

Candia Board of Selectmen

Agenda

January 9th 2023 at 7:00pm

Call to Order

Roll Call

Approval of Minutes: Public Minutes for December 12th, 2022, December 23rd, 2022

Department Reports: Highway; Police; Fire; Building; Solid Waste; Budget; Other

New Business:

- Warrant article request
- Right of Way Access Request
- Irving Payments
- Building Inspector position - Certification Requirements

Old Business:

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Other Business:

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Calendar:

- The Town Offices will be closed on Monday, January 16th, 2023 - Martin Luther King Day
- Next Board of Selectman's Meeting on Monday, January 23rd, 2023 @ 7:00pm
- Deliberative Session – February 4th, 2023 @ 9:00am – held at Moore School

Public Input:

This public body may enter into one or more nonpublic sessions as permitted under RSA 91-A:3, II(a).

Adjourn

Payroll and Accounts Payable

Check Date	Payroll Manifest	Total Amount	Payroll Subtotal
12/15/22	1240-03	71,538.28	71,538.28
12/22/22	1241-01	23,237.27	94,775.55
12/29/22	1242-01	22,894.77	117,670.32
01/05/23	1243-03	22,801.69	140,472.01

Includes FD stipends

Check Date	Accts Pay Manifest	Total Amount	Accts Pay Subtotal
12/15/22	202250	40,751.68	40,751.68
12/22/22	202251	66,908.54	107,660.22
12/29/22	202252	41,310.64	148,970.86
01/05/23	202301-Dec	40,810.58	189,781.44

Grand Total Payroll and Accts Pay \$330,253.45

Join Zoom Meeting

<https://us02web.zoom.us/j/6034838101>

Meeting ID: 603 483 8101 Password: 8101

Dial In +1 646 558 8656 US

January 08, 2022

Town of Candia
Road Agent's Report
Month of December 2022

Summary of Work:

- Installed Shoulder Gravel on Healy Road and Chester Turnpike
- 2 Spreader runs
- 2 Plowable storms
- Cleanup after 23 Dec Nor'easter
- Truck winter sand for stockpile
- Patching as needed

Jeff Wuebbolt
Road Agent

CANDIA POLICE DEPARTMENT
ACTIVITY 11/18/2022 to 12/15/2022

During this period, the Candia Police Department issued 98 motor vehicle warnings and 8 summons'

The following were arrested/summonsed:

11/26/22	Katelyn Parker, age 28, Hampton, NH	Portsmouth warrant-Stalking
11/29/22	Juvenile female from Andover, NH	temporary custody for transport
12/2/22	William E. Soucy, age 30, Candia, NH	Reckless Conduct-Deadly Weapon Resisting Arrest
12/2/22	Eugene Connor, age 66, Candia, NH	DUI 2 nd , Resisting Arrest
12/14/22	Rediet Teferra, age 32, Manchester, NH	Candia warrant charging Littering

No Crime Incident Event Breakdown

Event	Description	Total	%
911	911 Hang Up	0	00.0
AIM	Aided Motorist	0	00.0
AL	Alarm	0	00.0
BEA	Bureau Of Elderly & Adult Services Investigation	4	00.7
CC	Citizen's Complaint	1	00.2
CF	Dog License Civil Forfeiture	0	00.0
CIN	Child In Need Of Services	1	00.2
CIV	Civil Standby	0	00.0
COM	Community Outreach	0	00.0
CP	Community Policing	1	00.2
DCI	Dcyf Investigation	18	03.3
DEE	Put Down Injured Animal	0	00.0
DOG	Dog At Large / Loose Dog	0	00.0
FIN	Fingerprinting	6	01.1
FPR	Found Property	25	04.5
IA	Internal Affairs Investigation	0	00.0
IEA	Involuntary Emergency Hospitalization	0	00.0
JUV	Juvenile Complaint	3	00.5
KD	K-9 Deployment	0	00.0
LEB	Law Enforcement Background Investigation	0	00.0
MED	Medical Call	2	00.4
MVC	Motor Vehicle Complaint	12	02.2
NC	Noise Complaint	1	00.2
NDT	National Drug Take Back	2	00.4
NED	Neighbor Dispute	9	01.6
NO	Notification	1	00.2
NTO	No Trespass Order	2	00.4
OD	Drug Overdose	0	00.0
OF	Fatal Overdose	0	00.0
OHR	Ohrv Complaint	1	00.2
PDB	Prescription Drug Box	0	00.0
PU	Police Pursuit Report	1	00.2
RAD	Radar Enforcement	0	00.0
RH	Road Hazard	0	00.0
RPO	Return Property To Owner	0	00.0
SC	Shooting Complaint	3	00.5
SCA	Scams/Phone&email	8	01.5
SEC	Security Check	61	11.1
SP	Serve Papers	64	11.6
SPA	Suspicious Activity	48	08.7
SPM	Suspicious Motor Vehicle	1	00.2
SPP	Suspicious Person	3	00.5
SSA	Safe Schools Act	9	01.6
SUI	Suicide	2	00.4
SO	Sex Offender Registration	24	04.4
TE	Traffic Enforcement	0	00.0
TH	Threats	4	00.7
TRU	Truancy	0	00.0
WD	Tree / Wires Down	0	00.0
VIN	Vin Verification	0	00.0
WB	Well Being Check	11	02.0
WI	Weapons Incident	0	00.0
WSS	Not Specified	2	00.4
WPI	Police Information	76	13.8
WSD	Sudden Death	5	00.9
WOA	Assist Other Agency	34	06.2
WIS	Disturbance	18	03.3

ASC	Assist Citizen	59	10.7
ACP	Animal Complaint	5	00.9
AFE	Assist Fire/EMS	9	01.6
MIP	Missing Person	2	00.4
LPR	Lost Property	8	01.5
OTH	Other	5	00.9

Grand Total: 551

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTALS
1	1	0	0	0	0	0	0	0	0	0	0	0	1
s	0	0	1	0	0	0	0	0	0	0	0	0	1
p	0	0	0	0	0	1	0	0	0	0	0	0	1
a	0	0	1	0	0	0	0	0	1	1	0	0	3
	0	0	0	0	0	1	0	0	0	0	0	1	2
C	1	0	5	0	0	0	1	0	0	2	0	0	2
	0	0	1	0	0	0	0	0	0	0	0	0	8
t	0	0	0	0	0	0	0	0	3	0	0	0	1
t	0	0	1	0	0	1	0	0	0	0	0	1	3
r	0	0	0	0	0	0	0	0	0	1	0	0	1
	0	0	0	0	1	0	0	0	0	0	0	0	1
p	0	0	0	0	0	0	0	0	0	0	0	0	1
00	0	0	0	1	0	0	0	0	0	1	1	0	1
-	0	0	0	0	0	0	0	0	0	0	0	1	3
0	0	1	0	1	0	0	0	0	3	0	0	0	5
00	0	0	0	0	0	1	0	0	0	0	0	0	1
0	1	1	1	1	0	1	0	0	1	0	0	0	6
k	0	0	0	0	1	0	0	0	0	1	0	0	2
	0	1	0	0	0	0	0	0	0	0	0	0	1
+	0	0	1	0	0	0	0	0	0	0	0	0	1
	1	0	0	0	0	0	1	0	0	0	0	0	2
	0	1	0	0	0	0	1	0	0	0	0	0	2
	0	4	1	0	0	0	0	1	0	0	0	1	7
	0	0	0	1	0	0	0	0	0	0	0	0	1
	0	0	1	0	0	0	0	0	1	0	0	0	2
n	0	0	0	1	0	0	0	0	0	0	0	0	1
e	0	0	0	0	0	1	0	0	1	0	0	1	3
o	0	0	0	0	0	0	1	0	0	2	1	0	4
n	0	0	0	0	0	0	0	0	1	0	0	0	1
a	0	0	1	0	0	0	0	0	0	0	0	0	1
	0	1	0	0	0	0	0	0	0	0	0	0	1
	0	0	0	0	0	1	0	0	0	0	0	0	1
e	0	0	0	0	0	0	1	0	0	0	0	0	1
	0	0	1	1	1	2	0	3	0	3	0	0	11
	0	0	0	0	0	1	0	0	0	0	0	0	1
	0	0	0	0	1	2	0	0	0	0	1	0	2
e	0	0	0	1	0	0	0	0	0	0	0	0	3
	0	0	0	0	0	0	0	0	0	0	0	0	1
	0	0	0	0	1	0	0	0	0	0	0	0	1

01/01/2022 - 12/31/2022

01/09/2023

Felon in Possession of Dangerous	0	0	0	0	0	1	0	0	0	1	0	0	2
Reckless Conduct - Deadly Weapon	0	0	0	0	0	0	0	0	0	0	0	1	1
Reckless Conduct; Domestic Violence;	0	0	1	0	0	0	0	0	0	0	0	0	1
Cruelty to Animals; Negligent	0	0	0	0	0	0	0	0	0	0	0	1	1
Theft by Unlawful Taking \$1501+	0	0	0	0	0	0	0	0	0	1	0	0	1
Loitering or Prowling	0	0	0	1	0	0	0	0	0	0	1	0	2
DUI - impairment	0	0	1	0	1	0	0	0	0	1	0	0	3
DUI 2nd; Impairment	0	0	0	0	0	0	0	0	0	0	0	1	1
DUI; Adult>.08; Minor>.02	0	0	1	0	0	0	0	0	0	0	0	0	1
DUI Aggravated 0.16+	0	0	1	0	1	0	0	0	0	0	0	0	2
PROTECTIVE CUSTODY OF INTOXICATED	0	0	0	0	0	0	1	0	0	0	0	0	1
Protective Custody - Alcohol	0	0	0	1	0	0	1	0	0	0	1	0	3
Criminal Trespass	2	1	0	0	0	0	0	0	0	1	1	0	5
ARREST ON ANOTHER AGENCY'S WARRANT	0	0	0	0	0	0	1	0	1	1	0	0	3
False Personation	0	0	0	0	0	0	0	1	0	0	0	0	1
ILLEGAL DUMPING / LITTERING CONTINUED	0	0	0	1	0	0	0	0	0	0	1	0	2
Unlawful Activities; Litter Continued	0	0	0	0	0	0	0	0	0	1	0	0	1
Violation of Protective Order	0	2	0	0	0	0	0	0	0	0	0	0	2
Littering; Penalty	0	0	0	0	0	0	1	0	0	0	0	0	1
Notification of Repossession	0	0	1	1	0	0	1	0	0	1	2	0	6
FAILURE TO REPORT INJURY TO DOG	0	0	0	0	1	0	0	0	0	0	0	0	1
Littering; Penalty	0	0	0	0	0	0	1	0	0	0	0	0	1
ALCOHOL IGNITION INTERLOCK CIRCUIT	0	0	0	0	0	0	0	0	0	1	0	0	1
Conduct After; Property Damage	1	0	0	0	0	0	0	0	0	0	0	0	1
Health Certificates for Dogs,	0	0	0	0	0	0	0	0	0	1	0	0	1
Violation of Restraining Order	0	0	0	0	0	0	0	0	0	0	1	0	1
Procuring Dog License; Tag	0	0	0	0	0	1	1	0	1	1	0	0	4
Dog; Menace, Nuisance, Vicious	0	0	2	0	0	0	0	1	1	1	0	0	5
Barking Dog	0	0	0	0	1	0	0	0	0	0	0	0	1
Dogs at Large	0	1	1	0	1	0	0	0	1	0	0	0	4
BENCH WARRANT-ELECTRONIC	1	0	0	0	1	0	1	1	3	1	2	0	10
Breach of Bail Conditions	0	0	0	0	0	0	0	1	0	0	1	0	2
Reckless Conduct; Domestic Violence;	0	0	1	0	0	0	0	0	0	0	0	0	1
Criminal Threat - against person	0	0	0	0	0	0	0	0	0	0	1	0	1
Stalking - Notice of Order	0	0	0	0	0	0	0	1	0	0	0	0	1
Stalking; Domestic Violence; Or	1	0	0	0	0	0	0	0	0	0	0	0	1
Criminal Trespass	0	0	0	0	0	0	0	0	2	0	0	0	2
Identity Fraud; Obtain Info for	0	0	0	0	0	0	0	0	0	0	2	0	2
False Report to Law Enforcement; False	0	0	0	0	0	0	0	0	1	0	0	0	1
Resist Arrest/Detention	0	0	0	0	0	0	0	0	0	1	0	2	3
Harassment	2	2	1	2	3	0	0	3	3	2	2	5	25
Violation of Privacy/Use, Instance	0	0	0	0	0	0	1	0	0	0	0	0	1
DOG RUNNING AT LARGE-Candia Town	0	0	0	2	0	0	0	0	0	0	0	0	2
Suspension of Vehicle Registration	0	1	0	2	2	2	0	0	1	0	0	0	8

Offense Listing
01/01/2022 - 12/31/2022

01/09/2023

Unregistered Vehicle	0	0	0	0	0	0	2	0	0	0	0	0	2
Abandoning a Vehicle	0	0	0	0	0	1	0	0	0	0	0	0	1
OPERATING WITHOUT A VALID LICE	0	0	0	0	0	0	0	2	0	0	0	0	2
License Req'd; Op w/o Valid Lic	0	0	0	0	0	0	1	0	0	0	0	0	1
Improper Person Operating Vehi	0	0	0	0	0	0	0	0	1	1	0	0	2
Operate M/C w/o M/C License	0	0	0	0	0	0	1	0	0	0	0	0	1
Drive after Rev/Sus	0	1	0	1	0	1	0	0	0	0	0	0	4
Drive after Rev/Sus; DUI	0	0	0	0	0	0	0	1	0	1	0	0	2
Drive after Rev/Sus; Reckless	0	0	0	0	0	0	0	1	0	0	0	0	1
Drive after Rev/Sus - subsqt	0	0	1	0	1	0	0	0	1	1	0	0	4
Drive after Rev/Suspension	2	2	1	2	2	4	1	2	1	1	0	0	18
Conduct After Accident	0	1	0	1	1	0	2	0	0	0	0	1	6
Report of Injury to Dog or Cat	0	0	0	0	0	0	1	0	0	0	0	0	1
Child Restraints	0	0	0	1	0	0	0	0	0	0	0	0	1
Disobeying an Officer	0	0	0	0	0	0	1	1	1	0	0	0	3
Speeding 11-15 mph over limit	0	0	0	0	0	0	0	1	0	0	0	0	1
Reckless Operation	0	0	0	0	0	0	1	1	0	1	0	0	3
Negligent Driving	0	0	0	0	0	0	1	1	0	0	0	0	2
APPEAL OF ADMINISTRATIVE LICEN	0	0	0	0	1	0	0	0	0	0	0	1	2
DOG A MENACE	0	0	0	2	0	0	0	0	0	0	0	0	2
DOG A NUISANCE	0	0	0	1	0	0	0	0	0	0	0	0	1
R.O. BITES OR ATTACKS, ANIMAL	0	0	0	0	0	0	1	0	0	0	0	0	1
Arrest on Warrant	0	0	0	0	1	2	0	0	0	0	1	0	4
TOTALS	13	20	27	26	22	24	26	22	31	30	21	17	279

**Candia Volunteer
Fire Department
11 Deerfield Road
Candia, NH 03034
603-483-8588
603-483-0252 fax**

Memo

Date: January 9, 2023
To: Board of Selectmen
Re: Monthly Report

DECEMBER 2022 HIGHLIGHTS

- 1. Regular Truck and Building Maintenance
- 2. NO Training in December
- 3. Review of year 2022 training and preview of 2023 training

Candia Fire Rescue



Candia, NH

This report was generated on 1/5/2023 10:32:05 AM

Incident Statistics

Zone(s): All Zones | Start Date: 12/01/2022 | End Date: 12/31/2022

INCIDENT COUNT			
INCIDENT TYPE		# INCIDENTS	
EMS		40	
FIRE		27	
TOTAL		67	
TOTAL TRANSPORTS (N2 and N3)			
APPARATUS	# of APPARATUS TRANSPORTS	# of PATIENT TRANSPORTS	TOTAL # of PATIENT CONTACTS
TOTAL			
PRE-INCIDENT VALUE		LOSSES	
\$6,500.00		\$6,500.00	
CO CHECKS			
424 - Carbon monoxide incident		1	
746 - Carbon monoxide detector activation, no CO		1	
TOTAL		2	
MUTUAL AID			
Aid Type		Total	
Aid Given		12	
Aid Received		2	
OVERLAPPING CALLS			
# OVERLAPPING		% OVERLAPPING	
8		11.94	
LIGHTS AND SIREN - AVERAGE RESPONSE TIME (Dispatch to Arrival)			
Station	EMS	FIRE	
Station 1	0:10:55	0:11:40	
AVERAGE FOR ALL CALLS		0:11:21	
LIGHTS AND SIREN - AVERAGE TURNOUT TIME (Dispatch to Enroute)			
Station	EMS	FIRE	
Station 1	0:04:34	0:04:33	
AVERAGE FOR ALL CALLS		0:04:45	
AGENCY		AVERAGE TIME ON SCENE (MM:SS)	
Candia Fire Rescue		23:01	

Only Reviewed Incidents included. EMS for Incident counts includes only 300 to 399 Incident Types. All other incident types are counted as FIRE. CO Checks only includes Incident Types: 424, 736 and 734. # Apparatus Transports = # of incidents where apparatus transported. # Patient Transports = All patients transported by EMS. # Patient Contacts = # of PCR contacted by apparatus. This report now returns both NEMSIS 2 & 3 data as appropriate. For overlapping calls that span over multiple days, total per month will not equal Total count for year.



emergencyreporting.com
Doc Id: 1645
Page # 1 of 1

Candia Fire Rescue



Candia, NH

This report was generated on 1/5/2023 10:33:25 AM

Incident Type Count per Station for Date Range

Start Date: 12/01/2022 | End Date: 12/31/2022

INCIDENT TYPE	# INCIDENTS
Station: 1 - STATION 1	
100 - Fire, other	1
111 - Building fire	2
113 - Cooking fire, confined to container	1
118 - Trash or rubbish fire, contained	1
131 - Passenger vehicle fire	1
321 - EMS call, excluding vehicle accident with injury	36
322 - Motor vehicle accident with injuries	2
324 - Motor vehicle accident with no injuries.	2
412 - Gas leak (natural gas or LPG)	1
424 - Carbon monoxide incident	1
444 - Power line down	2
500 - Service Call, other	2
511 - Lock-out	1
520 - Water problem, other	1
521 - Water evacuation	1
531 - Smoke or odor removal	1
600 - Good intent call, other	3
611 - Dispatched & cancelled en route	4
621 - Wrong location	1
651 - Smoke scare, odor of smoke	1
733 - Smoke detector activation due to malfunction	1
746 - Carbon monoxide detector activation, no CO	1

Incidents for 1 - Station 1: 67

Only REVIEWED incidents included.





CANDIA VOLUNTEER FIRE DEPARTMENT

11 Deerfield Road
Candia, New Hampshire 03034
(603) 483-2202 (603) 483-2311 (fax)
www.CandiaVFD.org



January 9, 2023

Mr. Brien Brock
Chairman, Board of Selectmen
Town of Candia
74 High Street Candia, NH 03034

Re: Recommendation for Appointment to the Candia Volunteer Fire Department

Dear Chairman,

It is my pleasure as Chief of the Town of Candia Volunteer Fire Department to provide you with the name of an individual who I recommend for appointment to the Department. This individual has demonstrated a strong commitment to providing professional level emergency services to the Town of Candia and I offer this recommendation without reservation.

The person recommended has submitted background information attesting to their individual skill level and have agreed to attain and maintain at least a minimum level of professional certification consistent with the needs of the Department. This applicant has also provided information as to their character. Paperwork has been submitted to the State and is pending for motor vehicle reports, insurance coverage through NHSFA and a criminal background investigation conducted by the Candia Police Department and the State Police.

I would request this appointment be made effective January 9, 2023.

Jason Hall
555 Canal St., Unit 1410
Manchester, NH 03101

Again, I am pleased to recommend this individual for appointment. If you have any questions, please feel free to contact me at 603-703-7155 (cell).

Sincerely,

A handwritten signature in cursive script that reads "Dean M. Young".

Dean Young, Chief
cc: Personnel file



Candia Volunteer Fire Department

11 Deerfield Road
Candia, New Hampshire 03034
(603) 483-2202 (603) 483-2311 (fax)
www.CandiaVFD.org



January 9, 2023

Mr. Brien Brock
Chairman, Board of Selectmen
Town of Candia
74 High Street Candia, NH 03034

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I would request this appointment be made effective January 9, 2023.

Joseph Provencher
430 Sagamore St.
Manchester, NH 03104

Again, I am pleased to recommend this individual for appointment. If you have any questions, please feel free to contact me at 603-703-7155 (cell).

Sincerely,

A handwritten signature in cursive script that reads "Dean M. Young".

Dean Young, Chief
cc: Personnel file



Candia Volunteer Fire Department

11 Deerfield Road
Candia, New Hampshire 03034
(603) 483-2202 (603) 483-2311 (fax)
www.CandiaVFD.org



January 9, 2023

Mr. Brien Brock
Chairman, Board of Selectmen
Town of Candia
74 High Street Candia, NH 03034

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I would request this appointment be made effective January 9, 2023.

Brian Johnson
108A, Route 27.
Raymond, NH 03077

Again, I am pleased to recommend this individual for appointment. If you have any questions, please feel free to contact me at 603-703-7155 (cell).

Sincerely,

A handwritten signature in cursive script that reads "Dean M. Young".

Dean Young, Chief
cc: Personnel file

Building Department -December 2022	
Permits Issued	
Barn	
Burner	1
Chimney	
Commercial	1
Decks	
Driveway	
Electrical	6
Gas Burner	
Gas Piping	5
Generator	2
Leach Bot	
Mechanical	1
New Home	
Oil Burner	1
Place of Assembly	1
Plumbing	
Pool	
Propane Tank	8
Renewals	
Septic	1
Shed	2
Solar Panels	1
Residential Addition	
Residential Garage	1
Residential Remodel	
Siding/Roof/Window	2
Tower Antenna	
Use Permit	1
Wood Burner	
TOTAL PERMITS	34
DE C. INSPECTIONS	59
Nov. Revenue	\$ 2,609.00
YTD Revenue	\$ 54,516.13

Code Enforcement Complaints - December 2022

Very quiet

Building Code Violations - December 2022

DATE	ST #	ADDRESS	OWNER/VIOLATOR	VIOLATION	COMPLAINANT	1ST ACTION	2ND ACTION	COMPLIANCE
12/14/2023	313	South Rd.	Matt, Maint	Shed	Building	Stopped in		Pulled Permit
12/15/2023	593	Old Candia Rd.	Stephanie Gaumond	Siding	Building	Stopped in		Left message
12/19/2023	575	Chester Tpke	Kelly Lavery	Garage	Building	Stopped in		Pulled Permit

December 2022

Candia Recycling Center Monthly Report

	<u>December 2021</u>	<u>December 2022</u>
M.S.W. (Trash)	67.25 tons	N/A
C&D Debris	29.72 tons	N/A
Total waste	96.97 tons	N/A

Recyclables

	<u>December 2021</u>	<u>December 2022</u>
Mix Paper	9 bales = 6.41 tons	9 bales = 7.19 tons
Cardboard	11 bales = 7.82 tons	15 bales = 10.97 tons
#1 - #7 plastics	2 bales = 1.16 tons	2 bales = 1.10 tons
Alum. Cans	1 bales = .64 tons	2 bales = 1.09 tons
Tin Cans	0	2 bales = 1.47 tons
#2 natural plastic	1 bale = .36 -ton	1 bale = 0.41 tons
Total bales	24 bales = 16.39 tons	31 bales =- 22.23 tons
Glass -	1 load = 11.17 tons	N/A
Total weight	27.56 tons	22.23 tons

Revenue

December 2021

\$ 0

December 2022

\$1177.59*

2021 YTD - \$77,315.17

2022 YTD – \$96,173.86

*There were two loads of light Iron marketed, only one check has been received.



Candia Volunteer Fire Department

11 Deerfield Road
Candia, New Hampshire 03034
(603) 483-2202 (603) 483-2311 (fax)
www.CandiaVFD.org



December 27, 2022

Brien Brock, Chairperson
Board of Selectmen
74 High Street
Candia, NH 03034

- Re: (Right of Way Through Town Land) Applicant/Owner – Paul and Sarah Brassard — 266 Donovan Rd., Candia, NH 03034. Property Location: 266 Donovan Road, Candia, NH 03034 Map 411, Lot 040

Dear Mr. Brock,

I have spoken with Paul Brassard about his intent to request a right-of-way through town land.

Based on our conversation, I am in support of his proposal.

If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Dean M. Young".

Dean Young, Chief
Candia Volunteer Fire Department

cc: file

Rights of Way for Lumber Removal

RSA 231:40 through :42 provides a process whereby a landowner who wants to remove “lumber, wood or other material” may petition the select board to lay out a right of way for that purpose over someone else’s land. The right of way can be created for a fixed length of time and made subject to other conditions.

PROCEDURE

The procedure is similar to a highway layout, described in Chapter 2, except for some special notice provisions outlined in RSA 231:42. After the select board receives the petition, the board must schedule a time to “examine the premises” and hear from the parties. At least 12 days’ notice of the examination and hearing, as well as notice of the time the select board will consider claims for damages, must be provided to one or more of the petitioners and to persons owning or having an interest in lands through which the right of way will pass. The select board must also publish notice in a local newspaper at least 10 days before the hearing. Since this process involves a taking by eminent domain, the procedures outlined in the Eminent Domain Procedures Act (RSA Chapter 498-A) also apply. Because this is a complex procedure, local officials should consult their municipal attorney if they receive a right of way petition for timber removal.

If, in its discretion, the select board decides to lay out a right of way for removal of lumber or other material, any damages to be paid to the owner over whose land it passes must be paid by the petitioner. There is no requirement for the petitioner to reimburse the town for the expense of going through the layout procedure.

‘OTHER MATERIAL’

The use of the phrase “or other materials” in the operative sentence of RSA 231:40 arguably allows the use of this statute to lay out a right of way for removal of gravel as well as for timber.

LEGAL ISSUES

There are major areas of uncertainty with respect to this statute, which has been cited in only one reported court decision. Since the only time this statute would be used is when the timberland owner had failed at negotiating a right of way with abutters, it is arguable that the statute violates the constitutional principle that the power of eminent domain shall not be used for a purely private purpose. New Hampshire Constitution, Part I, Article 12; *Merrill v. Manchester*, 127 N.H. 234 (1985). The Court has upheld a layout under RSA 231:23 of a Class VI highway to benefit only one person, so it would not be unprecedented. *Tracy v. Surry*, 101 N.H. 438 (1958). Nevertheless, many select boards refuse these petitions because the town would be inserting itself into one side of a private dispute. The statute authorizes select boards to act “in their discretion.” We are aware, anecdotally, that some select boards have agreed to lay out rights of way for lumber removal, but no denial has yet been overturned by a court.

“Any person aggrieved” by the select board’s decision on a petition may appeal to the superior court within 60 days. RSA 231:40 and RSA 231:34. In the only reported case citing this statute, the New Hampshire Supreme Court held that the owner of abutting property had no standing to enforce a timber owner’s failure to obtain a lumber right of way over his own land just because the abutter had an easement to obtain well water from the timber owner’s land. *Blagbrough Family Realty Trust v. A&T Forest Products, Inc.*, 155 N.H. 29 (2007).

A further question arises as to whether a timber removal right of way under this statute is available only to a landowner whose property is landlocked or has no other legal access. However,

the statute itself provides that an owner can petition for lumber removal right of way “when it becomes necessary for the convenient removal...” A right of way forced upon a landowner merely for another landowner’s “convenience” would likely increase the doubts about the constitutionality of the taking, no matter how temporary.

Emergency Lanes

Municipal highway funds can be spent on Class IV and V highways only. RSA 231:59. However, in 1994 the state legislature recognized a public safety need to keep some Class VI highways and private ways passable for emergency vehicles without requiring the municipality to reclassify or accept them as Class V highways with all the maintenance and liability responsibilities (RSA 231:90 through :92-a) that accompany maintained roads. RSA 231:59-a allows municipalities to spend highway funds to keep a Class VI highway or a private road “passable by firefighting equipment and rescue or other emergency vehicles,” but only if the select board, after a public hearing, declares the relevant road as an “emergency lane.”

PROCEDURE

In order to declare an emergency lane, the select board must hold a public hearing. In the case of a private road, “all persons known to have an interest in the way” must be given notice by regular mail 10 days prior to the hearing, and the private road can’t be declared an “emergency lane” without owner permission, which can be withdrawn at any time. RSA 231:59-a, III. The statute does not provide other notice requirements for the public hearing, but under RSA Chapter 91-A, the hearing is a public meeting requiring posting in at least 2 public places at least 24 hours in advance (although 10-14 days would be better to provide true due process), or publishing in a newspaper.

After the public hearing, the select board must first make written findings in the minutes of its meeting that “the public need for keeping such lane passable by emergency vehicles is supported by an identified public welfare or safety interest which surpasses or differs from any private benefits to landowners abutting such lane.” RSA 231:59-a, II. In other words, a highway may not be declared an emergency lane solely for the private benefit of abutters on that highway.

If a road is declared an emergency lane, the municipality may then expend highway funds to remove brush, repair washouts or culverts, or do other work “deemed necessary to render such way passable by firefighting equipment and rescue or other emergency vehicles.” A capital reserve or trust fund may be established for this purpose. RSA 231:59-a, I.

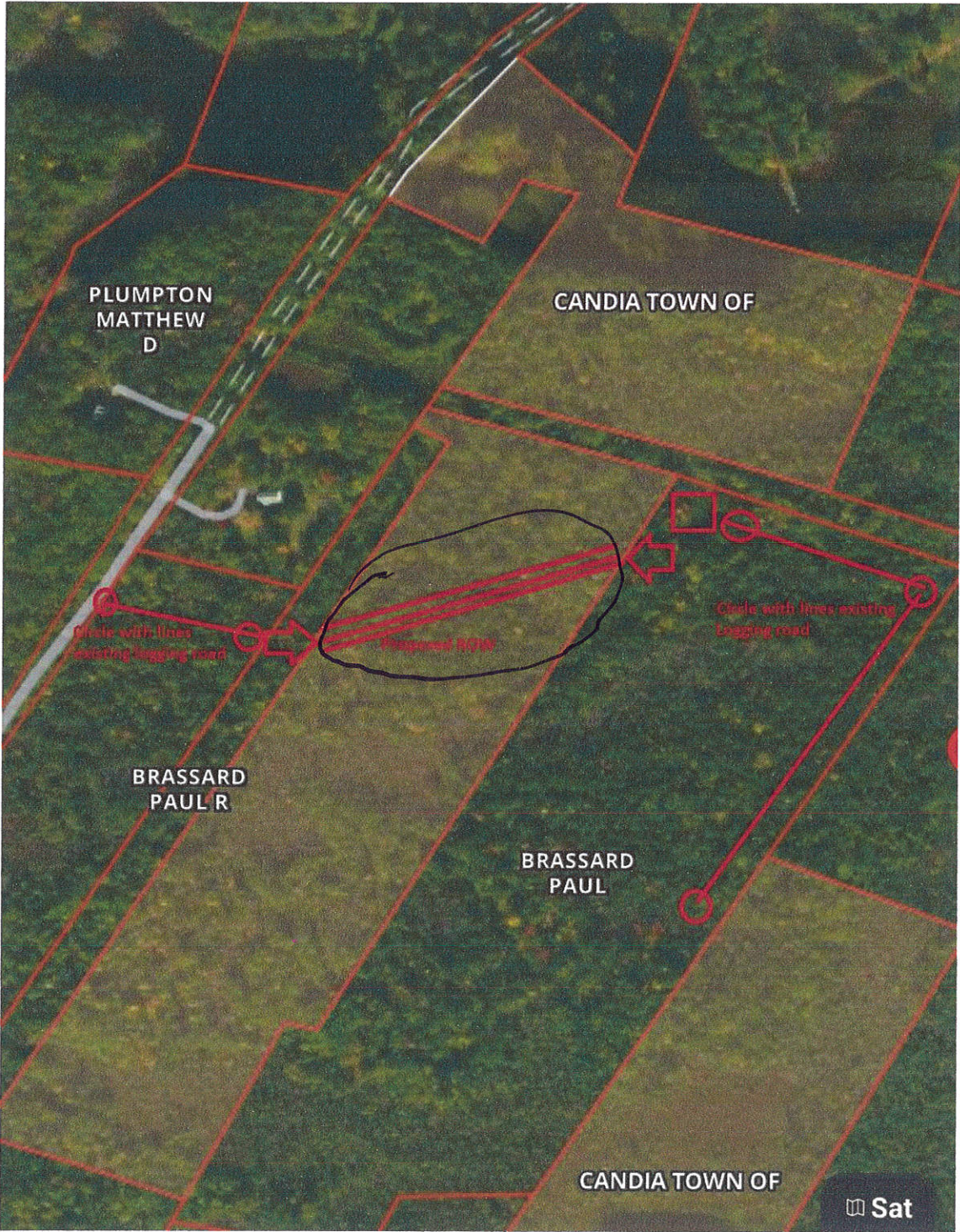
Declaring something an emergency lane does not alter its classification (a Class VI highway is still a Class VI highway). The municipality may regulate a Class VI highway which is an emergency lane to the same extent as it may regulate any other Class VI highway. Similarly, a private way that has been declared an emergency lane does not become a public highway open to public travel simply by becoming an emergency lane. RSA 231:59-a, IV.

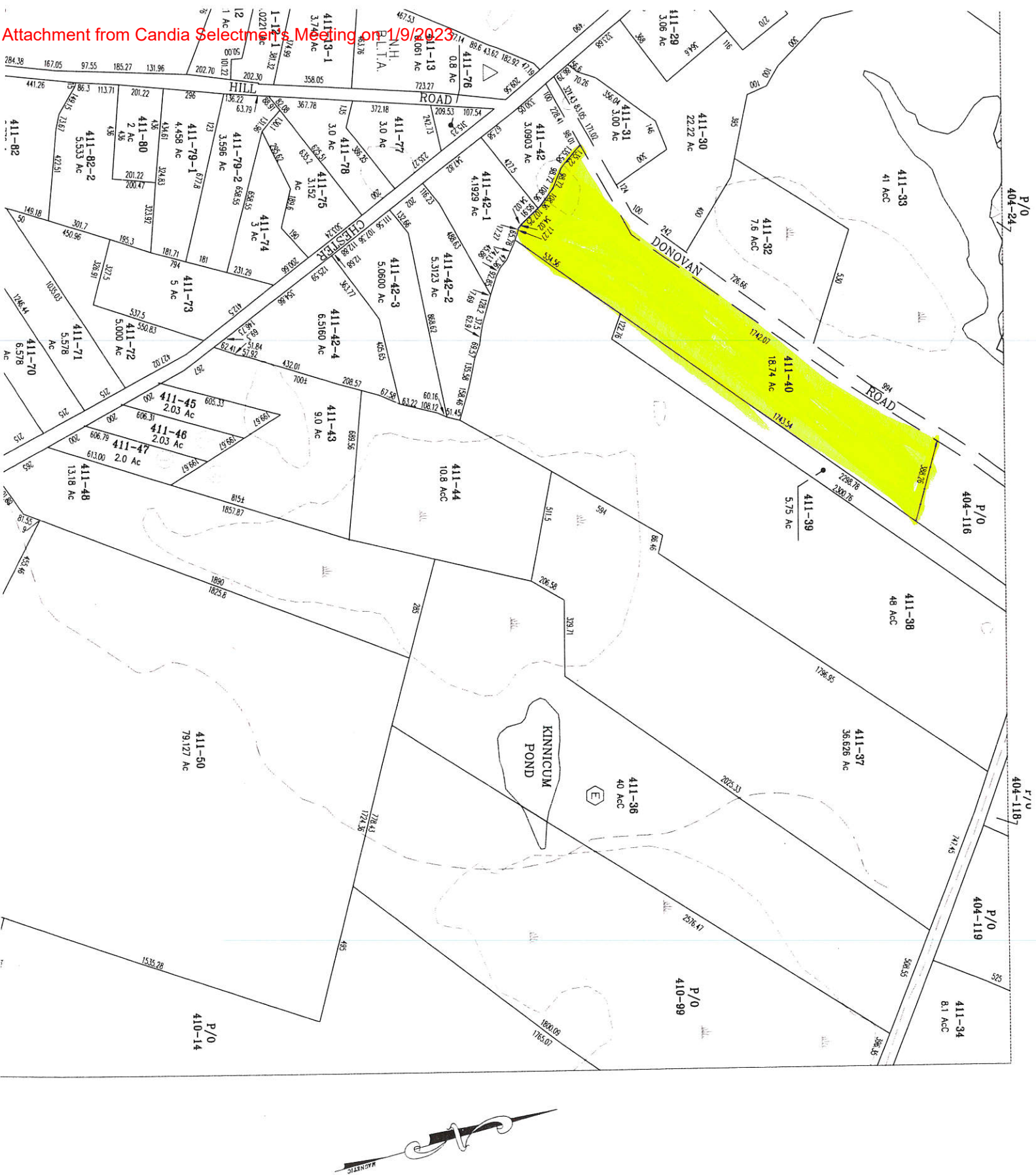
LIMITED AUTHORITY

The limited authority to maintain Class VI roads and private ways granted in RSA 231:59-a—repairing culverts, removing brush—reflects the legislature’s intention not to provide municipalities with a means to circumvent the normal procedures required for accepting and maintaining roads with the accompanying liability responsibility. However, when enacted properly, municipalities have strong protection from liability on minimally maintained emergency lanes. RSA 231:59-a, IV provides:

PROPOSED ROW

FOR 266 DONOVAN RD, (MAP LOT #411-40 & #411-39) TO PASS THROUGH TOWN LAND(MAP LOT #411-38) TO ACCESS LOT (#411-37) OWNED BY Paul & Sarah Brassard





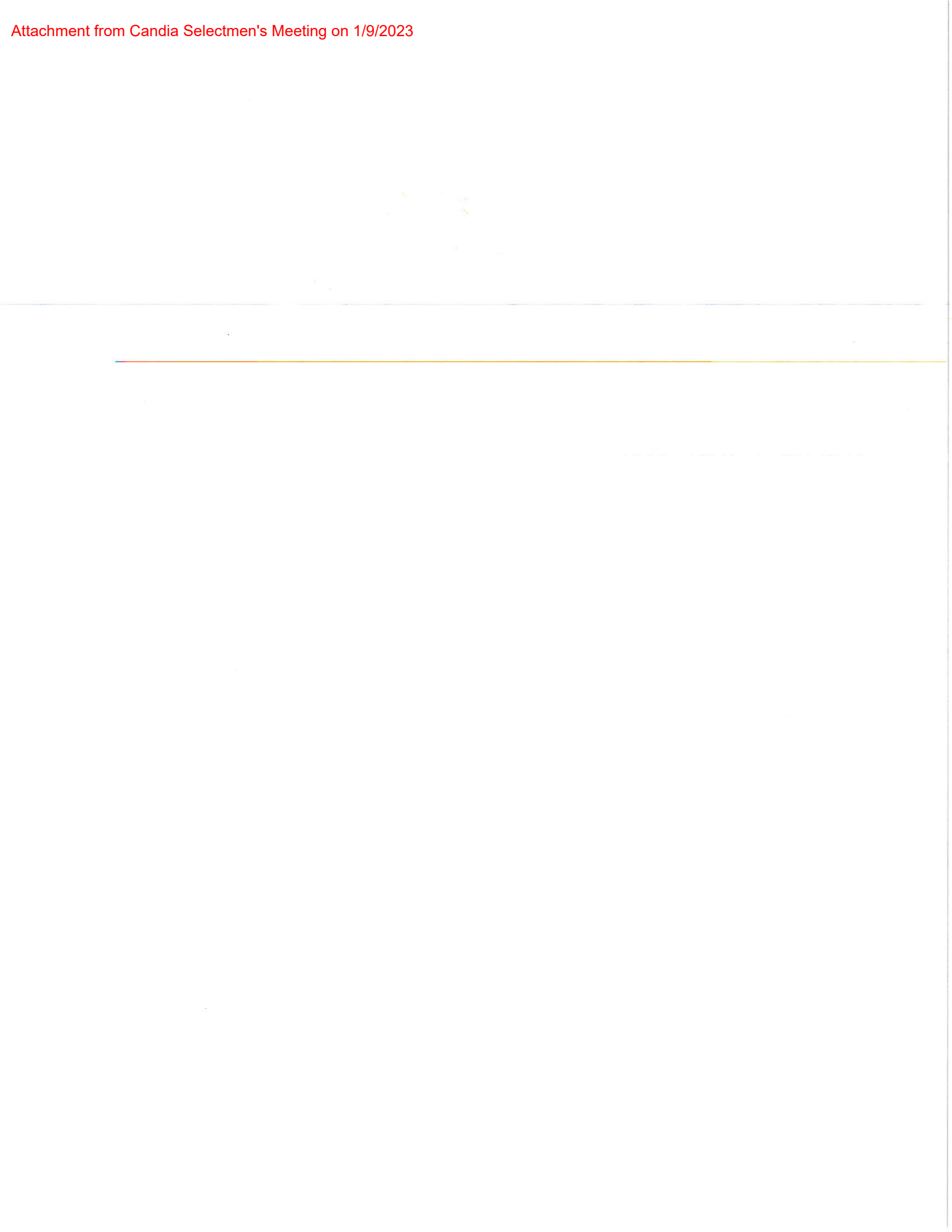
PROPERTY MAP AND I A NEW HAMPSHIRE

The data on this map has been compiled from a variety of sources granted voluntarily by private owners and official sources and is not to be considered legal location of property boundary lines. The TOWN OF CANDIA assumes no responsibility for the accuracy of individual parcels.

ROLLARD ASSOCIATES

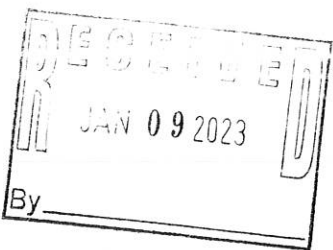
Prepared by
79 DAUBU (603)

Date of original dwg:	October 3, 2022
Date of latest rev:	October 3, 2022
File:	SHT411.dwg
Scale:	1"=400'
Revised & Ref	CAI Technology



100%
PLEASE READ

2023 Candia Warrant Article
Petition



Are you in favor of the adoption of amendment No? as proposed by citizens petition for the town zoning ordinance as follows:

Are you in favor of repealing the issuance of conditional use permits by repealing the following sections of the Candia Zoning Ordinance: Section 5.04: Conditional Use Permit, Section 5.05: Conditional Use Permit Review Criteria, and 5.06: Conditional Use Permit Standards?

A yes vote will require future developments in Candia to adhere to the spirit, intent, and letter of the Candia Zoning Ordinance and will rescind the Planning Board's authority to approve any development in Candia that is eligible for consideration under Innovative Land Use Controls.

Name (printed)	Address	Signature
CARLA PENFIELD	74 JANE DR.	Carla Penfield
THOMAS DiMAGGIO	42 NORTH RD	Thomas DiMaggio
Ronald Laverdure	49 North Rd	RON LAVERDURE
Matthew Cobb	472 Raymond Rd	Matthew G. Cobb
KEITH LEMAY	16 ADAMS RD	Keith Lemay
Darrel Nafranowicz	206 Brown Rd	Darrel Nafranowicz
Kristen Gould	81 Hausmiller Rd	Kristen Gould
Pattie Davis	93 Critchett Rd	Pattie Davis
Carol Howe	255 New Boston Rd	Carol Howe
Ronald Howe	255 New Boston Rd	Ronald Howe
Janet Lewis	225 North Rd.	Janet Lewis
Donald Briand	3 Old Deerfield Rd	Don Briand
Lorraine M. Briand	3 Old Deerfield Rd	Lorraine M. Briand

2023 Candia Warrant Article
Petition

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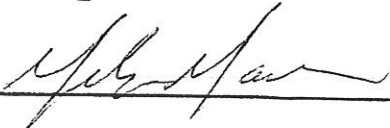
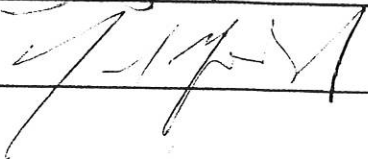
Name (printed)	Address	Signature
Sandra M. DiFrancesco	230 Raymond Road	Sandra M. DiFrancesco
Fletcher Perkins Jr	94 Island Rd	Fletcher Perkins Jr
SARA A. PERKINS	230 Raymond Rd	Sara Perkins
Deb Giffen	79 June Dr	Deb Giffen
Melissa Small	314 Cluckett Rd	Melissa Small
SANDRA DiMAGGIO	40 North Rd.	Sandra DiMaggio
JOANN Laverdure	49 North Rd	Joann Laverdure
Pia Cresswell	158 Main St.	Pia Cresswell
Peter C. Bowman	448 High St.	Peter C. Bowman
JANICE MAXWELL	387 MAIN ST	Janice Maxwell
Edward H. Fowler	302 Chester Rd.	Edward H. Fowler
Ruth S. Fowler	302 Chester Rd.	Ruth S. Fowler

2023 Candia Warrant Article
Petition

Are you in favor of the adoption of amendment No? as proposed by citizens petition for the town zoning ordinance as follows:

Are you in favor of repealing the issuance of conditional use permits by repealing the following sections of the Candia Zoning Ordinance: Section 5.04: Conditional Use Permit, Section 5.05: Conditional Use Permit Review Criteria, and 5.06: Conditional Use Permit Standards?

A yes vote will require future developments in Candia to adhere to the spirit, intent, and letter of the Candia Zoning Ordinance and will rescind the Planning Board's authority to approve any development in Candia that is eligible for consideration under Innovative Land Use Controls.

Name (printed)	Address	Signature
MELISSA MADDEU	166 CHESTER RD	
HELEN MANSEAU	30 MANSEAU LN	Helen Manseau
DONALD MANSEAU	" "	Donald Manseau
JEFF MANSEAU	47 MANSEAU LANE	Jeffrey Manseau
Kim Marie Manseau	47 Manseau Lane	Kim Marie Manseau
Diana Clougherty	39 Manseau Ln	Diana Clougherty
T. Clougherty	39 Manseau Ln	T. Clougherty
David Gould	81 Halls Mill Rd.	



Town of Candia
LAND USE OFFICE
Candia, New Hampshire 03034
(603) 483-8588
CANDIA PLANNING BOARD

January 5, 2023

Brien Brock, Chair
Town of Candia Board of Selectmen
74 High Street
Candia, NH 03034.

Re: Citizens Warrant Article Petition for a Proposed Amendment to the Town of Candia Zoning Ordinances

Dear Chair Brock,

At our Planning Board meeting of January 4, 2023, the Board held a Public Hearing to consider the following Petition to the Candia Board of Selectmen to Insert a Warrant Article:

SHALL THE TOWN VOTE TO REPEAL THE FOLLOWING SECTION OF THE CANDIA ZONING ORDINANCE IN ITS ENTIRETY:

"Section 5.04 10 Waivers. Section 5.04 10 Waivers - Compliance with the individual provisions of this ordinance shall constitute the conditions required for the issuance of a Conditional Use Permit. Any provision of this ordinance may be waived, when, upon the application by the applicant to the Planning Board, the Board shall determine in its sole discretion 1) that requiring compliance with the particular provision for the granting of a Conditional Use Permit would create an unreasonable hardship and 2) that the application would be consistent with the spirit and intent of this ordinance. Requests for waivers must be written and the Planning Board must vote on each waiver request at properly noticed public hearing." (IF YOU VOTE YES FOR THIS WARRANT ARTICLE YOU WILL REMOVE THE PLANNING BOARD'S AUTHORITY TO GRANT WAIVERS).

Upon completion of the Public Hearing, the Planning Board voted to **Not Recommend** this proposed Warrant Article by a vote of 7 to 0 and request this decision be included in the posting of the Article.

Sincerely,

Rudolph A Cartier Jr.
Chairman

TO SEE IF THE TOWN WILL VOTE TO REPEAL THE FOLLOWING SECTION OF THE CANDIA ZONING ORDINANCE IN ITS ENTIRETY: "Section 5.04 10 Waivers. Section 5.04 10 Waivers – Compliance with the individual provisions of this ordinance shall constitute the conditions required for the issuance of a Conditional Use Permit. Any provision of this ordinance may be waived, when, upon the application by the applicant to the Planning Board, the Board shall determine in its sole discretion 1) that requiring compliance with the particular provision for the granting of a Conditional Use Permit would create an unreasonable hardship and 2) that the application would be consistent with the spirit and intent of this ordinance. Requests for waivers must be written and the Planning Board must vote on each waiver request at properly noticed public hearing." (IF YOU VOTE YES FOR THIS WARRANT ARTICLE YOU WILL REMOVE THE PLANNING BOARD'S AUTHORITY TO GRANT WAIVERS). (Submitted by petition)

ARTICLE 2.

To see if the Town will vote to raise and appropriate as an **Operating Budget**, this operating budget warrant article does not include appropriations by special warrant articles and other appropriations vote 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 **\$3,711,071**. Should this article be defeated, the default budget shall be **\$3,194,075** 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 Board of Selectmen by a vote of 5-0-0)
(Recommended by the Budget Committee by a vote of)

ARTICLE 3.

To see if the Town will vote to raise and appropriate the sum of One Hundred Fifty-Three Thousand Four Hundred dollars (**\$153,400**) for the operating expenses of the **Smyth Public Library**. Funds are to be expended under the direction of the Smyth Public Library Association.
(Recommended by the Board of Selectmen by a vote of 5-0-0)
(Recommended by the Budget Committee by a vote of 5-1-1)

ARTICLE 4.

To see if the town will vote to raise and appropriate the sum of **\$20,000.00** to the Candia Youth Athletic Association for the specific expenses of providing youth recreation programs to the children of Candia. Said expenses to be expended under the direction of the Candia Youth Athletic Association Board of Directors in accordance with the approved budgets. (Submitted by petition)
(Recommended by the Board of Selectmen by a vote of 5-0-0)
(Recommended by the Budget Committee by a vote of 5-0-1)

ARTICLE 5.

To see if the Town will vote to raise and appropriate the sum of One Hundred Fifty Thousand Dollars (**\$150,000**) to be deposited into the existing **Recycle Center Equipment and Capital Improvement Capital Reserve Fund** under the provisions of RSA 35:1 adopted at the March 2017 Town Meeting, for the purpose of funding major capital improvements in the Recycling Center and the replacement of equipment used at the Center with the Selectmen appointed as agents.
(Recommended by the Board of Selectmen by a vote of 5-0-0)
(Not recommended by the Budget Committee by a vote of 2-5-0)

ARTICLE 6.

To see if the town will vote to raise and appropriate the sum of One Hundred Fifty Thousand Dollars (**\$150,000**) for **Excess Winter Road Maintenance**, these funds will not be used unless the operating winter maintenance funds are exhausted. This will be non-transferable appropriation. Said funds to be expended under the direction of the Board of Selectmen.
(Recommended by the Board of Selectmen by a vote of 5-0-0)
(Recommended by the Budget Committee by a vote of 6-1-0)

ARTICLE 7.

To see if the town will vote to raise and appropriate the sum of Two Hundred Thousand Dollars (**\$200,000**) for the reconstruction of the Northern portion of **Tower Hill Road**. Said funds to expended under the direction of the Board of Selectmen.
(Recommended by the Board of Selectmen by a vote of 5-0-0)
(Recommended by the Budget Committee by a vote of 6-0-0)

ARTICLE 8.

To see if the town will raise and appropriate the sum of One Hundred Fifty Thousand Dollars **(\$150,000)** for resurfacing of the southern portion of **South Road**. Said funds to be expended under the direction of the Board of Selectmen

(Recommended by the Board of Selectmen by a vote of 5-0-0)

(Recommended by the Budget Committee by a vote of 4-2-0)

ARTICLE 9.

To see if the Town will vote to raise and appropriate the sum of Fifty Thousand Dollars **(\$50,000)** 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 the fire apparatus and equipment with the Selectmen appointed as agents.

(Recommended by the Board of Selectmen by a vote of 4-0-1)

(Recommended by the Budget Committee by a vote of 6-0-0)

ARTICLE 10.

To see if the Town will vote to raise and appropriate the sum of Fifty Thousand Dollars **(\$50,000)** to be deposited in the **Fire Station Infrastructure and Grounds Capital Reserve Fund** under the provisions of RSA 35:1 at the March 2017 Town Meeting, for the purpose of providing for major capital investments in the fire station building infrastructure and grounds to keep the building and property sound, functional and safe well into the future with the Selectmen appointed as agents.

(Recommended by the Board of Selectmen by a vote of 4-0-1)

(Recommended by the Budget Committee by a vote of 6-0-0)

ARTICLE 11.

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. Said funds to be expended under the direction of the Board of Selectmen.

(Recommended by the Board of Selectmen by a vote of 5-0-0)

(Recommended by the Budget Committee by a vote of 6-0-0)

ARTICLE 12.

To see if the Town will vote to raise and appropriate the sum of Four Thousand Dollars **(\$4,000)** for the operation and maintenance of the **Fitts Museum**. Said funds to be expended under the direction of the Trustees of the Fitts Museum. (By request of the Trustees of the Fitts Museum).

(Recommended by the Board of Selectmen by a vote of 5-0-0)

(Recommended by the Budget Committee by a vote of 6-0-0)

ARTICLE 13.

To see if the town will vote to raise and appropriate the sum of Two Thousand Five Hundred Dollars **(\$2,500)** to be placed in the existing **Town Office Building Maintenance Fund**. Said funds to be expended under the direction of the Board of Selectmen.

(Recommended by the Board of Selectmen by a vote of 5-0-0)

(Recommended by the Budget Committee by a vote of 6-0-0)

ARTICLE 14.

To see if the town will vote to raise and appropriate the sum of Four Thousand Five Hundred Dollars **(\$4,500)** to be placed in the existing **Smyth Memorial Building Fund**. Said funds to be expended under the direction of the Board of Selectmen.

(Recommended by the Board of Selectmen by a vote of 5-0-0)

(Recommended by the Budget Committee by a vote of 5-0-1)

ARTICLE 15.

To see if the Town will vote to raise and appropriate the sum of **\$300,000** to be added to the **Future Capital Improvements Capital Reserve Fund** previously established. This sum to come from unassigned balance. No amount to be raised from taxation.

(Recommended by the Board of Selectmen by a vote of 5-0-0)

ARTICLE 16.

Shall the Town modify the Optional Veterans' Tax Credit in accordance with RSA 72:28, II from the current tax credit of \$500.00 per year to \$750.00 per year? If adopted, the All-Veterans' Tax Credit will also be \$750.00 per year, the same amount as the Optional Veterans' Tax Credit and shall take effect for the 2023 property tax year.

(Recommended by the Board of Selectmen 4-0-0)

(Recommended by the Budget Committee by a vote of)

ARTICLE 17.

Shall the Town readopt the provisions of RSA 72:28, II and RSA 72:28-b to include eligible active-duty veterans as specified in the State Legislature's 2022 amendment, in accordance with RSA 72:27-a, previously adopted [*2021 Adopted RSA 72:28,II Optional Veteran Credit \$500 (Article 25)*]. If Article ____ above passes, then the Optional Veteran's Credit and the All-Veterans' Tax Credit will be \$750. If Article ____ above does not pass, then the Optional Veterans' Tax Credit and All-Veterans' Tax Credit will remain at \$500.00 per year. If readopted and approved, this article shall take effect for the 2023 property tax year.

(Recommended by the Board of Selectmen 4-0-0)

(Recommended by the Budget Committee by a vote of 5-0-1)

ARTICLE 18.

To see if the Town will vote to adopt the Candia Community Power Electric Aggregation Plan, which authorizes the Selectboard to develop and implement Candia Community Power as described therein (pursuant to RSA 53-E:7).

(Recommended by the Board of Selectmen by a vote of 3-2-0)

ARTICLE 19.

To see if the Town will vote to raise and appropriate the sum of Six Thousand Eight Hundred Seven Dollars (**\$6,807**) in support of the **Rockingham County Community Action**.

(Recommended by the Board of Selectmen by a vote of 5-0-0)

(Not recommended by the Budget Committee by a vote of 2-4-0)

ARTICLE 20.

To see if the Town will vote to raise and appropriate the sum of Four Thousand Dollars (**\$4,000**) in continuation of its support of the **Visiting Nurse Association of Manchester and Southern New Hampshire**.

(Recommended by the Board of Selectmen by a vote of 5-0-0)

(Not recommended by the Budget Committee by a vote of 2-4-0)

ARTICLE 21.

To see if the Town will vote to raise and appropriate the sum of Three Thousand Two Hundred Fifty Dollars (**\$3,250**) in continuation of its support of the **American Red Cross**.

(Recommended by the Board of Selectmen by a vote of 5-0-0)

(Not recommended by the Budget Committee by a vote of 2-4-0)

ARTICLE 22.

To see if the Town will vote to raise and appropriate the sum of Two Thousand One Hundred Seven Dollars **(\$2,107)** in continuation of its support of the **Rockingham County Nutrition and Meals on Wheels Program.**

(Recommended by the Board of Selectmen by a vote of 5-0-0)
(Not recommended by the Budget Committee by a vote of 2-4-0)

ARTICLE 23.

To see if the Town will vote to raise and appropriate the sum of One Thousand Two Hundred Fifty Dollars **(\$1,250)** in continuation of its support of the **Child Advocacy Center.**

(Recommended by the Board of Selectmen by a vote of 5-0-0)
(Recommended by the Budget Committee by a vote of 4-2-0)

ARTICLE 24.

To see if the Town will vote to raise and appropriate the sum of One Thousand Two Hundred Fifty Dollars **(\$1,250)** in continuation of its support of **Waypoint (formally Child and Family Services).**

(Recommended by the Board of Selectmen by a vote of 5-0-0)
(Not recommended by the Budget Committee by a vote of 2-4-0)

ARTICLE 25.

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 **CASA** (Court Appointed Special Advocates for Children).

(Recommended by the Board of Selectmen by a vote of 5-0-0)
(Not recommended by the Budget Committee by a vote of 2-4-0)

ARTICLE 26.

To see if the Town will vote to raise and appropriate the sum of One Thousand Dollars **(\$1,000)** in support of the **Home Health and Hospice Care.**

(Recommended by the Board of Selectmen by a vote of 5-0-0)
(Not recommended by the Budget Committee by a vote of 2-4-0)

ARTICLE 27.

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 **Big Brother/Big Sister.**

(Recommended by the Board of Selectmen by a vote of 5-0-0)
(Not recommended by the Budget Committee by a vote of 2-4-0)

ARTICLE 28.

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 Board of Selectmen by a vote of 5-0-0)
(Not recommended by the Budget Committee by a vote of 2-4-0)

ARTICLE 25

Shall the town modify the **Veteran's Tax Credit** in accordance with RSA 72:28, II from its current tax credit of **\$300.00** per year to **\$500.00**? (Majority vote required) (Recommended by the Board of Selectmen by a vote of 5 to 0) (Recommended by the Budget Committee by a vote of 8 to 0)

ARTICLE 26

To see if the town will vote to allow the select board to write a lease agreement with the Jesse Remington School for the use of the Smyth Memorial Building. The lease will not exceed 10 years. Submitted by: The Smyth Memorial Building Trustees and the Candia Board of Selectmen. (Recommended by Board of Selectmen by a vote of 5 to 0)

ARTICLE 27

To see if the town will vote to raise and appropriate the sum of **\$17,500.00** to the Candia Youth Athletic Association for the specific expenses of providing youth recreation programs to the children of Candia. Said expenses to be expended under the direction of the Candia Youth Athletic Association Board of Directors in accordance with the approved budgets. Submitted by petition. (Recommended by the Board of Selectmen 5 to 0) (Recommended by Budget Committee 9 to 0)

Article 28

To see if the Town will vote to allow the operation of "Keno games" within the town of Candia at appropriate locations in accordance with the State Lottery Commission requirements? Submitted by petition. (Recommended by Board of Selectmen by a vote of 2 to 2) 1 abstained.

Article 29

To see if the Town will vote to rescind the twenty-five thousand dollars (\$25,000) maximum annual contribution established by Article 31 on the ballot for the March 10th, 2009 Candia Town Meeting, and to clarify and certify that the percentage to be deposited in the Candia Conservation Commission Fund, in accordance with RSA 79-A:25, is twenty five percent (25%) of each receipt of a Land Use Change Tax (LUCT) payment. Submitted by petition. (Not recommended by Board of Selectmen by a vote of 4 to 1)

January 5, 2023

To: Candia Board of Selectmen

From: Robert Donovan Jr., Building Inspector/Code Enforcement

RE: IRC Exam Requirement

Dear Board of Selectmen:

This is a request to use my Massachusetts Unrestricted Construction Supervisor's License and my 35 years of experience in the construction industry in place of taking the IRC Exam. The IRC Exam is not a state required exam; it is a third-party exam. It is not required by the State of New Hampshire. It is a town-by-town decision to require it or not. Some towns don't require it, such as Salem NH, and some towns except other certifications in its place, such as Brentwood NH. There are no training classes or schools to help with the exam due to the fact it is a third-party test not regulated by the state. In addition, I am required to take yearly continuing education classes to keep my Massachusetts Unrestricted Construction Supervisor's License active.

I plan on completing the IRC Exam in the future, for as the testing site states, the benefit of the test will give me "bragging rights".

Thank you for your consideration.

Robert Donovan Jr.
Building Inspector/Code Enforcement

Additional Encumbrances from 2022 budget to 2023:

01-4312-03-615	Highway – Invasive Weed Control	1,848.35	Turfpro
01-4210-05-690	PD – Re-work lights in locker room/Jct box	174.61	M and P Electrical Services LLC
01-4153-01-323	Legal – PB; Transcription Services	725.00	Avicore Reporting
01-4210-05-740	PD – In-car Camera Equipment & Install	14,220.00	Motorola Solutions
01-4194-01-632	Town Bldgs – Basement Ceiling Repair	4,395.00	Builders Installed Products
01-4324-03-635	Recycling Ctr – Loader Tires	3,340.00	Sullivan Tire, Inc.
01-4324-04-400	Recycling Ctr – Scrap Metal	540.00	Triple L Company, Inc.
01-4324-03-390	Recycling Ctr – Recycling	534.52	North Coast Services, LLC

Carry -Over Warrant Articles from 2022 to 2023:

WA #7 – Excess Winter Road Maintenance	\$ 91,379.53
WA #16 – Hazard Mitigation Plan Update	\$ 4,500.00
WA #17 – Emergency Operations Plan Update	\$ 4,000.00





PO Box 36
Gilmanton, NH 03237
603-528-7777 ~ Office
603-524-6230 ~ Fax

INVOICE

Date Invoice#
12/28/2022 37189

Bill To:
Town of Candia
74 High Street
Candia, NH 03034
Attn: Jeff Wuebbolt

Job Site:

Terms: Due on receipt			
Description of Work	Qty	Rate	Amount
<p>Invasive Weed Control Applications ~ Treated for Japanese Knotweed at agreed upon locations in town ~ Also treated areas at the gravel yard and old dump ~ Special Permit #s -- 359, 358 ~ All work completed on 07-Oct-2022</p> <p>Note: We would like to resubmit the permits for all areas already treated for the 2022 season so that those areas can be treated next year.</p> <p>1848.35 - 01-4312-03-615 636.65 - Excess 01-4800-21-770</p>	1	2,485.00	2,485.00
Finance Charges will be assessed at a rate of 1.5% per month if Invoice is not paid within 30 days from Invoice Date.	Total		
Thank you for your business.	\$2,485.00		
	Payments / Credits		
			\$0.00
Balance Due			\$2,485.00

Please note that our office e-mail address has changed. To contact us about your account, please email the Turfpro Office at: Turfpro_Office@metrocast.net

2022
Pd budget

Bill To

Town Of Candia
74 high st
Candia , NH 03034
(603) 483-8101

M and P Electrical Services LLC

292 Chester Rd
Candia, NH 03034
Phone: (603) 275-2271
Email: mandp.electrical.nh@gmail.com

Payment terms 7 Days
Invoice # 449
Date 12/27/2022
Business / Tax # 87-3775883

Description	Total
2 hour minimum	\$190.00
2 gang box	\$9.97
Box, flag single gang	\$3.94
12/2 romex	\$9.70
Metal Romex Conn	\$1.00

Subtotal	\$214.61
Discount	\$40.00
Total	\$174.61

Notes:

Re-work lights in police department locker room

Hang junction boxes for new outlets



AVICORE REPORTING

15 Constitution Drive, Suite 1A • Bedford, NH 03110 • (603) 666-4100
info@avicorereporting.com • www.avicorereporting.com

MEMORANDUM

TO: Ellen Raskiewicz/Tim Sullivan, Esq.

FROM: Avicore Reporting

DATE: 12/8/2022

SUBJECT: I wanted to give you a range for an estimate. As I mentioned, if they take a lot of breaks/pause, etc., you may yield fewer pages per hour. If they talk straight through, you may yield more pages an hour.

We estimate between 60 – 65 pages per one hour of audio.

Our fee is \$4.45 per page.

The estimate for transcribing a 2.5 hour hearing is approximately \$670 - \$725.

*After
oh to pay out of
legal time
01-4153-01-323*

MEMORANDUM

To: Board of Selectmen
From: Chief Michael McGillen
Subject: Motorola (Watchguard) In-Car Cameras
Date: November 28, 2022
CC:

Per my conversation with the Board of Selectmen at their meeting on November 14, 2022, I will fund the In-Car camera proposal in the following manner:

$\frac{1}{2}$ \$8000.00 - ~~\$13,000.00~~ police donations account 01-2490-09-006
\$2150.00 from DEA forfeiture fund - 01-2490-09-014
\$9,220.00 from the current police budget 01-4210-05-740
Total: \$24,370.00

\nearrow
x \$15000.00 budget
14,220.00 \rightarrow Encumbrance



INVOICE-193014
6

"THIS IS NOT A SHIPPING INVOICE. IT IS BEING GENERATED PER THE CUSTOMER'S REQUEST."

I also understand that the invoice is due net 30 from the date of the invoice, not when the equipment is shipped/services are completed.

RE: Motorola Quote for M500 EL5

Dear Phillip Mcpherson,

Motorola Solutions is pleased to present CANDIA POLICE DEPT with this quote for quality communications equipment and services. The development of this quote provided us the opportunity to evaluate your requirements and propose a solution to best fulfill your communications needs.

This information is provided to assist you in your evaluation process. Our goal is to provide CANDIA POLICE DEPT with the best products and services available in the communications industry. Please direct any questions to Ronald Taylor at Ronald.Taylor1@motorolasolutions.com.

We thank you for the opportunity to provide you with premier communications and look forward to your review and feedback regarding this quote.

Sincerely,

Ronald Taylor



INVOICE

Billing Address:
 CANDIA POLICE DEPT
 74 HIGH ST
 CANDIA, NH 03034
 US

Quote Date:10/25/2022
 Expiration Date:01/23/2023
 Quote Created By:
 Ronald Taylor
 Ronald.Taylor1@
 motorolasolutions.com

End Customer:
 CANDIA POLICE DEPT
 Phillip Mcpherson
 pmcpherson@townofcandia.org
 603-483-2318

Payment Terms:30 NET

Summary:

Any sales transaction resulting from Motorola's quote is based on and subject to the applicable Motorola Standard Terms and Conditions, notwithstanding terms and conditions on purchase orders or other Customer ordering documents. Motorola Standard Terms and Conditions are found at www.motorolasolutions.com/product-terms.

Line #	Item Number	Description	Qty	Term	Ext. Sale Price
	M500				
1	WGW00121	IN-CAR SYSTEM INSTALLATION (PER UNIT CHARGE)	3		\$2,160.00
2	WGA00428-103	CONFIGWIRLESKIT MTIK802.11AC,POE,5GHZANT	3		\$750.00
3	WGP01394-001	CBL, WIFI VHCL ANT MNT, NMO, 17'L	3		\$180.00
4	WGP02225-130-KIT2	BRKT4RE DISP/VISTA/CAMVR POST 2020+EXPL	3		Included
5	WGB-0708A	M500 ICV SYSTEM W/RCAM V300 WIFI DCK,SPS	3		\$18,945.00
	VideoManager EL: Video Evidence Management				
6	WGW00122-410	REMOTE DEPLOYMENT, TRAINING, CONFIGURATION AND PROJECT MANAGEMENT	1		\$1,500.00
7	WGP02400-510	VIDEOMANAGER EL, 4RE/M500 ANNUAL DEVICE LICENSE & SUPPORT FEE	3	1 YEAR	\$585.00



Any sales transaction following Motorola's quote is based on and subject to the terms and conditions of the valid and executed written contract between Customer and Motorola (the "Underlying Agreement") that authorizes Customer to purchase equipment and/or services or license software (collectively "Products"). If no Underlying Agreement exists between Motorola and Customer, then Motorola's Standard Terms of Use and Motorola's Standard Terms and Conditions of Sales and Supply shall govern the purchase of the Products.
 Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 ~ #: 36-1115800



INVOICE

Line #	Item Number	Description	Qty	Term	Ext. Sale Price
Miscellaneous Items					
8	WGP02614	V300, BATT, 3.8V, 4180MAH	3		\$0.00
9	Incentive	Expiration Date: 01/05/2023	1		-\$250.00
10	WGB-0150A	MIKROTIK CONF WIFI KIT SECTOR AP	1		\$250.00

Grand Total \$24,120.00(USD)

Pricing Summary

	Sale Price	
Upfront Costs for Hardware, Accessories and Implementation (if applicable), plus Subscription Fee	\$24,120.00	\$0.00
Grand Total System Price	\$24,120.00	\$0.00

Notes:

- This quote contains items with approved price exceptions applied against them.
- Unless otherwise noted, this quote excludes sales tax or other applicable taxes (such as Goods and Services Tax, sales tax, Value Added Tax and other taxes of a similar nature). Any tax the customer is subject to will be added to invoices.
- Unless otherwise noted in this quote / order, installation of equipment is not included.



Any sales transaction following Motorola's quote is based on and subject to the terms and conditions of the valid and executed written contract between Customer and Motorola (the "Underlying Agreement") that authorizes Customer to purchase equipment and/or services or license software (collectively "Products"). If no Underlying Agreement exists between Motorola and Customer, then Motorola's Standard Terms of Use and Motorola's Standard Terms and Conditions of Sales and Supply shall govern the purchase of the Products.
Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 - #: 36-1115800



QUOTE-1930146
M500 EL5

Billing Address:
CANDIA POLICE DEPT
74 HIGH ST.
Candia, New Hampshire 3034
US

Quote Date:10/25/2022
Expiration Date:01/23/2023
Quote Created By:
Ronald Taylor
Ronald.Taylor1@
motorolasolutions.com

End Customer:
CANDIA POLICE DEPT
Phillip Mcpherson
pmcpherson@townofcandia.org
603-483-2318

Payment Terms:30 NET

Summary:

Any sales transaction resulting from Motorola's quote is based on and subject to the applicable Motorola Standard Terms and Conditions, notwithstanding terms and conditions on purchase orders or other Customer ordering documents. Motorola Standard Terms and Conditions are found at www.motorolasolutions.com/product-terms.

Line #	Item Number	Description	Qty	Term	Ext. Sale Price
	M500				
1	WGB-0700A	VIDEO EQUIPMENT,M500 IN-CAR SYSTEM FRONT/PASSENGER CAM	3		\$17,145.00
2	WGA00428-103	CONFIGWIRLESKIT MTIK802.11AC,POE,5GHZANT	3		\$750.00
3	WGP01394-001	CBL, WIFI VHCL ANT MNT, NMO, 17'L	3		\$180.00
4	WGW00121	IN-CAR SYSTEM INSTALLATION (PER UNIT CHARGE)	3		\$1,950.00
5	WGB-0150A	MIKROTIK CONF WIFI KIT SECTOR AP	1		\$250.00
6	WGP02919-KIT	INSTALL KIT, M500 DVR, CONSOLE MOUNT	3		Included
7	WGB-0190A	HIFI MIC MUTABLE KIT W BKTS, CAT5 CABLE	3		\$1,080.00
8	WGA00574-100	SMART POE SWITCH (SPS), M500	3		\$750.00



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Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 - #: 36-1115800

**MOTOROLA SOLUTIONS**QUOTE-1930146
M500 EL5

Line #	Item Number	Description	Qty	Term	Ext. Sale Price
9	WGA00574-KIT	VISTA HD, SPS KIT, INC PWR & ANT CBL	3		\$180.00
10	WGP02225-130-KIT	BRKT4RE DISP/VISTA/CAMVR POST 2020+EXPL	3		Included
	VideoManager EL: Video Evidence Management				
11	WGW00122-410	REMOTE DEPLOYMENT, TRAINING, CONFIGURATION AND PROJECT MANAGEMENT	1		\$1,500.00
12	WGP02400-510	VIDEOMANAGER EL, 4RE/M500 ANNUAL DEVICE LICENSE & SUPPORT FEE	3	1 YEAR	\$585.00

Grand Total

\$24,370.00(USD)

Pricing Summary

	Sale Price	
Upfront Costs for Hardware, Accessories and Implementation (if applicable), plus Subscription Fee	\$24,120.00	\$0.00
Grand Total System Price	\$24,120.00	\$0.00

Optional Items:

Line #	Item Number	Description	Qty	Term	Ext. Sale Price
13	Incentive	Expiration Date: 12/30/2022	1		-\$250.00
Optional Items Total					-\$250.00

Notes:

- Unless otherwise noted, this quote excludes sales tax or other applicable taxes (such as Goods and Services Tax, sales tax, Value Added Tax and other taxes of a similar nature). Any tax the customer is subject to will be added to invoices.
- Unless otherwise noted in this quote / order, installation of equipment is not included.



Any sales transaction following Motorola's quote is based on and subject to the terms and conditions of the valid and executed written contract between Customer and Motorola (the "Underlying Agreement") that authorizes Customer to purchase equipment and/or services or license software (collectively "Products"). If no Underlying Agreement exists between Motorola and Customer, then Motorola's Standard Terms of Use and Motorola's Standard Terms and Conditions of Sales and Supply shall govern the purchase of the Products.

Motorola Solutions, Inc.: 500 West Monroe, United States - 60661 ~ #: 36-1115800

Mike McGillen

From: Andria Hansen
Sent: Friday, December 23, 2022 10:52 AM
To: Mike McGillen
Subject: RE: in car cameras

Hi Mike,

So, you'll be taking \$14,000 instead of \$9,220? I'm fine with that, you have plenty of money in your budget.

Andria

From: Mike McGillen <MMcGillen@TownofCandia.org>
Sent: Thursday, December 22, 2022 10:05 AM
To: Andria Hansen <ahansen@townofcandia.org>
Subject: in car cameras

Hi Andria,

I'd like to save some of the donation funds and use more PD funds. Maybe 5,000.00 from current budget. Below is from the memo I did a while back. Can we talk about it?

Thanks mike

Per my conversation with the Board of Selectmen at their meeting on November 14, 2022, I will fund the In-Car camera proposal in the following manner:

\$13,000.00 police donations account

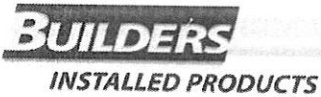
\$2150.00 from DEA forfeiture fund

\$9,220.00 from the current police budget

Total: \$24, 370.00



★ **Chief Mike McGillen**
Badge No. 100
Candia Police Department
74 High Street
Candia, New Hampshire
Mmcgillen@townofcandia.org
Phone: (603)483-2318



Builders Installed Products (340)
PO Box 5111
Manchester NH 03108
(603) 668-4411 (603) 668-2545 Fax

INVOICE
14777999

Invoice Date: 12/22/2022

Customer Address
TOWN43

Town of Candia
74 High St.
Candia, NH 03034

Job
Town of Candia- 74 High St. Candia,
NH

Job Address
74 High St
CANDIA, NH 03034
Lot: Phase 1

Date: 12/22/2022	Job: 6092495- 5C	PO #:	Sales Rep: Mike Coons
Work Area	Inventory Item	Option Price	
Basement Ceiling with Nylon Strapping	R-30 16" x 48" - Kraft - Wood Framing		
	R-21 15" x 93" - Kraft - Wood Framing		

NOTES:

*OK to pay -
use whatever is
left in Town Bldg Budget
(att)*

Base Price:	\$4,395.00
Option Price:	\$0.00
Invoice Total:	\$4,395.00
Retainage:	\$0.00
Job Deposit:	\$0.00
Payments/Adjustments Received	\$0.00
Balance Due:	\$4,395.00
Current Due:	\$4,395.00

Please Pay This Amount ➡

Please include your invoice number on your remittance

You can now pay online by visiting
www.buildersinstalledproductsnh.com

01-4194-01-632

TERMS: Upon acceptance of proposal a 33% deposit is required to schedule job; remaining 67% to be paid day of completion per phase.
Please remit payment to: P.O. Box 5111 Manchester, NH 03108.



SULLIVAN TIRE, INC.
538 West River Rd Rte3A
Hooksett, NH 03106
(800) 464-1128

Customer ID: 1113135	Ship To	Date: 12/30/22
Name: Candia Police Dept	Name: CANDIA HWY DEPARTMENT	Workorder #: 19220238
Address: Accounts Payable	Address:	Invoice #: S20238
Address 2: 74 High Street	Address 2:	PO Number: RECYCLING CENTER
City,State,Zip: Candia NH 03034	City,State,Zip: CANDIA, NH 03034	NET 25
Work Phone: 603-483-2318	Lic No:	
Other Phone:	VIN:	
Email Address:	Mileage: 0	
Salesperson: BRUCE FRENCH	Unit #:	
Service comments:	Vehicle: 0	

Emailed to madden.inv@comm.sullivantire.com on 12/30/22 at 07:56:11. Document ty

Salesperson:

Qty	Item#	Mfg	Size	Description	Amount	Extended
4	33494	9129614965	33X12-20	Camso Sks 793S Solid 0	760.00	3,040.00
4	730	TPLABOR		LABOR Tire Press	50.00	200.00
4	96560	1258018SCP	SCRAP	125/80X18 Scrap Disp	25.00	100.00
GRAND TOTAL:						3,340.00

Remit To: Sullivan Tire Co. PO Box: 844013, Boston MA 02284-4871

01-4324-03-635

OK to pay -
Loader D's M
(2022)

THIS INFORMATION/DOCUMENT SHALL NOT REPLACE THE ORIGINAL INVOICE.
THE ORIGINAL INVOICE IS THE CONTROLLING DOCUMENT AND SHOULD BE REFERRED TO WHENEVER NEEDED.
TERMS AND CONDITIONS ARE OUTLINED ON THE ORIGINAL INVOICE.



Triple L Company, Inc.

64 Foster Hill Road
Henniker, NH 03242
Phone: 603-428-3500
Fax: 603-428-8269

INVOICE

Invoice Number: 1229225
Invoice Date: Dec 29, 2022
Page: 1

Bill To:
Town of Candia 74 High Street Candia, NH 03034

Ship to:
Town of Candia 74 High Street Candia, NH 03034

Customer ID	Customer PO	Payment Terms	
Candia		Net 10 Days	
Sales Rep ID	Shipping Method	Ship Date	Due Date
	Hand Deliver		1/8/23

Quantity	Item	Description	Unit Price	Amount
4.00		12/19/22: One Load Scrap delivered to Berwick, ticket 13497 Thank you.	135.00	540.00
<div>01-4224-04-400</div> <div>ok to pay Transportation of Recyclables (2022)</div>				

Thank you for your business!

Subtotal	540.00
Sales Tax	
Total Invoice Amount	540.00
Payment/Credit Applied	
TOTAL	540.00

North Coast Services LLC
44 Locke Road
Concord, NH 03301
www.ncoastllc.com
(603) 610-7901

Invoice



Billing Address
Chuck Whitcher Town of Candia 74 High Street Candia, NH 03034

Site Address
Candia Recycling Center 29 Deer Run Road Candia, NH 03034

Invoice Date	Invoice #	Due Date	Total Due		
12/28/2022	40719	1/27/2023	\$534.52		
Bill of Lading	Rep	Purchase Order #			
122322-BF1	House				
Service Date	Activity	Description	Quantity	Rate	Amount
12/23/2022	PC - Power Supplies w/ Wire	Power Supplies w/ Wire	247	-0.22	-54.34
12/23/2022	Television Recycling	Televisions, for Recycling	568	0.20	113.60
12/23/2022	Flat Screen Television Recyclin	Flat Screen Televisions, for Recycling	980	0.20	196.00
12/23/2022	Microwave Recycling	Microwaves, for Recycling	274	0.14	38.36
12/23/2022	Misc. Electronic Recycling	Miscellaneous Electronics, for Recycling	381	0.14	53.34
12/23/2022	Printer Recycling	Printers, for Recycling	155	0.14	21.70
12/23/2022	Flat Screen Monitor Recycling	Flat Screen Monitors, for Recycling	34	0.20	6.80
12/23/2022	Lithium Ion Battery Recycling	Lithium Ion Batteries, for Recycling	5	1.50	7.50
12/23/2022	Dry NiMH Battery Recycling	NiMH, Dry Batteries, for Recycling	2	0.78	1.56
12/23/2022	Transportation	Transportation Fee	1	100.00	100.00
12/23/2022	Fuel Surcharge	Temporary Fuel Surcharge	1	50.00	50.00

OK to pay -
~~Electronics~~
Landfill fee -
(2022)
D

Please Note: Due to significantly increased fuel costs, we will be adding a temporary \$50 transportation surcharge to all pick-ups.

Balance Due	\$534.52
Payments/Credits	\$0.00
Balance Due	\$534.52

Thank you for your business!
Credit card payments will be assessed a service fee of 5%.

01-4324-03-390

Weekly Payroll and Accounts Payable Manifest Totals				
Check	Payroll	Total	Payroll	
Date	Manifest	Amount	Subtotal	
12/15/22	1240-03	71,538.28	71,538.28	includes FD stipends
12/22/22	1241-01	23,237.27	94,775.55	
12/29/22	1242-01	22,894.77	117,670.32	
01/05/23	1243-03	22,801.69	140,472.01	
Check	Accts Pay	Total	Accts Pay	
Date	Manifest	Amount	Subtotal	
12/15/22	202250	40,751.68	40,751.68	
12/22/22	202251	66,908.54	107,660.22	
12/29/22	202252	41,310.64	148,970.86	
01/05/23	202301-Dec	40,810.58	189,781.44	
Grand Total Payroll and Accts Pay			330,253.45	