

Selectmen's Meeting Minutes
Tuesday, May 14, 2013

Present: Chairman Krieger, Selectman Ives, and Selectman Bowles.

Also present: Dave Powelson, Zoning Board, Stan Prescott, Planning Board, Police Chief Bob Fiske, Dave Rice, Road Agent, Deputy Fire Chief Rick Wright and Fire Chief Dick Wright.

Chairman Krieger called the meeting to order at 6:00 P.M.

Selectman Bowles moved to approve the Selectmen's Meeting Minutes of Tuesday, May 7, 2013 as written. Second by Selectman Ives. All in favor. Motion carried.

- I. Chairman Krieger opened the Board of Permit.
 - a. Chief Fiske had five Hawker and Peddler permits. They were for Speedway Convenience, Speedway Sports Park, Brookside Mall, Dudley's Ice Cream and Z-1 Express. Chief Fiske said all paperwork is in order.
 - b. Chief Fiske also had a permit for the Loudon Food Pantry. They will be holding a 50/50 raffle for the month of June. They have requested, as they have in the past, that the fee be waived. Selectman Ives made a motion to waive the fee for the Food Pantry raffle. Seconded by Selectman Bowles. All in favor. Motion carried.
 - c. Chief Fiske said that he spoke to Steve Raper from ESMI. Mr. Raper asked if it is necessary to continue sending the monthly reports to the Town of Loudon or could it be done on a quarterly basis. Chief Fiske stated that Donna reviewed minutes and it was Zoning that required monthly reports. He said that the latest one that they received was for four months. Chief Fiske said they have been in compliance, no issues. Dave Powelson asked if the report says where the soil is going. Chief Fiske said yes, how many tons they've processed, how many tons have left and any compliance issues. Mr. Powelson said it seems to him that they are doing a pretty good job. Selectman Ives agreed, saying that we haven't had any issues in the last few years. Selectman Ives stated that since the report was a requirement of the Zoning Board that it would be up to them, he doesn't believe this Board has the authority to modify their requirement. Chief Fiske will inform them that they need to seek an answer from the Zoning Board.
 - d. Chief Fiske said that the owner of Lazy Pines asked if it's permissible to allow someone else to live in his house and allow him to stay in his 5th wheel camper for 2-3 months. Mr. Powelson said that is a little like camping. Stan Prescott asked if he would be on a lot or in the driveway. Chief Fiske said in the driveway. Mr. Prescott asked if there is a vacant lot in the park. Chief Fiske said not that he is aware of. Selectman Ives recalls that the ordinance has a limit as to how many days someone can stay in a camper. Mr. Powelson stated that in the definition of camping in the ordinance it says 21 days. Mr. Prescott read from the 503.3 in the Zoning Ordinance that *temporary camping or campgrounds are not permitted in any district except that of local civic organizations and youth groups*. Chief Fiske read also from 503.3 *This section shall not be construed to limit the owner-occupant of a residence served by adequate sanitary facilities from accommodating, without compensation, occasional overnight guests in*

tents, recreational vehicle, or campers placed temporarily within the yard of such residence. Chairman Krieger said that 3 months doesn't sound temporary to him especially if it's going to happen every year. Selectman Ives said it also doesn't sound like it's occasional. Chief Fiske said this has been done before and what they do is stay for awhile, leave for a week and then come back. Selectman Ives said he is afraid that if they allow this to happen for 3 months then a lot of people will go south for the winter and come back up to stay at junior's house for the summer in a camper. Mr. Prescott said he'd like to see if there is a vacant lot in there to set it on. Chairman Krieger said they need to find out what is right or wrong, if it can only be 21 days, does it make it wrong because it's his camper on his property and he's renting out his house, does it make it wrong for him to stay in his camper for three months? Selectman Ives said he thinks no and if he has a problem with that to see zoning. Mr. Powelson said he doesn't see where it fits with zoning. Selectman Ives said that if he has a vacant lot in the park, put the camper there and there would be no problem but he can't see putting it in the driveway.

- e. Chief Fiske said that the Beanstalk store is close to getting the Subway and they have submitted a sign application. They don't want to put up a free-standing sign; however they want the word Subway on the 106 side of the store and another on the north side of the store. Chief Fiske said those signs would be 30 square feet each, 60 square feet is permissible for a business not part of a shopping center. Selectman Ives asked if the sign will be lit. Chief Fiske said it will be. Mr. Powelson clarified that a business may have a sign attached to the front façade as large as the area permitted by S.501.1 which is 60 feet. He said this building has a front façade and a north façade and he doesn't see an issue with having the same size sign on the two sides of the building. Selectman Bowles pointed out that according to 501.2 B they would have to see the Zoning board for a special exception to put a sign on the side of the building. Mr. Powelson agreed, they can put the sign on the front at any time but they have to see zoning for the one on the side. Selectman Ives said he sees no problem with either sign but they will need to go to zoning.
- f. Mr. Powelson explained that Donna received a question from Neuro Restorative about putting a fourth person in the garage. Mr. Powelson read the following from the Board of Permit minutes of June 12, 2012 *Chief Fiske stated that he spoke to representatives of 45 Hemlock Hill; they want to convert an office space into a fourth bedroom, they are aware they will need to deal with updating the septic if adding a bedroom. Selectman Ives feels that they misrepresented themselves by saying three clients and now asking for another one. Mr. Prescott stated that it's turning from a home into a facility. Chief Fiske will look further into the statutes and the number of clients allowed in the home.* Chairman Krieger recognized Kathy Drown, Program Manager of the group home Neuro Restorative. Ms. Drown explained that right now they are a certified facility and they are looking to become a licensed facility. She explained that their group home in Chichester is licensed and they would like to be consistent. Ms. Drown explained that to become licensed they have to be licensed for a minimum of four beds. She said that at this time there is no plan to put anyone in the fourth room. Ms. Drown said that the rooms are already built, they are offices. Chairman Krieger suggested that

Donna get the town's attorneys opinion about this since he was involved in it previously, Mr. Powelson agreed that it should start with the attorneys opinion. Chairman Krieger asked Ms. Drown to contact Donna and get her the information about the licensing so she can get it to the attorney. Ms. Drown agreed. Mr. Prescott said that one of the biggest concerns is the septic system if a fourth bedroom is added.

Chairman Krieger closed Board of Permit

II. The Board met with Chief Wright.

- a. Chief Wright said that he got certificates from the job applicant and gave them to Chief Fiske.
- b. Chief Wright said they had the open house on Saturday, they estimate that over 400 people attend.
- c. Chief Wright said that the new fire apparatus was supposed to be driven up last week but it wasn't. Chief Wright said he called the dealer and told him he was unhappy with the delivery and unhappy that they weren't telling him what was going on. Chief Wright said he was told he would have it next week.
- d. Chairman Krieger asked Chief Wright to thank everyone at the Fire Department for the open house.
- e. Chief Fiske gave the Selectmen information regarding the applicant for the Fire Chief position. Chairman Krieger asked Chief Wright to review it and get it back to the office. Chief Fiske asked Chairman Krieger who would maintain the background records. The Board agreed that the files should be part of the personnel file at the Selectmen's Office. Chief Fiske requested that someone sign off when he turns them over. Discussion ensued about where the files are kept at the Selectmen's office and who has access to them. Chairman Krieger said that they will look into it before making a decision about these records.

III. The Board met with Road Agent, Dave Rice.

- a. Mr. Rice said that everything is going well, they've been grading.
- b. Mr. Rice said they have been ditching Mudgett Hill.
- c. Mr. Rice said that he spoke to three people about asphalt as far as the road work for this year. He said he has asked them to give him a tonnage price as well as a total. He said he has also asked for a price to top Bee Hole hopefully the end of May the first of June.
- d. Mr. Rice said they are mowing the ball fields but as soon as they get done they look like they need to be done again.
- e. Selectmen Ives asked if we have received any bids for the flail mower. Mr. Rice said the bids are due next Tuesday and haven't got any yet.

IV. The Board met with Brenda Pearl, Office Manager.

Brenda explained that she met with Bill Bald from Melcher and Prescott regarding the employee's health insurance renewal. She explained that the dental insurance has increased 1.2% and if we stay with the health insurance policy that we have now it will increase 16.67%. If we raise the health deductible from \$3,000.00 to \$4,000.00 it would be an

increase of 7.71%. Chairman Krieger confirmed that other than the deductible the policy remains the same. Chairman Krieger stated that they had budgeted for a 12.5% increase. Chairman Krieger asked about the increase per pay period for the employee, Brenda said with the 7.71% increase and the 1.2% increase the employees would be paying a few more dollars per week. The Board confirmed that the deductible will be increased to \$4,000.00 with the employee paying the first \$500.00 and the town paying \$3,500.00, the town will pay \$9,000.00 plus 90% of the balance of the premium with the employee paying the rest. Selectman Ives made a motion to approve the Anthem health insurance plan HPNEVP58VE. Seconded by Selectmen Bowles. Chief Fiske asked how the copays are affected. Selectman Ives confirmed that they remain the same as the policy we currently have. All in favor. Motion carried.

- V. Chief Fiske stated that he received an application from Ron Lane. Mr. Lane explained that the application is for junk plates, he now has repair plates. Mr. Lane said he is required to have a junkyard permit and needs the application signed saying that he has one in order to get the junk plates. Chief Fiske verified that his junkyard permit expires July 1, 2013. The Board reviewed the application and signed it.
- VI. Selectman Ives said that there was a camper that stayed at a campground all winter. He asked if they can stay there year round. Chief Fiske asked what would prohibit it. Selectman Bowles said that they would have to find out if it is approved as a seasonal campground. Selectman Ives said it was reported to him that log trucks have been seen coming out of there and he doesn't recall them signing a timber cut permit for them. Chairman Krieger asked if they need an intent to cut if they are cutting trees near campers. Chief Fiske said negative. Selectman Ives said they do if they are cutting to expand the area. He said he also heard they are filling in wetlands. Chief Fiske said there has been controversy for many years as to how many campsites there are there. Selectman Ives explained that he has held back on this issue because of his history there but this information has come to him through different sources. Chief Fiske said that the State is after them right now because their dumpster falls in the state right of way. Chief Fiske said in his opinion that it would be appropriate for Mr. Wiley, Town Assessor, to go there and document what is there now. Chairman Krieger asked what they are going to do about the wetlands. Selectman Ives said that he wants to be sure that the town knows what expansion has been done so they are being taxed properly for it. Chief Fiske said that he would be glad to go with Mr. Wiley and take pictures. Chairman Krieger said after they take a look at it they will determine if they need to contact DES.
- VII. The Board began their review of weekly correspondence.
 - a. The Board received a letter from the State of NH regarding a FEMA payment for the November 4, 2012 storm. The Board will review the information and sign the form next week.
 - b. The Board received a report from ESMI for the first quarter 2013 Host Community Fee.
 - c. The Board received the ESMI self report for January through April 2013.

- d. The Board received an overdue ambulance bill for review. Selectman Ives made a motion to send the following ambulance bill to collection: account #866 in the amount of \$594.80. Seconded by Selectman Bowles. All in favor. Motion carried.
- e. The Board received a copy of the updated office hour's list. The only change to the office hours is the Town Clerk's. She will be closing at 8:45 pm due to the time that the State of NH DMV support closes.
- f. The Board received a letter from Edge Point regarding uncollected monies.
- g. The Board received a copy of the April property transfers.
- h. The Board received a memo from Bonnie regarding the rental of the Community Building. The building was not left in good shape and she spent time cleaning it. Chairman Krieger said that they have the security deposit; he suggests keeping it because if she hadn't cleaned it and the town had to pay someone it would have cost more than that. Selectmen Ives and Bowles agreed. Chairman Krieger said the deposit check will be deposited and a letter written to the renters explaining that due to the condition that they left the building; expenses were incurred, the deposit will go towards cleaning and they won't be renting to them again. Chairman Krieger said they can set up an appointment to meet with them if they would like to within thirty days.
- i. Miscellaneous correspondence.

VIII. Chairman Krieger read the following Oath into the record: *We, the Selectman and Assessors of the Town of Loudon, NH, do solemnly swear that in making the inventory for the purpose of assessing the foregoing taxes we appraised all taxable property at its full value, and as we would appraise the same in payment of a just debt due for a solvent debtor. So help us God.*

Chairman Krieger read the Tax Collector's Warrant into the record: *TO: Helen L. McNeil, Collector of Taxes for Loudon, New Hampshire in said county. In the name of the State you are hereby directed to collect the property taxes in the list herewith committed to you, amounting to the sum of Five Million Three Hundred Six Thousand Nine Hundred Thirty Nine Dollars (\$5,306,939.00) and with interest at twelve (12%) percent per annum from July 1, 2013 thereafter, on all sums not paid on or before that day. And we further order you to remit all monies collected to the Town Treasurer, or to the Town Treasurer's designee as provided by RSA 41:29, VI, at least on a weekly basis, or daily whenever tax receipts total One Thousand Five Hundred Dollars (\$1,500.00) or more. Given under our hands at Loudon, New Hampshire, this Fourteenth day of May in 2013. Board of Selectmen, Loudon, New Hampshire.*

- VI. The Board was reminded of the following:
- a. Thursday, May 16 at 7:00 pm – Planning Board meeting.
 - b. Tuesday, May 21 at 9:00 am – Meeting in barn
 - c. Scholarships are due today. The Board discussed the scholarship deadlines. For next year they will consider changing the due date for the college applications to a later date so that students will have time beyond finals to get reference letters and transcripts.

- VII. Chairman Krieger explained that the John O. Cate Van and Loudon Ambulances are set up to use the State of NH Fuel Distribution facility on Hazen Drive.
- VIII. Selectman Bowles made a motion to change Selectmen’s meetings from 6:30 pm to 6:00 pm on Tuesday nights. Seconded by Selectmen Ives. All in favor. Motion carried.
- IX. The Board recognized Roy Merrill from the audience. Mr. Merrill asked if it’s true that the Selectmen are allowing the Fire Department to take the radio system out of the pumper truck and decommission it. Selectman Ives said the radio is coming out of engine 2. Mr. Merrill said that at town meeting it was suggested that the truck be kept. Chairman Krieger asked who suggested that. Mr. Merrill stated that he did and it was seconded by several other people. Mr. Merrill said that 174 people voted the year before to 48 to refurbish that truck and go another 5 years with it. He said that if public safety is the real reason that you had to get rid of it the next year after we spent money to fix it then having two trucks would be better than one. Chairman Krieger recalls that people voted to get rid of two and replace them with one. Mr. Merrill said there was no mention of replacing two trucks. Chairman Krieger said there was the pumper and the pepsi truck that were supposed to go and we were going to get one truck in their place. Mr. Merrill said there was no mention of replacing two trucks. Selectman Ives said that is what they are going to do. Mr. Merrill said it’s a shame to fix the pumper up, drive it 260 miles and throw it away. Selectman Ives said they haven’t decided what they are going to do with it yet, they would most likely be selling it not throwing it away. Mr. Merrill said that is throwing it away because they aren’t going to get anything out of it. Selectman Ives said that is a difference of opinion. Chairman Krieger said that he is going to review the minutes from the last two meetings to see what the people voted for and that is what he will support. Mr. Merrill said that he just wants what they are doing on the record.
- X. Selectman Ives moved to adjourn at 7:43 P.M. Second by Selectman Bowles. All in favor. Motion carried.

LOUDON BOARD OF SELECTMEN

Robert P. Krieger, *Chairman*

Steven R. Ives, Selectman

Dustin J. Bowles, Selectman