will call one of them. They will have the engineer draw a system and get it approved. Then they will pay him for his services. Selectman Snow noted normally on something of this magnitude of cost they put out an RFQ. Selectman Robie noted its \$1,500. Selectman Snow clarified that the Heritage Commission will handle this process. Selectman Robie replied this is the first step in making the building usable. Selectman Snow asked what they are going to use the building for. Selectman Robie replied they haven't gotten to that yet. Selectman Snow noted he will be part of that process. Selectman Soares mentioned that it was discussed at the meeting that the use for the building would be determined further in the process. Selectman Snow felt that was the wrong approach. Selectman Robie explained for the scope of work they don't need to know what they are going to use the building for. Citizen Rick Lazott felt they should get the septic done and then they can determine what they will use it for. There was further discussion about the use of the building. Selectman Snow noted that he brought a warrant article to the Board that would have established a committee that would have dealt with the Old Smyth Library. He thought what is happening now is equivalent to that and he thought it

was a good thing. He was just asking questions about the process. Selectman Robie noted the Heritage Commission will continue to involve all of the other committees in the process.

Fire Department Tank Removal. Selectman Snow would like to see the money moved from the Forestry line to the Building Maintenance line. Selectmen's Assistant Eastman noted that she would take care of it.

Raymond Sand and Gravel. Selectman Snow informed the Board that Raymond Sand and Gravel was granted a variance to import material from Candia Sand and Gravel to crush it at Raymond Sand and Gravel. They were granted the variance by the Raymond Planning Board. He asked if the Board was aware of this and the Candia Planning Board has conditions that would need to be met prior to that. They have discussions with the new owners of Candia Sand and Gravel and there appears to be a significant benefit to letting this happen. He questioned if the Candia Planning Board was going to review that and make a recommendation. Selectman Snow further explained that Raymond Sand and Gravel would have to satisfy all of the requirements of both the Candia and Raymond Planning Boards. Selectman Robie stated the Candia Sand and Gravel side is closed and Raymond Sand and Gravel can't go there and mine. Selectman Snow explained Candia Sand and Gravel Company owns it and could come to the Planning Board. Selectman Robie replied they haven't, but to haul things into Raymond the Raymond Planning Board had to grant Raymond Sand and Gravel variance. Selectman Snow explained the discussion that took place at the Raymond Planning Board meeting was they wanted to bring stuff from Candia Sand and Gravel and bring it to Raymond and crush it over there. Chairman Kelley explained the Candia side of the gravel pit is closed. He needs to come back to the Planning Board with a reclamation plan. Selectman Robie added he has a plan but it was never approved. Selectman Snow thought this information should be brought to the Candia Planning Board. Selectman Snow thought the reclamation may require blasting. There was a reclamation plan when Goodstein first came in. Chairman Kelley explained that Atty. Mayer has been handling this case from the beginning. Selectman Snow asked if he knew about the regional impact. Selectman Robie explained Raymond Sand and Gravel can get material from anywhere and process it. Selectman Snow thought this was specific to being able to take stuff out of the Candia gravel pit. Selectman Robie replied if he had a plan approved from Candia he could do that. He further noted there's not enough material in Candia Sand and Gravel to haul out. Citizen Charlie Bowman noted that Candia Sand and Gravel filed for Chapter 7 bankruptcy and that would take Cole out of the picture. Selectman Robie noted it's under new management.

Highway Department project. Selectman Snow mentioned that Road Agent Lewis has some little project that he would like to do this year. These projects are over and above what his budget is. He suggested doing those projects under the Moore Highway Fund monies. It would help him clean up some of the little stuff. Selectman Soares asked what fund he was talking about. Selectman Snow explained it's a trust fund that Road Agent Lewis can use for some small projects. Road Agent Lewis explained that Selectman Snow told him there would be money in the Moore Highway Trust fund and the Trustees of the Trust Fund will only release

that money with an invoice. It used to go into the general fund as a transfer. Road Agent Lewis questioned if it is over and above the operating budget or are they going to pay the invoice out of his budget. Selectman Robie asked in years past if the money was transferred into the operating budget. Selectman Snow explained the Trustees will only pay out the money with a voucher. Road Agent Lewis didn't want to do a project unless he knew there was money for it. Selectman Snow explained it will get booked as due in from Trustees of Trust Funds. You send a receipt with a memo to the Trustees and they send you a check. Selectman Robie thought any money spent on infrastructure is well spent. He questioned why we are doing this different than in years past. He noted this will increase the Highway budget by \$11,000. Selectman Robie asked Road Agent Lewis what project he had in mind. Road Agent Lewis explained Tower Hill would be the most likely place to spend the money. Selectman Robie asked if the money has been transferred into the operating budget in years past. Selectman Snow replied it's been going into revenues received. Selectman Robie stated now it's going to be spent on infrastructure and we will have to appropriate it. Selectman Snow replied you won't have to appropriate it will be like FEMA. Selectman Robie explained when we have a disaster it's anticipated. Selectman Robie asked if they want to spend it or leave it in the Trust Fund. If we don't spend it we will have to appropriate it. Selectman Soares would like to see Tower Hill fixed.

Citizen Joanne Beckwith noted you can see daylight in the new swap shop and she felt it shouldn't be that way. It's cold enough out there. Selectman Robie explained it's supposed to be that way, because there's no insulation. The swap shop is not supposed to be heated.

Chairman Kelley motioned to adjourned at 8:11 p.m. Seconded by Selectman Duarte. All were in favor. Motion carried.