

~~Unapproved~~Approved
Candia Selectmen's Public Meeting Minutes
Monday May 21, 2012

Attendance: Chairman Joe Duarte, Vice-Chair Richard Snow, Selectman Fred Kelley, Selectman Amanda Soares, Selectman David DePuy, Selectmen's Assistant Cheryl Eastman, and Administrative Assistant Andria Hansen.

7:00 p.m. Chairman Duarte called the Public Meeting to order.

The Board to accept the donation of Mary Girard's plaque to the Town. Selectman Kelley thanked Mary Girard's family for coming. Selectman Kelley read from the plaque. "Candia presents this award to Mary Girard in grateful appreciation of her many years of public service to the Town. Mary has served on the Planning Board since 1992, and was elected by the Board as its Chairman in 1995. She has served in that position for seventeen years, until 2012. Mary has also served as a Ballot Inspector during our elections, for many years. It is with deep gratitude that we say Thank You, Mary, for your years of dedication to the Town of Candia, New Hampshire." Selectman Kelley said the plaque will be displayed on the wall next to her husband's former Selectman Ronald Girard in the Town Hall meeting room. Chairman Duarte said he spent seven years on the Planning Board with Mary and she was one of the nicest people. He appreciated everything Mary has done for the Town and thanked her family on behalf of the Board.

The Board of Selectmen will hold a public hearing to accept grants in accordance with RSA 31:95-b, III (a). Chairman Duarte read the grants that were received for the 1st quarter: State of New Hampshire – Highway Block Grant \$23,575.76 and the US Department of Justice – Ballistic Vest \$366.93. He then read the donations for the 1st quarter: Candia Congregational Church - \$790.00; Edna Brown - \$150.00; Harriett & David Chalbeck - \$100.00; PSNH - \$250.00; NH Masonic Charitable Foundation - \$1,000.00; and an anonymous donation - \$3.00. Selectman Kelley motioned to accept the 2012 grants and donations for the 1st quarter in the amount of \$26,235.69. Seconded by Selectman Snow. All were in favor. Motion carried. Chairman Duarte asked if there was any public comment. There was no public comment or questions.

Citizen Linda Bergeron commented that she was impressed by Chairman Duarte for visiting the swap shop and congratulating the volunteers for their hard work. She noted they are looking for a solution to the missing toys. Chairman Duarte replied that he appreciated the job the volunteers were doing at the swap shop. Mrs. Bergeron noted there are a lot of dedicated volunteers. Chairman Duarte mentioned that he spoke with Welfare Director DelRosso and she is going to the swap shop to look at some toys, so she can replace some of the missing ones. Selectman Soares said that toys are not considered a need as far as welfare assistance goes. They are not a necessity. Chairman Duarte replied we are going to replace the toys. Selectman Soares reiterated this is not covered under the necessities for assistance. Chairman Duarte replied they have a swap shop which people donate toys and if there are some people in Town that have a need and it doesn't cost the taxpayer's money he felt it was a good idea. Selectman Soares explained the toys are for a program the Woman's Club runs. She felt he wasn't following the

rules. Chairman Duarte replied that's ok. Citizen Ingrid Byrd replied no its not. Chairman Duarte asked what rules she was talking about. Selectman Soares replied the State says what the rules are for welfare assistance and giving out toys does not fall under welfare assistance. Chairman Duarte replied Welfare Director DelRosso will be going down to the swap shop for toys because they have already addressed the issue, but he will read the rules and keep that in mind.

Information from the LGC: Chairman Duarte said he received information from LGC on what they can and can't do as a Board. They have to be careful of improper behavior of local officials and employees. He read from an article *"This is a tort of civil wrong or defamation which includes both oral slander and written liable defamation. A defamatory statement tends to lower a person in the esteem of any substantial or respectable group even if that group is quite small in minority. It occurs when a person fails to exercise reasonable care and publishing, in print, or by speaking a false defamatory statement, a fact about somebody or a third party without any valid. Generally not actionable or deformation unless it's reasonably understood that the opinion is based upon defamatory facts. Statements might be privileged in certain situations for example statements made in the legislative process such as during town meetings or during judicial proceedings are absolutely privileged. Other statements made at quasi judicial proceedings such as Planning Board hearings might be protected by qualified privileged if they are published for lawful occasion in good faith for a justifiable purpose and with belief found it upon a reasonable ground that statement is true. However there is no specific privilege from municipal officials conducting town business so they are generally not protected from liability for making any defamatory statements about other people during committee meetings. It is possible therefore for any official or an employee to be sued by someone claiming that the official or the employee has defamed them."* Chairman Duarte explained one thing about being on the Board is you can be sued without the town being sued. He would've been remiss if he didn't mention this, because if they do get out of hand he wants to say this was covered. He is going to put a copy of this in everyone's folder to read and initial, so if they have a problem in the future they can say they addressed it. He felt a lot of the community want to assist us and we want their help. He felt in many cases he's a little short tempered too, but the point is as a Board they need to request the citizen's respect and they are going try to do that in the future. They can't always be up to snuff especially after working all day and they come in and do and say things that are not proper. He apologized for any problems that we may have caused as a Board to any citizen of the town.

The Board to discuss the Pepper and Critchett easements. Selectman Snow said they have finally reached a point where they have available tonight and ready for signatures the purchase and sale agreements for Dwayne Critchett and Mark and Billie Pepper. He thought they have addressed every possible concern that has been brought up in the past for conservation easements. This has been discussed 3 times by the Selectmen before. Their lawyer has looked at the agreements and Atty. Mayer has looked at the agreements. We have come to concurrence between the two lawyers, we have reviewed it and all of the concerns have been addressed. You don't need permission to go on the land, but the landowners would love to have you stop in and say hello. There is no language in the conservation easement that would prevent it being used in future mitigation efforts for ARM funds. All three of the people involved in granting the conservation easement have indicated hunting and fishing. They don't have any problems with

that. They are at the point now that they have a purchase and sale agreement for each one of those. He is going to be informing the Board that the Conservation Commission has requested that the Board approves this and it's a good thing to do. The other issue that was addressed was taxes and they will be paid at closing if there were any outstanding. Selectman Kelley asked about the subdivision and has Mr. Critchett been to the Planning Board. Selectman Snow explained Mr. Critchett has to do a subdivision and hopefully it's a minor subdivision because there would be no opportunity for the rest of the property to be further subdivided. If the purchase and sale agreements are signed today the closing would be the 20th of July. So between now and July 20th Mr. Critchett is going to have his land surveyor and lawyer come to the Planning Board and see if they get the subdivision through. He noted that Town Counsel indicated he didn't know why it needs to be done by then, but we want it done by then. Selectman Kelley clarified the subdivision hasn't been done, but you still want the Board to sign off on the easement. Selectman Snow explained the purchase and sale agreement is the agreement between the town and the grantee. This says they can now move forward with the subdivision. Selectman Kelley understood but you are putting the horse before the cart. This still needs to come to the Planning Board and it probably won't until late June or early July before he gets in. Selectman Snow said his expectation would be that Mr. Critchett is before the Planning Board in June. Selectman Soares asked Selectman Snow why was he involved in the Planning Board thing. You're doing the easements and Mr. Critchett should be dealing with the Planning Board. Selectman Snow replied he is. Selectman Soares questioned why he keeps saying we. You need to stay out of the subdivision and this is something Mr. Critchett has to do. She told Selectman Snow he has to follow the rules – he needs to do the subdivision before the Board signs the purchase and sale agreement. Everyone that has gone through this will need to get the subdivision first. It's quite simple and she is a little unsure why Selectman Snow wants to rush this. She also has concerns about the tax agreement they set up with Mr. Critchett and he has not met the tax agreement. She wasn't going to get into the details because it was in a non-public meeting. She wasn't sure if the taxes were going to be paid at the closing, because the tax agreement has not been met. Selectman Snow replied that is a discussion you need to have with Town Counsel. Selectman Soares replied you signed the tax agreement you were at the meeting. Selectman Snow replied Town Counsel said there was no problem with it. Chairman Duarte asked if there was anything else the Board would like to talk about other than the tax agreement. Selectman Soares mentioned that Conservation Commission Chair Betsy Kruse had a concern about no public access in the easement language. She mentioned that Betsy questioned there was no guarantee of public access. Her understanding was if the Town was going to use funds to purchase an easement there would be a guarantee of public access. Selectman Snow replied that was extensively discussed at the Conservation Commission meeting and it was agreed that the guarantee of public access is something that is guaranteed if the town purchases the property. It is not customary when you are purchasing an easement. There were extensive discussions with the Chair of the Conservation Commission and Mr. Critchett and Mr. Pepper. They both agreed that they don't want guaranteed public access. They have no problem with people going on their property and using it, but they want to retain the right to be able to post. The Conservation Commission was fine with this. The Conservation Commission recommended these easements based on this discussion. Selectman Soares mentioned she received an email from Conservation Commission alternate Rick Lazott and it showed the conversation you had with Atty. Mayer. She questioned why the Selectmen didn't get copied on the conversation you had with Atty. Mayer so everyone was in the loop. Selectman Snow replied the only information he sent to the Board

was what he told them he was going to give them. After the Conservation Commission came up with the agreement and the recommendation he sent it to the Board the next day. He doesn't have any control over what an alternate of the Conservation Commission sends out. Selectman Snow stated this is what the Conservation Commission, the attorney's, and Mr. Critchett and Mr. Pepper agreed to. Selectman Soares understood but you didn't explain to us what Atty. Mayer had discussed with you and Chairman Duarte. Selectman Snow said she was welcome to look at all of the conversations that have taken place between Atty. Mayer and himself. Chairman Duarte asked if they have a statement back from Atty. Mayer on this and he hasn't seen anything in writing from him. Selectmen's Assistant Eastman said anything she has received about this issue at all has been put in the sign folder. Chairman Duarte noted there has been some concern raised here. Selectman DePuy pointed out the address is 345 Critchett Road on the purchase and sale agreement and 5 Critchett Road on the easement. He explained if the captions in the purchase and sale agreement are meant to be controlling it's the buyers obligation to get the subdivision before we're obligated to buy it. If this is meant to be part of the legal terms of the agreement, it does state that. He noted that he's new to the Board and he doesn't know what the wish of the Town and Commission is. This is a preservation of open land and it states that preservation in the easement. It notes that the purpose shall not be interpreted to guarantee public access and the grantor reserves the right to post against hunting and fishing and/or public access. He took this to mean they can put up no trespassing on the property. He questioned if they are looking for property that the town can use and people can go on to hunt and fish or are just to drive by and look at. He reiterated that he is new to the Board and he's not sure what the goal is, but it seems to him that if the town is buying the easement the town might want the right to post it or not. Selectman Snow explained that would be if they were buying the property. He mentioned the "not guaranteeing public access" was a recommendation from the Rockingham County Conservation District. Selectman DePuy said from deed to deed it seems to him that whether or not we have access depends on the land owner. Selectman Kelley thought that access to the land wasn't a problem it's more that the subdivision needs to get done. He didn't have a problem with signing the Pepper's easement. Selectman DePuy felt Mr. Critchett has to get it subdivided before we commit. Selectman Snow said the reason he can't do the subdivision is because he can't commit the money until we sign the purchase and sale agreement. He doesn't have to have it done, but we want to get it done before the closing. Selectman Kelley said he's not trying to hold up the process but the rules are the rules and we need to follow them. Chairman Duarte had a couple of concerns. The first one would be the subdivision is done and the other one is he isn't happy with us not being able to hunt on the property. He doesn't mind stopping in and asking for permission but the way it reads that is not the case. He felt that Selectman DePuy brought up a couple of good points. Chairman Duarte said this was going to be final approval based on what the deed read. This is the point they are at now. He wasn't sure that the Board was 100% convinced that they are going to sign the documents tonight. He felt the questions could be answered and they could request a few changes. It shouldn't take much more time. Selectman Kelley said he would sign Mr. Pepper's tonight. Chairman Duarte asked what Mr. Pepper and Mr. Critchett's feelings were about the hunting thing. Mr. Pepper said he didn't want his land to be a camp ground for people to go on and make themselves at home. He wouldn't have a problem with it if someone asked, but he is not going to give written permission to everyone under the sun to go out there. His property has been open since his father-in-law bought it 1960. People have been able to walk on it and it's never been posted and as long as he owns the land it never will. If people are going on the property and being careless he will post it.

He is giving up his development rights to the property. He's not making a camp ground or state park. He's putting it in an easement so it will stay like that forever. The easement says it's not guaranteed in writing but it won't be denied. Mr. Critchett says he doesn't have anything against hunting and they have been doing it for years on his property. If they want the wording in the papers a little different then that's what they'll have to do. It's not a big deal, but he agreed with Mr. Pepper in that if they abuse the property they'll have the right to post it. Selectman DePuy was convinced by what Mr. Pepper had to say in that it would not be a good place for a camp ground. Chairman Duarte reiterated he did not see anything from Bart in writing. He would like to see something in writing first. He felt they have approved this, but they have to iron out the bugs. He didn't foresee any problems or delays with this. Citizen Carleton Robie said that the easement is forever and generations change quickly, so what's in the easement wording should be addressed and it's very important to keep that in mind. He noted the land can be sold with an easement on it and someone could purchase it with a different view. Citizen Ingrid Byrd asked how much were they paying for the development rights. Selectman Snow replied \$135,000 for Mr. Critchett's and \$110,000 for the Pepper's. Citizen Ingrid Byrd asked for how many acres. Mr. Pepper replied his is 55 acres and Mr. Critchett's is 31 acres. Citizen Ingrid Byrd asked if the Conservation Commission has that much money in their accounts. She question why Selectman Snow couldn't tell her two meetings ago when she questioned how much money the Conservation Commission had. Selectman Snow replied its somewhere around \$600,000. Citizen Ingrid Byrd replied you're the Treasurer and you should know. When you don't say the truth to a question from a citizen, it has a way of coming back and biting you. Citizen Judy Szot asked what the process was on how they choose property and are we just using Town money to buy scattered properties or do we have a vision of what we are trying to do. The Conservation Commission had close to a million and a half dollars that we spent on buying rights to different properties in Town. She asked if the Selectmen would question what the Conservation Commission's vision is and how they choose to purchase these properties and how is it going to benefit the citizens of Candia. She agreed with Citizen Carleton Robie in that once a property is sold anything that's not in writing doesn't apply. She noted that Mr. Pepper and Mr. Critchett may be amenable to people using the land, but if spending almost \$250,000 of Town money people should be able to use it. Selectman Snow said the Conservation Commission has carefully considered these and they looked at pathways that come from Deerfield. They are keeping open the wildlife corridor so it's consistent with the open space goals. Conservation Commission member Dennis Lewis explained if someone comes to talk about an easement they look at what it connects to. For example if there lot was on Main Street we wouldn't be interested in it. He noted granted they are small parcels they connect to a corridor to other parcels. Selectman Soares asked if they have an idea of what's left in the conservation balance. Selectman Snow replied after they get though all of the encumbrances it will be somewhere around \$350,000. They have another payment on the Sanborn property. Chairman Duarte asked where we are at with the Planning Board. Selectman Kelley replied it has been brought to Planning Board. He noted that Selectman Snow brought something to the last Planning Board meeting and felt that Selectman Snow was trying to push it through pretty fast. He reiterated this has to be brought to the Planning Board first. Conservation Commission member Dennis Lewis noted that Mr. Critchett is only subdividing one lot out and with the easement it's a minor subdivision without the easement it's a major subdivision because it's still re-sub dividable. This is why the path was taken to see about getting the easements signed, so when they go to the Planning Board they realize this could not be further subdivided. At this point it only means

another meeting, because they've done full perimeter survey. Selectman DePuy said this is conditional upon subdivision approval so if it doesn't go through the Planning Board it doesn't become effective. He thought they could vote on this presently and then it's subject to the Planning Board. If they don't approve it, it doesn't happen. Selectman Snow explained you have a certain timeframe they can't move forward on the subdivision until they have the purchase and sale agreement done, because this locks in the terms. Chairman Duarte said there are two things he wants. He would like to get something in writing from Atty. Mayer and he would like to get some input from the Planning Board. He would like to know if they foresee any problems with the subdivision. He felt they have already gone along with it, but they would like it done a certain way. He felt that Citizen Carleton Robie had a good point. If they can get these things cleared up they can work on getting this done. However, a few pieces of the puzzle are missing and he has some concerns. He mentioned there a lot going on at the State House as far as easements are concerned. He felt that once these concerns are answered the Board could move forward on this. Selectman Kelley agreed with Selectman DePuy and if the application was in for the subdivision he wouldn't have a problem with it. He didn't have a problem signing Mr. Pepper's easement. Selectman Snow suggested giving Chairman Duarte authority to sign the purchase and sale agreements consistent with satisfying his concerns and what Selectman Kelley gets out of the Planning Board. *Selectman Snow moved to authorize the Chair to sign the purchase and sale agreement consistent with satisfying the concerns that he has and the Planning Board might have. Seconded by Selectman DePuy.* Chairman Duarte questioned if he should vote on this since he is signing it. Selectman DePuy noted they are buying the development rights and the landowners have given up their right to develop the property. The hunting and fishing will be up to the landowner and maybe if people ask they will be treated well. Mr. Pepper said reserved rights in the easement language the land owner reserves the right to post against hunting and fishing and/or public access. This just gives us the option. Citizen Judy Szot said the problem isn't with Mr. Critchett or Mr. Pepper. The problem is succeeding generations. If Mr. Critchett and Mr. Pepper sell the land will there be public access. Everyone wants the easements to go through, but they also want to protect the citizens of the town. She felt it wouldn't be a problem holding off another two weeks and during that time maybe Mr. Critchett can get an application into the Planning Board. Chairman Duarte asked Selectman Kelley, who is the Planning Board rep, if he saw any problems with the application. Selectman Kelley said he didn't see any problem, but he has to submit the application first. Chairman Duarte called for a vote. Selectman Soares abstained and Chairman Duarte, Selectman Snow, Selectman Kelley, and Selectman DePuy were in favor. Motion carried on a vote of 4 to 0.

The Board to consider the draft of the revaluation RFP. The Board tabled this discussion until the June 11th, 2012 Selectmen's meeting.

Selectman Soares to give update on painting town hall. Selectman Soares said she wanted to have the office painted by a licensed professional. She didn't want to mess it up and they needed to do some repair work. She asked Dennis Vincent and Felix Sheppard to give us a quote to paint the first floor. Felix Sheppard gave her a quote of \$3,880 and he could paint on weekends and nights. Dennis Vincent gave her a quote of \$3,000, but he can't paint on weekends. He would have to paint during work hours. She was going to give everyone a week's notice, so they can do things appropriately and it wouldn't be too much of an inconvenience for the employees.

She gave everyone a full set of pallets. She would like to see light colors nothing too dark. Chairman Duarte asked if she could get one more quote. Selectman Soares said she would. It was noted that Fletcher Perkins would be donating all of the paint. The contractors know that the paint will be supplied. Chairman Duarte asked if she could get the prices in writing. Selectman Soares replied yes and she already has two of them. Selectman Snow said they'll have to do some tight scheduling. Selectman Soares said she was going to start with the rooms that didn't require too much moving around. She would like to see how long it will take them so they can plan accordingly. Once she has a plan she will bring it to the Board. Selectman Snow asked what line was she going to have this taken out of. Selectman Soares replied the building maintenance line. Selectman Kelley thanked Selectman Soares for working on this.

Selectman Snow to give update on the closure of the old recycling center. Selectman Snow explained they are at the point where they will be putting out the IFB next week. When it goes out we'll have a required bidder conference on June 11th which is the next Selectmen's meeting. It will be mandatory for anyone that wants to bid on the project. The bids will be required to be available by June 25th. We'll have a two week period to review them and we could accept one of the contracts on July 9th. They did some additional testing. They tested around the berms in the area where they did the burning and behind the area where we were crushing the glass. There were some high numbers there so that portion of the quote is something they will have to look at when they get the bids back. Once the bids are in the plan is to take down the buildings, crush all of the cement, break up the areas where the glass was and use that for fill, take the area outside the berms and level it out. Then they will put a layer of clay and a layer of loam. Then they will determine what they have in the berm area to see how much money is left over from the fund that we have available (incinerator closure fund). Then they can decide how they can get rid of the material in the berms. The material in the berms is solid waste or a combination of solid waste and dirt. They will have to remove it if it is solid waste and there will be a cost associated with that. Chairman Duarte asked how bad the levels from the testing were. Selectman Snow explained the testing that was done was an attempt to determine whether we had only clean ash. The test determined it was not clean ash, so we can't use it on site and they are considered high enough to be considered solid waste. Selectman Kelley asked why they didn't just bury it. Selectman Snow said this is something they would discuss with DES. Selectman Soares and Selectman Kelley replied this is what DES told us to do. Selectman Snow replied this isn't what they told us to do. Selectman Kelley stated Doug Kemp told him directly this is what they could do. Selectman Snow explained the closure plan specifically stated we have to take care of the stuff in the berm area. Selectman Kelley asked why you have to remove the cement pieces in the ground when you are going to put a layer of clay and dirt over it. The concrete isn't going to hurt anything and who knows what's under it. You should leave it alone. Selectman Snow said it could be broken up easily and they could use it for fill. Selectman Kelley replied you don't know what's under it. Selectman Snow asked if he was there when they poured the concrete and what did he think was under there. Selectman Kelley replied no and he didn't dare to ask. Selectman Snow said you would have to have been on top of the cap. Selectman Soares noted that no one knows where the cap is. Selectman Snow replied this is the best advice we had. Citizen Carleton Robie thought the only thing that needs to be taken down is the concrete wall on the incinerator building. The slab is probably ok, but the wall would probably stick out of the ground after it was backfilled so you would want to take it down. Chairman Duarte thought they should get it to where we want it and get it level. Citizen Bob

Debrowsky explained when you talk about taking up the pad they aren't talking about digging down 8 feet. They are literally taking up the pad, so they won't find anything. They won't see big cost savings by eliminating the pad removal. There is equipment that is designed to crush up rebar and concrete. Citizen Judy Szot said she has lived here a long time and years ago people just dumped their garbage in there. People dumped stuff like chlordane and lead paint. They keep filling and there is stuff in there we don't want to know about. They never did any testing and just poured the pad. They were told when the incinerator was built that dead ash was so clean they could eat it. She agreed with Selectman Kelley and you don't want to mess with it. Things were just dumped because there weren't any regulations and no one was aware of how dangerous the stuff was. Chairman Duarte said if there is something in there they don't know about he would be a little worried about it. Chairman Duarte said when Selectman Snow gets some more information the Board will discuss it some more. Citizen Carleton Robie said maybe you could send out an RFP to have the buildings down. The people voted for it two years in a row. If they got this portion done it would be a lot easier. Selectman Snow said that is the purpose of the RFP. Selectman Snow said the sight is a capped land fill and DES has said its all set the way it is. They are monitoring the wells around it and until the wells start showing concerns DES is not going to bother us. Citizen Judy Szot said the incinerator was built in the 1970's that was before that land fill was capped. They just went into an area that has been filled and built the incinerator. There was no testing of the soil and you don't want to mess with the cap. The people said to get rid of the buildings why are we getting into all of this. Do what the people asked you to do. Selectman Snow thought the area that was capped is outside of the incinerator. Citizen Ingrid Byrd didn't understand why in March we have had an established plan and now it's maybe by July we can get going. They have different people handling it and it will be next July before this is all done. She questioned why we aren't using the plan that was approved by DES. The only thing she can think of is somebody doesn't like the way Selectman Soares did it and they are going to do it all over. Chairman Duarte understood her concerns and the plan was approved but the sight still needs to be looked at. He felt when they get to the final they will have a date. His opinion is to leave well enough alone and they'll go from there. Citizen Bryan Johnson of Old Deerfield Road asked if we have anything from DES on what they suggested to do. Selectman Snow explained that DES told them to send a letter and they will tell the town whether they like it or not. The testing that was done was an attempt to determine whether it was benign material in the berms. Citizen Bryan Johnson asked if there was something in writing with suggestions from DES. Selectman Soares replied they approved the closure plan. Selectman Snow said the closure plan has been approved and the conditions included in the closure plan were to get rid of the buildings and the berm area need to be done. These are the rules and regulations and you attempt to interpret them. Chairman Duarte asked if DES wanted us to test those specific spots. Selectman Soares replied no. Chairman Duarte reiterated did DES request that you do that or did you do it on your own. Selectman Snow said they needed to test to be able to determine if the material was benign. The test was done to satisfy the requirements of DES. This was to insure if it was solid waste or hazardous waste. Chairman Duarte asked if we could have done it without those tests. Selectman Snow replied yes you probably could have told DES what you were going to do and they would have said you have to test it. They wanted us to get rid of those berms. Citizen Fletcher Perkins asked how big the berms are. Selectman Snow estimated about 1,500 yards. Citizen Fletcher Perkins asked how much does it cost to remove it. Selectman Snow thought it was about \$60 a ton. It's going to cost us a lot of money. Citizen Fletcher Perkins felt he opened up a can of worms. Selectman

Kelley asked why they couldn't leave the berms alone. Selectman Snow replied because they said you couldn't. He noted 2001 is the last piece of paper he had when they did need to be tested in a cease and desist and it said get rid of the stuff that is there. Selectman Kelley said just bull doze it into the hole. Selectman Snow didn't think so unless you want to get into trouble. Chairman Duarte said he will call DES tomorrow and ask where we go from here, what we need to do, and is testing required. He will report the info back to the Board and they can go from there. They aren't accomplishing anything this evening. He will call DES tomorrow and ask where we go from here, what we need to do, and is the testing required. Selectman Kelley said the people of the town voted to take down the buildings so let's get the RFP out. Citizen Ingrid Byrd didn't understand why you put someone who knew nothing about this in charge of this project instead of putting the person who spent over two years on it. She had it all set up and by giving this project to Selectman Snow who knew nothing about it you have created a monster. She felt they should back up and ask Selectman Soares's opinion. Selectman Snow said he will have the draft of the RFP this week. They will have the contractor's come to the next meeting, look at the site, determine what they are bidding on, and the next meeting they will bring in their bids. Citizen Carleton Robie asked if Selectman Snow's invitation to bid included the whole site. He noted that Selectman Kelley is talking about the RFP to remove the buildings. He felt Selectman Snow was trying to get his big plan passed and the only thing that should be done is that the building should be removed. Selectman Snow replied the RFP contains groups of things that need to be done. Chairman Duarte said he will follow up tomorrow. Citizen Becky Sarra asked if they just take down the buildings is that going to allow ground maintenance in the future. Chairman Duarte said they are going to grow grass and the bunkers are coming down. Citizen Becky Sarra asked what the plan for ongoing maintenance is. Chairman Duarte replied once the grass has grown in probably just mowing. Mrs. Sarra asked if they would mow over the berms. Chairman Duarte replied they won't mow where there could be possible ash. Mrs. Sarra noted if we don't allow for the maintenance of the property it will grow in. Chairman Duarte said he will check with DES to find out what they have to do. All he wants is to get that place closed down. He knows many towns use them as recreation areas once they are cleaned.

The Board to authorize payment of payroll checks and accounts payable checks. Chairman Duarte read the grand total in the amount of \$59,105.49. Selectman Snow moved to authorize the payment of payroll and accounts payable checks in the amount of \$59,105.9. Seconded by Selectman Kelley. All were in favor. Motion carried.

Approval of Previous Minutes: Public Meeting Minutes of 5/7/2012. Selectman Soares motioned to approve the public meeting minutes of May 7th, 2012 as written. Seconded by Selectman Kelley. All were in favor. Motion carried.

Selectman Soares asked about the spare copier and could we get rid of it if we aren't using it. We could really use the closet to store some of our equipment. Selectmen's Assistant Eastman noted that it's used very little.

Fire Chief Young said he attended the meeting to explain the compensation package. Chairman Duarte asked if they have something in writing and he was looking for something so he can send it to Atty. Mayer. Firefighter George May presented the Board with some information. Chairman Duarte would like to review it and send it to Atty. Mayer. He just didn't want to

receive it the last minute and hold them up. Fire Chief Young thought the Board will find it to be very simple. Firefighter George May noted the disbursement for compensation will be paid annually, so there will be one check. The year will run from December 1st to November 30th. This will give the month of December to do the final calculations. Chairman Duarte said the only problem he had is that he didn't want any issues with the labor board.

Other Business

Road Safety Audit. Selectman Snow said he wanted to put in a couple of road safety audits. One would be down by the church at Route 27 and Route 43. He had input from residents that were concerned. He will contact SNHPC and request road safety audits. Selectman Kelley said they had the section in front of his old shop and they came up with a price. Selectman Snow said that wasn't a road safety audit that was a plan written up by an engineer. Chairman Duarte said as long as it doesn't cost anything he can do it.

Sign request: Selectman Snow would like to send a letter to District 5 for school bus signs. Chairman Duarte has Chief McGillen looking at it. Selectman Soares noted it's a designated bus stop. Chairman Duarte told Selectman Snow to send a letter.

Solar Energy tax exemption: Selectman Snow informed the Board he is going to look into a petition warrant article for a solar energy exemption.

Old Home Day: Selectman Snow has a Candia beautification contest going on. He would like to do a Volunteer Appreciation day. Selectman Kelley said he will mention it to the Old Home Day Committee. Selectman Kelley said the fireworks company will be presenting him with an insurance policy and OHD Committee has been receiving donations.

Selectman Snow would like to look into a summer recreation program again.

Chairman Duarte thanked Selectman Soares for the extra work on the painting.

Chairman Duarte motioned to adjourn at 8:36 p.m. Seconded by Selectman Kelley. All were in favor. Motion carried.

Respectfully submitted,
Andria Hansen
Recording Secretary