

~~Unapproved~~ **APPROVED**  
**Candia's Selectmen's Public Meeting Minutes**  
**February 26<sup>th</sup>, 2018**

**Attendance:** Chairman Carleton Robie, Vice-Chair Susan Young, Selectman Scott Komisarek, Selectman Mark Laliberte, Selectman Russ Dann, and Administrative Assistant Andria Hansen.

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

**Approval of Previous Minutes: Public meeting minutes of 02/12/18.** Selectman Young moved to accept the February 12<sup>th</sup>, 2018 Selectmen's Meeting minutes as presented. Seconded by Selectman Komisarek. All were in favor. Motion carried.

**The Selectmen will hold a public hearing regarding the question of permitting the operation of the NH Keno 603 game at qualifying establishments within the town on the March 13<sup>th</sup>, 2018 election ballot.** Chairman Robie opened the public hearing. Selectman Laliberte asked if anyone had any questions or concerns about this. He did print out two documents if anyone was interested (see attached). One of them is from the New Hampshire Municipal Association on the process of how they got it on the ballot, what the law actually says and what will happen if it passes or fails. The second handout is about what Keno is. He got something from NH Lottery that explains the game proper. To be honest it is kind of a biased document because it is promoting the game, but it is the best thing he's found that explains the game. He asked if anyone had any comments. This is on the ballot for March 13<sup>th</sup>. If it passes it means that restaurants that are in town that are full service and provides what is called "pour" which services alcohol, they will have the ability to apply to the NH Lottery to see if they would like to offer the game. There is no guarantee that they would get it but that is something they could do. If it fails they would not be allowed to apply for the game. He asked if anyone had any questions, concerns, or comments. Resident Ed Fowler asked if it had to be a full service bar. Selectman Laliberte replied yes which they don't have any in town right now. It has to be full service not just beer. There were no other questions or comments. Chairman Robie closed the public hearing.

**Conservation Commission Chair Susan Wilderman will give the Board an update on the Fowler easement.** Conservation Commission Chair Susan Wilderman was present. She explained when she was here in October to look at moving forward with the Fowler project. Just some reminders, it is a donated easement and what you have in front of you is the wording of the easement. It has been worked through and she believed they are here to bring this project to a close. Chairman Robie asked if Bear Paw Regional Greenways was going to hold the easement. It is the same as all of the other easements that are similar. Conservation Commission Chair Susan Wilderman noted the wording is very similar to the easement the Fowlers had done on Palmer Road. There is also a map that shows you where the easement was compared to the exclusion part. Selectman Dann asked if the language for the easement was drawn up by an attorney. Dan Kearns of Bear Paw explained that it is drafted in their office and it is reviewed by their attorney. He believed the original Fowler easement was reviewed by the Town as well. The language on this one is verbatim, the same as the Palmer Road easement that they did before. It does convey an executory interest to the Town of Candia that if they fail to enforce the

easement or they fail to exist the Town of Candia can step in and take over the conservation easement. Selectman Laliberte asked what the process was. The Board approves it and the Chairman signs it. Dan Kearns explained each town that they work with does it in a lot of different ways. Sometimes all of the members of the Select Board will sign or Town Counsel will sign. Other times they will designate someone. Selectman Laliberte replied theoretically because the Fowlers are here and we have a Notary they could get this done tonight. Mr. Fowler said he wife was not present. Dan Kearns noted that each of the signature pages is separate, so they can make arrangements with the Fowlers to sign it. Chairman Robie, Selectman Laliberte, and Selectman Young proceeded to sign the easement.

**The Board to authorize payment of payroll checks and accounts payable checks.** Selectman Laliberte announced the grand total for accounts payable and payroll checks for February 22<sup>nd</sup> and March 1<sup>st</sup> was \$567,496.83. Selectman Dann moved to approve the accounts payable and payroll checks for February 22<sup>nd</sup> and March 1<sup>st</sup> in the amount of \$567,496.83. Seconded by Selectman Young. All were in favor. Motion carried.

### **Other Business**

**High Street Subdivision:** Road Agent Lewis noted that someone had called the Land Use Office today who purchased the property at 608 High Street. It is a subdivision that is going in just before Donovan Road on the same side. They want to get started on that and they have requested a pre-construction meeting. They need to have a bond in place. Our regulations say they must notify the Board of Selectmen and Planning Board before they get started. He didn't know if they need to meet with the Selectmen or should they just send a letter and their bond would suffice. Usually it is just a letter notifying them they are going to get started and get the bond in place. There is no need to have a pre-construction meeting until they have posted bond. They've had issues in the past where people get confused and they think they can start before the bond is in place because they've had the pre-construction meeting. He thought from this point forward they ought to make sure they follow the rules pretty closely on things like that. So to avoid confusion he is bringing it to the Board. He asked if the Board would like them to come in or do they want a letter and the bond? How does the Board want to proceed? Chairman Robie thought a letter of intent to move forward would be fine, and then bring in the bond. He thought the bond was posted at \$666,000 plus \$14,700 for the construction monitoring. That will go to the Land Use Office and the bond will come to the Selectmen to hold. Road Agent Lewis added as inspections are performed the bills will be paid from that \$14,000. Sometimes they get into a situation where it is not enough because of the way the contract is perceived. It should be more than enough if it is done in a timely fashion, but when they start complaining that the costs are too high there usually is a reason. Chairman Robie added as the job progresses the bond will be reduced. Road Agent Lewis said that comes back to the Board of Selectmen, the reduction is recommended from the Planning Board but the Selectmen reduce the bond. Once the bond is in place they will hold the pre-construction meeting and move on. He asked if any of the Selectmen would like to attend the pre-construction meeting. Chairman Robie asked if any of the Selectmen wanted to attend the pre-construction meeting with Road Agent Lewis. Selectman Dann said if he is around he will attend. Road Agent Lewis said he would let them know once it is scheduled should anyone want to attend. Selectman Young asked if the Building Inspector

attended this meeting. Road Agent Lewis said not usually, it is just for the road. Once they decide they want to build houses, it will involve Building Inspector Murray.

**Mud Season:** Road Agent Lewis noted that mud season has been horrendous. He didn't know if they have received many complaints. Last week when it went to seventy degrees the frost came out fast. Selectman Laliberte heard that Currier Road was bad. Road Agent Lewis said Tower Hill was bad also. Some of the others weren't bad. Currier Road was pretty much impassable. Chairman Robie asked if the frost came out. Road Agent Lewis said this is the first day that it has started to firm up. Before that it was a couple of feet deep. Selectman Young said everybody has the highest compliments and comments for you. There is only so much anyone can do. They have not complained about you at all. Road Agent Lewis said he had a couple. They were fine with it, but they asked if there was anything he could do. When it is that deep you can't even back a truck in with the stone. He attempted it last week and there is only so far you can go. They'll have to look at doing something to Currier Road. Chairman Robie said it was probably time to do something. Road Agent Lewis said if they keep it as a gravel road they could dig it down, box it out, put in some under drain, put down fabric, and put in some layers of stone. Even that isn't going to cure it, but it would make it way better than what they have. There are over 300 hundred cars a day on that road. A gravel road they usually recommend 90 cars as the limit on a gravel road. Selectman Young said a lot of people she has spoken to like the gravel. They do not want it paved. The people who live on that road do not want it paved. Chairman Robie said at some point the Selectmen and the Road Agent have to make that decision on a safety issue up there, if that is the thing that has to be done. Selectman Young said she would try to go that route before they push anything else. She thought they would have a lot of push back if they try to pave it. Road Agent Lewis said you have to remember if somebody needed an ambulance up there or if somebody's house was burning down and they needed to get a fire truck up there, that is when everyone opens their eyes to what is happening. Chairman Robie said they've put enough money in that road installing stone and gravel to have done that road and done it right. They've put way over that amount. Road Agent Lewis said in twenty two years he has put over 250 tri axle - ten wheeler loads of straight 1 ½" stone in that road. Chairman Robie said when they dig that up they are going to reclaim all of that. Road Agent Lewis said they will screen it all out to use it on the next dirt road. Selectman Komisarek said they've had quite a bit of discussion about Currier Road and the condition. There is a whole liability issue and they have the responsibility as a Select Board to insure public health, safety, and welfare. So when you get a road that is not passable, that's a problem. He knows there are residents on both sides of that issue and he would like to keep it that way. Just hear the numbers that Road Agent Lewis is putting out there, 300 cars a day when it should be 90 cars and it becomes impassable. It will be on the Select Board as to why the heck somebody didn't do something. He said the same thing last time. Selectman Young noted it was on the ballot and it didn't pass. It didn't pass by 200 or 300, it was quite substantial. Chairman Robie said it still becomes a safety issue. The Selectmen have to make that decision. Selectman Young said that will be interesting. She was hoping they could still keep it dirt, but address the drainage.

**Judy Szot's question regarding the Deliberative Session mailer:** Resident Judy Szot asked the Board why they chose not to send out a copy of the proposed budget before the Deliberative Session. She would hope that the Board would reconsider this and send it out next year. She felt the reason might have been that this is a digital age and people can just get on the computer and

they can look at it. She thought they had a lot of citizens that don't have computer access. Also she felt the mailer warns the citizens that the meeting is coming up. If you don't see it you tend to forget that it is coming. It is the responsibility of the Board to be as open as they possibly can and sending out that budget says "here we are, this is what we want to do, come to the meeting". Whether it brings one more person to the meeting or not is not the issue, the issue is that it is the responsibility of the Select Board to inform the people of what is happening. There may be people that are new in town and don't know how our government works. When you get the flyer in the mail you can call the office and ask what it is and what is going on. The other thing is when you are looking at the small (computer) screen it is really hard to see what is going on in the budget. It is a lot easier flipping paper. This is her personal bias. She was told that it was a lot of money and the Board didn't have the money to spend on it. In a 3 million dollar budget that is a small amount. She will be going to the School Board to make the same statement. She really felt it disenfranchised a portion of our citizens by not having that out in the mail. Selectman Young thought that was a good suggestion and if they (the town) could get with the school. The school's budget is almost 9 million dollars. So if they could combine those and send them out that way, it would let people know. Resident Judy Szot said it is a warning for the people that it is coming up and if you are interested come to the meeting. This is what the town is doing and this is how they are spending your money. She hoped the Board would reconsider and think about that for next year. Chairman Robie thanked Mrs. Szot and they will reconsider that for next year.

**Easement question:** Resident Al Hall noted at one of the last meetings Conservation Commission Chair Susan Wilderman approached the Board about the request for payment/fee for the Sanborn easement. It was an application fee. If his memory serves him correctly the Board approved the application fee. He asked what the status of the easement was. Chairman Robie clarified that was an approval for an appraisal to assess the property and that is as far as that has gone. Resident Al Hall asked if the Board has heard anything. Chairman Robie said no they haven't. They did pay for the appraisal which was a request and the Board voted to do that. Resident Al Hall said he was expecting to hear something from Conservation Commission Chair Susan Wilderman tonight about the status of that. He asked if the Board could check into that. Chairman Robie said he is going to wait for Conservation Commission Chair Susan Wilderman to bring back whatever she brings to the Board of Selectmen on that easement. Resident Al Hall noted that was last year's expenditure. Chairman Robie said that the appraisal has been paid.

**Budget notification (mailer):** Resident Linda Bergeron asked why the mailers can't be put at the library, post office, and town hall. Chairman Robie said he was the person that authorized the office not to send out the mailers. They advertised in the newspaper that they would be available at the town hall, library, and the Deliberative Session. This was his decision. Resident Linda Bergeron thought it was a good decision to make. They don't need the expense of paper and postage. Chairman Robie reiterated that they will reconsider it next year and he thanked Mrs. Szot for her input.

**Elections:** Town Clerk Chris Dupere noted the elections will be March 13<sup>th</sup>. She asked if they have figured out who is working when. Selectman Laliberte said they are working on it. Town Clerk Dupere said the next Selectmen's meeting is the night before the election and she'll be very busy over there setting up. Selectman Laliberte said he will put a sheet in the information

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folder for everyone to sign up. Once they get that established he will make sure that she and the Moderator get a copy of that. Town Clerk Dupere noted that she will need all of the Selectmen to sign at the very end.

Selectman Laliberte moved to adjourn at 7:27 p.m. Seconded by Selectman Dann All were in favor. Motion carried.

Respectfully submitted,  
Andria Hansen, Recording Secretary