

Selectmen's Meeting Minutes
Tuesday, August 3, 2004

Present: Selectman Maxfield, Kardaseski, and Bowles.
Also present: Road Agent David Rice and Police Chief, Code Enforcement/Compliance Officer Bob Fiske.

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

- I. Selectman Bowles moved to approve the Selectmen's Meeting Minutes of Tuesday, July 27, 2004 as presented. Seconded by Chairman Maxfield. Majority vote in favor. Motion carried. Selectman Kardaseski abstained, as she was not present at that meeting.
- II. The Board met with Road Agent David Rice.
 - a. Mr. Rice discussed roadside brush cutting.
 - b. Mr. Rice stated the Highway crew would be making repairs to the bridge in the Village.
 - c. Chairman Maxfield discussed meeting with Mr. Rice to address the ADA issues at Town Hall.
- III. The Board met with Police Chief, Code Enforcement/Compliance Officer Bob Fiske.
 - a. Chairman Maxfield stated for the record that 2 pistol permits were submitted for signature and approval.
 - b. Chairman Maxfield acknowledged Matthew and Martha Cheney from the audience. Mr. and Mrs. Cheney advised the Board their concerns were regarding a new house being built on School Street, on a newly subdivided lot. Both Mr. and Mrs. Cheney had met separately with Bob Fiske to discuss the building permit issue relative to this lot. Mrs. Cheney stated she still did not feel satisfied with the answers she had received. Mr. Fiske explained that Deb Rattee had approached him about a building permit for Tax Map #047, Lot #001, which has 31 acres. Ms. Rattee applied for a building permit for this lot, which was recorded at the Merrimack County Registry of Deeds with Ms. Rattee and Tyler Paul as property owners. Ms. Rattee submitted the appropriate paperwork as required and received a 2004 building permit. After the building permit was issued Ms. Rattee went before the Planning Board for a 2-lot subdivision on Tax Map #047, Lot #001. This subdivision was approved. Discussion ensued regarding the lot numbers assigned to lots in a subdivision. Mr. and Mrs. Cheney stated they could not get on the building permit list when they initially went to apply for one because of the subdivision they were

bringing before the Planning Board. Mr. Fiske contacted Office Manager Jean Lee to verify that Map #047, Lot #001 was the number assigned to Deb Rattee and Tyler Paul's lot, which has since transferred to Tyler and Laura Paul for the 2-acre lot. Selectman Bowles inquired if Mr. and Mrs. Cheney's subdivision was vacant land being divided or was there a home already on the property, which would then be subdivided. Mr. and Mrs. Cheney stated there was a home already on the property and the subdivision would split the property in two. The Selectmen stated the difference between the Rattee/Paul property was the fact that it was vacant land so it did not have to be subdivided prior to the issuance of a building permit. The Cheney's property had to be subdivided prior to the issuance of a building permit. Selectman Kardaseski explained that all the required paperwork must be in order prior to being placed on the building permit list. Selectman Bowles stated Mr. and Mrs. Cheney's situation involved an existing home on the property and therefore should not be compared to the Rattee/Paul property, which was vacant land.

- c. Mrs. Cheney discussed the issue with the current use penalty not being paid prior to the issuance of the building permit. The Board explained that the current use penalty is usually assessed once the ground is disturbed and that Bob Fiske notifies the Office Manager when the foundation inspection is complete.

IV. The Board will meet with Fire Chief Jeff Burr next week to discuss a personnel issue.

V. The Board met with Library Trustees Sandra Blanchard, Ken Doak, and Herbert Huckins Jr. to discuss the Library Construction Report.

- a. Mr. Doak advised the Board that the structural concerns that were raised regarding the addition to the Maxfield Public Library would be addressed, at no cost to the Town or Library. The original contractor will be given the opportunity to perform the corrective work. The Trustees are getting costs associated with completion of the lower level with a final number not to exceed the available funds. Selectman Kardaseski asked for a breakdown list of the costs associated with the construction project. The Trustees will provide the Board with a list as soon as possible. Selectman Bowles inquired if the Trustees were looking into all options available or were they just taking what the architect and engineer told them as the way things had to be. Sandra Blanchard stated Milestone was the construction manager and, as such, was looking at the best options for the money for the Town. Selectman Bowles talked about a Loudon resident who offered to assist with the Library project. Discussion ensued regarding what needed to be done to finish the basement. Selectman Kardaseski inquired if the leaking bay window was being addressed as well as other issues that needed to be fixed. Mr. Doak said, yes, the items

were being addressed. The Board stated the corrective list does not include the bay window issue. Discussion ensued regarding any issues that need to be addressed. The Board thanked the Library Trustees for their work on this project.

- b. Chairman Maxfield stated he had met with Sandra Blanchard and Ken Doak regarding the Korean, Vietnam, and World War II War Memorial. He stated the VFW would be paying for this project and he would provide a copy of a plan for the Trustees review. Chairman Maxfield stated the walkway would be included.

VI. The Board began their review of weekly correspondence.

- a. Selectman Kardaseski moved to extend the curfew at the Loudon Recreation Field on Friday, August 13, Saturday, August 14, and Sunday August 15, 2004 until 1:00 AM. Seconded by Selectman Bowles. All in favor. Motion carried.
- b. The Board has a request from Howard Wilson of Andover to be allowed to gather signatures at the Transfer Station for a petition to allow Libertarian candidates on the ballot for State elections. Discussion ensued regarding a safe location for Mr. Wilson to be without causing traffic or safety issues. Mr. Rice stated the gate area at the outbound side would be the best location. Chairman Maxfield will contact Mr. Wilson with this information.
- c. The Board discussed the proposed purchase of a storage container for the Town Office. Selectman Kardaseski moved to purchase a 20-foot year 2000 container from LaGuardia Enterprises. The container cost is \$1,950.00 plus \$400.00 for shipping. Funds to come from the encumbered \$600.00 from the 03-04 contingency fund, and the balance of \$1,750.00 to be expended from the Town Building Expenses. Seconded by Selectman Bowles. All in favor. Motion carried.

VII. The Board met with Tom Preston of Lower Ridge Road to discuss campground noise.

- a. Mr. Preston discussed the campground noise during race weekend relative to the explosive noises throughout the night. Mr. Preston stated he felt the Police Department does the best they can; however, he feels the Town should do something more to fix the problem. Mr. Preston stated he had come up with three options to submit to the Board: The first is to tell the campgrounds “this is when you can be open and this is when you have to close”; the second is, starting the Thursday before the race have someone with video equipment at each campground keeping track of how many explosions go off and charge the owners of the campground for each occurrence, the third option is to rule that there are to be no explosives allowed in the campgrounds, put up signs along Route 106 and throughout each campground, and, along with Homeland Security, get bomb-sniffing dogs. If a vehicle is

found to have explosives, it is a \$5,000.00 fine and if the vehicle is seized, it could be auctioned off. Mr. Fiske stated there are bomb-sniffing dogs, which are used at the venue during race weekend; however, it would be very difficult to search each of the 30,000 vehicles in the campgrounds. Mr. Fiske stated there was an incident during race weekend where an explosive was fired off on Bumfagon Road causing damage to a neighbor's property and there have been homemade explosives confiscated during prom season in the past, so it is not necessarily coming from the campground. Mr. Fiske discussed the 12:00 AM curfew at the track. Mr. Fiske stated there are State Police and other enforcement agencies patrolling the campgrounds within the racetrack and they confiscate any explosive devices they find. Mr. Preston stated that maybe a sweep of an area could be done to make people aware the explosives will not be tolerated. Selectman Kardaseski stated there are instances, like in this case, where the campgrounds and racetrack are blamed for noise and are not even involved. Chairman Maxfield advised Mr. Preston that his concerns would be discussed with Mr. Bahre.

- VIII. The Board continued with their weekly correspondence.
- a. The Board received a letter from Conservation Commission Chairman Julie Robinson regarding a donation of 50 acres of land from the Nature Conservancy on Bumfagon Road. This land is contiguous to property owned by the Town. Mrs. Robinson's letter states 5 Rivers Trust will monitor the property and a management plan will be put in place. Tom McCue inquired if the property had been walked. Chairman Maxfield will contact Mrs. Robinson regarding walking the property.
 - b. Selectman Kardaseski moved to grant First Church of the Nazarene a religious exemption on Tax Map #059, Lot #'s 54 and 56. Seconded by Selectman Bowles. Selectman Kardaseski and Bowles stated they were reluctant to make this motion; however, due to the advice the Board received from Town Counsel, NH Municipal Association, and DRA, if the buildings are being used as parsonages by the Church, they qualify for the religious exemption. Tom McCue asked if there was a limit to the number of exemptions the First Church of the Nazarene could get. The Board said based on the information, there appears to be no limit as long as the building is being used as a Church or parsonage. All in favor. Motion carried reluctantly.
 - c. Chairman Maxfield stated he had left a second message for Brett Purvis regarding finishing up assessing details.
 - d. The Board received a thank-you for a scholarship award from Stephanie Pothier.
- IX. The Board met with Tax Collector Helen McNeil.

- a. Mrs. McNeil discussed properties that are up for tax deeding. Discussion ensued regarding which property owners were making payments and which ones had made no contact or attempt to make any arrangements. Mrs. McNeil advised the Board she needed them to review the information and determine which properties would be tax deeded. Mrs. McNeil will meet with the Board next week to discuss this further.

- X. The Board continued their review of weekly correspondence.
 - a. Selectman Kardaseski moved to authorize the Chairman to sign the 1-year Commercial Hauler's permit for Best Way Disposal. Seconded by Selectman Bowles. All in favor. Motion carried.
 - b. Chairman Maxfield discussed an article he had read regarding e-reg.
 - c. Discussion ensued regarding the conservation land and the 5 Rivers Trust.

Selectman Bowles moved to adjourn at 8:19 PM. Seconded by Selectman Kardaseski. All in favor. Meeting adjourned.

THE LOUDON BOARD OF SELECTMEN

Roger A. Maxfield, Chairman

Deborah A. Kardaseski, Selectman

Dustin J. Bowles, Selectman