

**Selectmen's Meeting Minutes**  
**Tuesday, January 11, 2005**

**Present: Selectman Maxfield, Selectman Kardaseski, and Bowles.**

**Also present: ZBA Chairman Roy Maxfield, ZBA member Roy Merrill, Planning Board member Bob Ordway, Police Chief, Code Enforcement/Compliance Officer Bob Fiske, Fire Chief Jeff Burr, and Road Agent David Rice.**

Chairman Maxfield called the meeting to order at 6:30 PM.

- I. Selectman Bowles moved to approve the Selectmen's Meeting Minutes of Tuesday, January 4, 2005 as presented. Seconded by Selectman Kardaseski. All in favor. Motion carried.
  
- II. Chairman Maxfield opened the Board of Permit.
  - a. Chairman Maxfield stated the members of the Board of Permit have been provided a copy of a letter submitted from Robert Landry regarding enforcement issues.
  - b. Roy Maxfield discussed dual use business on the property owned by Tim Cayer on North Village Road. Mr. Maxfield stated Mr. Cayer's property is one of the only properties in Town that has been approved for a combined use. He stated Mr. Cayer interprets the Zoning Ordinance a bit differently than the Board does. The Board approved Mr. Cayer to put a second business above his repair shop, as it would have little impact. However, Mr. Cayer feels that because he is considered "Commercial," he can do anything that's allowed in the commercial zone. Mr. Maxfield stated Mr. Cayer came before the Board for a motorcycle repair shop, and that is what he was approved for. He also stated he feels Mr. Cayer needs to come before the ZBA again for permission to expand his business and sell automobiles. Mr. Maxfield stated Mr. Cayer would also need to go before the Planning Board with a site plan for the proposed new use. Mr. Bob Ordway discussed the dual use issue with this property. Bob Fiske stated he felt Mr. Cayer was approved for motorcycle repair only, not motor vehicle sales, and should go before the Planning Board for a site plan review. The Board members agreed that Mr. Cayer would need to go to the ZBA to discuss this issue.
  - c. The Board reviewed the letter received from Mr. Landry. Discussion ensued regarding David Moody's property as well as Mr. Landry and Mr. Woods' property on Route 106. Selectman Kardaseski stated Mr. Landry and Mr. Woods were told by the Planning Board that they needed a survey and site plan review. Mr. Moody was also told he needed this information. However, he has not provided it for months.

Selectman Bowles stated he thought Mr. Moody had been advised by the Planning Board he could submit a hand drawn-plan. Then Chairman Gary Tasker advised him it needed to be an engineered plan. Mr. Moody had not been in since. Mr. Robert Landry stated the Planning Board had told him he had the rules and regulations, and to follow them. He stated he had to show on his plan exactly where each separate item would be on the property. Mr. Landry stated his concern was that Mr. Moody had never had to go through the process that other people have been required to go through. Selectman Kardaseski stated she felt, because Mr. Moody had never gone back to the Planning Board as he had been asked, the next step was for Code Enforcement to take action. Roy Maxfield stated he was glad to see that Mr. Landry's letter was specific to this one issue, not generalized to all businesses in Town. He stated he agreed Mr. Moody needed to come into compliance. Mr. Ordway said he felt it was important to see what percentage of property was being utilized for each business operation on Mr. Moody's property. Mr. Fiske will advise Mr. Moody that he will be required to meet with the Planning Board for a site plan review. Mr. Maxfield stated he thought a Cease and Desist Order should be issued if Mr. Moody did not proceed with meeting with the Planning Board. Discussion ensued regarding the Hawker and Peddler's permit for the Landry and Woods property. Chairman Maxfield closed the Board of Permit and reopened the Selectmen's Meeting.

- III. The Board met with Police Chief, Code Enforcement/Compliance Officer Bob Fiske.
- a. Chairman Maxfield stated for the record that three pistol permits were submitted for signature and approval.
  - b. Mr. Fiske provided copies of the 2004 final building permit list.
  - c. Chief Fiske submitted an appointment paper for a new fulltime Police Officer. Selectman Kardaseski asked Chief Fiske if this was the position the Selectmen had asked him not to fill until the issue of overtime could be reviewed. Chief Fiske stated this was the last position. He stated there has been no overtime, nor would there be. Selectman Kardaseski stated there has been no time when Chief Fiske met with the Board to discuss the possibility of hiring another officer, he took it upon himself to make the decision. Chief Fiske stated he had submitted a memo and at the bottom of the memo, it stated there would be an appointment paper submitted by January 11<sup>th</sup> for the hiring of a new officer. Selectman Kardaseski stated that Chief Fiske had never asked the Board if he could hire the new officer. Chairman Maxfield stated it has been approximately 2 months since the memo had been written and there had been no issue regarding overtime. Selectman Kardaseski stated the overtime issue is not what she is having a problem with. The problem is the fact that Chief Fiske went ahead and hired the new officer - even after the Board of Selectmen had

directed him in writing not to hire anyone new until they'd had time to review his time sheets. Selectman Bowles stated his only comment for Chief Fiske is that, in the future, if he has a written memo from the Board, he should meet with the Board before making a decision or taking any action. He stated a couple of meetings had been cancelled, Chief Fiske was not in attendance at a meeting and so the communication was not as it should have been. Selectman Bowles stated he felt things should move forward and put this issue in the past. Chief Fiske stated he did not intentionally do anything against the Selectmen's request. Selectman Bowles stated he felt the communication needs to be improved. Selectman Bowles moved to hire Stephanie M. Bosch as a fulltime Police Officer for the Loudon Police Department beginning February 1, 2005 at an hourly rate of \$14.82 per hour. Seconded by Selectman Kardaseski. All in favor. Motion carried.

- IV. The Board met with Road Agent David Rice.
  - a. Mr. Rice stated that, while the Highway Department does *repair* mailboxes, they do not always *replace* them, and they do not replace granite posts. Discussion ensued.
  - b. Selectman Kardaseski inquired if Steve Bennett has checked into the plastic recycling grant application. Mr. Rice will check into this.
  - c. Discussion ensued regarding the meeting being held this evening for the Concord Regional Cooperative to discuss the contract with Wheelabrator.
  
- V. The Board met with Fire Chief Jeff Burr.
  - a. Selectman Kardaseski asked if Chief Burr had any information regarding the ceiling/roof at the Safety Complex. Chief Burr stated a representative advised him that they needed to have a lift in order to inspect the situation. He said the insulation people are saying the roof is still leaking, and the roof people are saying the roof is not leaking. Chief Burr is planning to have both the roof and insulation people show up at the same time to inspect the ceiling/roof together to get this sorted out.
  - b. Selectman Kardaseski inquired if Chief Burr had gone any further about the Town setting a policy regarding ambulance response to accidents. Chief Burr stated he has spoken with Chief Fiske regarding this issue and the two of them will work something out.
  - c. Discussion ensued regarding an incident with emergency vehicles passing a school bus and whether or not the school bus safety lights were on or not as well as if children were still on the bus or on the side of the road.
  
- VI. The Board began their review of weekly correspondence.
  - a. Chief Fiske asked if the Board had finalized its decision regarding the medical insurance. Discussion ensued regarding what percentage would be paid by the Town. Selectman Kardaseski and Selectman Bowles stated 90%. Chairman Maxfield stated he felt it should be 90% over the \$8,500.00 cap. Selectman Kardaseski stated the cap went away, which

means it's 90% across the board. Discussion ensued regarding each Selectman's feelings on this subject as well as Chief Fiske and members of the audience.

- b. The Board reviewed the draft warrant articles. Chairman Maxfield stated that currently there are thirteen warrant articles. He stated the deadline for petition warrant articles is February 8, 2005. The Selectmen will hold a budget work session Friday morning at 8:00 AM.
- c. The Board received the draft Zoning Amendments for review.
- d. The Board received a letter from Michael Harris.
- e. Selectman Kardaseski moved to authorize the Chairman to sign the multi-year discount program contract with Primex for worker's compensation. Seconded by Selectman Bowles. All in favor. Motion carried.
- f. Discussion ensued regarding tax deeding of a property on Hollow Route Road.
- g. The Board discussed the health insurance coverage again. The Board will discuss this issue further at the budget workshop on Friday.

Selectman Bowles moved to adjourn the meeting at 8:30 PM. Seconded by Selectman Kardaseski.

- a. Terry Barton was recognized from the audience. Mrs. Barton provided the Board with a copy of RSA 669:23 relative to the order of names on an official ballot. The RSA states if there is more than one individual signed up for an office, the names must be alphabetical on the ballot. Chairman Maxfield asked Mrs. Barton to make Town Clerk, Terry Hamel aware of this information.
- b. Mr. Ray Cummings was recognized from the audience. Mr. Cummings stated a landowner had contacted him regarding a landlocked piece of land. Discussion ensued regarding landlocked property.

Chairman Maxfield stated the vote to adjourn still stands. All in favor. Meeting adjourned.

#### THE LOUDON BOARD OF SELECTMEN

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Roger A. Maxfield, Chairman

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Deborah A. Kardaseski, Selectman

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Dustin J. Bowles, Selectman