

HUDSON, NH BOARD OF SELECTMEN

Minutes of the March 26, 2019 Meeting

1. CALL TO ORDER - by Chairman Coutu the meeting of March 26, 2019 at 7:00 p.m. in the Selectmen's Meeting Room at Town Hall.
2. PLEDGE OF ALLEGIANCE - led by Selectman Roy.
3. ATTENDANCE
Board of Selectmen: Roger Coutu, David Morin, Marilyn McGrath, Normand Martin, Kara Roy
Staff/Others: Steve Malizia, Town Administrator; Donna Graham, Executive Assistant; Elvis Dhima, Town Engineer; Police Chief Bill Avery; John Beike, Len Lathrop, Maryellen Davis
4. PUBLIC INPUT

Chairman Coutu asked does anyone in the audience wish to address the Board on any issue which the Board has control of at this time.

Michael Drouin - 6 Coll Street. I come before you to discuss an important matter to not just myself but to every person who has benefited from the hard work of a certain member of our community. The member I speak of has gone above and beyond their duty not because they get paid more, they don't get paid at all. They volunteer countless hours every week for the benefit of others and ask for nothing in return. I have a lot I'm working on. I also spend a lot of hours every day volunteering for the benefit of our community and I have little time to waste on those who wish to be petty. Let me tell you, I was a Navy Petty Officer and I know how to be petty if that is the game that you wish to play. I ask that you confirm Jen Parkhurst as a member of the Conservation Commission. She has more than earned it and has the backing of both the Commission and the community. Thank you.

Selectman McGrath had a question of Mr. Drouin. Your comment just now about being petty. Was that implied as a threat to anyone? Mr. Drouin said no. Selectman McGrath wanted to make sure that that's clear. Thank you.

Chairman Coutu asked, along Selectman McGrath's lines, who are you inferring as being petty. Michael Drouin said I see the actions of the Selectmen who keep deferring her confirmation as an act of being petty. There is absolutely no real reason that she should not be confirmed as a member. She does everything a member does and is already on the Conservation Commission as an alternate. It's a simple matter of changing her from an alternate to a member. That's it. That's all we ask.

Selectman Morin asked can you tell me why we deferred it last meeting. Mr. Drouin said you deferred it last meeting because you have concerns about a letter that had her name on it. Selectman Morin said I'm not going to go into it but that is not why it was deferred and I talked to Jennifer why we did defer it because I'm the one that deferred it. It wasn't to do with that whatsoever. Michael Drouin asked what was the reason. Selectman Morin said that would be up to Jennifer to tell you because it's a personnel per say matter but it had nothing to do with the letter. I had spoken with Jennifer before the meeting and I talked to her the next day.

Chairman Coutu indicated we're getting into personal matter or issues. This Board will not speak publicly about personal matter or issues.

Selectman McGrath stated for the record that I don't know based on the lack of attendance. I can see two current members of the Conservation Commission but I don't see the Chairperson here nor do I see any of the members here to speak in favor of appointing Ms. Parkhurst to any position on the Conservation Commission. I think the comments by Mr. Drouin that he was here on behalf of the entire Conservation Commission I don't believe is correct. Until we hear from the other members whether they take a vote at a Conservation Commission meeting and want to forward that information to us

until that time, I'm going to accept this as Mr. Drouin's comments only and his position only. Chairman Coutu said so noted.

Michael Drouin asked to reply to that. If you review our last two meetings, you will see that the Conservation Commission has unanimously backed Jen Parkhurst.

Chairman Coutu said let me finish this by saying this. Actions have been taken by certain members of the Commission without approval of the Board of Selectmen and I'm going to end with this statement. I am not happy - and I can only speak for myself - having people acting as rogues on behalf of the Town of Hudson and not in the best interests of the town. End of discussion. Thank you Mr. Drouin.

Good evening. I am Jennifer Parkhurst of 21 Roy Drive. I do have a statement that I want to read but I also if I may just address that last comment that was made. I do not believe that there were any actions made that were rogue by any member of the Conservation Commission. If you review our agenda and our video from January and February, you will see pretty strong evidence that we did nothing rogue. We did everything transparently and in the public eye. Have you reviewed those video tapes? Chairman Coutu indicated no I have not.

Point of order Mr. Chairman. Selectman McGrath noted this isn't a discussion back and forth. This is public input. If she wants to make a statement, I'm willing to listen to her. Beyond that, this isn't meant as a question and answer period. Chairman Coutu said point well taken. You have a statement you'd like to read?

Jennifer Parkhurst said I do. I do want to see as a matter of public record that I am going to invoke my right to request that any discussion about me be made open and in an open meeting tonight and in any subsequent meeting should it concern and my actions personally on the Commission or in pursuit of my application to be a member on the Conservation Commission. I am going to reference law under Chapter 91-A:3 under nonpublic sessions. Part C reads, "Matters which if discussed in public would likely affect adversely the reputation of any person other than a member of the public body itself, unless such person requests an open meeting." I am here tonight to request that any discussion about me be in open session. I am not afraid of my reputation and I believe that the facts will be very informative for the public. That is my statement for tonight.

Good evening Board. Brett Gagnon, 123 Wason Road. I will keep this short and sweet as my colleague previously has stated. I will claim the same exception and that would Chapter 91-A, Section 91-A:3 and II - any discussion about myself or my actions. I would politely request that it would be done in public in order for me to respond as necessary. I too am very humble about my actions and only mean well for the best of this town. That's all I had for you tonight. Thank you.

Chairman Coutu asked if there was anyone else. Seeing none, we'll open up the meeting with Recognitions, Nominations & Appointments.

5. RECOGNITIONS, NOMINATIONS & APPOINTMENTS

A. Interview

- 1) Planning Board - (2 vacancies - 1 alternate term to expire 12/31/19; 1 alternate term to expire 12/31/21)

Brian Etienne - 13 Chase Street.

Chairman Coutu noted you've applied for 4 positions. I would say based on what I read on your application, you've indicated an interest in 4 committees. They are before us as I understand your communication back and forth with our Executive Assistant they are in the order of preference: 1) Planning, 2) Zoning, 3) Board of Appeals, and 4) Regional Planning Commission. Why don't you tell us a little bit about yourself. We have somewhat of a background indication of what your experience is so why don't you state it for us.

First of all, good evening. Thanks for taking some time to speaking with me today. My name is Brian Etienne and I work for American Tower Corporation. I'm a project manager there and my specialty is in zoning and planning. I deal on any given day with a total of probably \$50,000 jurisdictions throughout the country. I'm dealing with wireless infrastructure and wireless communications facility that is definitely my expertise. Specifically I am very interested in the non-proliferation of redundant wireless infrastructure throughout the country and that's something that I definitely strive for. I definitely on a daily basis work with my attorneys to advise jurisdictions no matter the size of how to alter their ordinance and adopt policies that are very forward looking in developing responsible wireless infrastructure. Along with that what I always have to do is review the ordinances and make sure that I'm understanding things like setback; I'm understanding the permitting, building process. My background is in construction. That's where I grew up in. So utilities, bringing power to sites, general construction of big box stores and things of this nature. I'm interested in a little bit of civic involvement. You can complain on line all you want and Facebook all day long but I think it involves some activity in the local government and it's definitely time for me.

Selectman McGrath asked you're interested in planning and zoning based on your work history. With the job that you hold now pose any kind of ethical conflict for you if something came before the Board dealing with the wireless communications. Mr. Etienne said that's an excellent question. Thank you for it. Actually I think that if a wireless communication facility were applied for in the city and I were to be on the Board for that, I think I would just have to recuse myself from that discussion completely. It's the fair thing to do. I think I could certainly advise in a capacity as a member or even an alternate of the Board on what I think the ordinance could be improved for or maybe there's some changes that might need to be made but as far as being part of the decision, that's just not the appropriate thing. Selectman McGrath said thank you for that because it's an important thing to understand.

Selectman McGrath noted you talked about redundant infrastructure. Can you explain that to me a little bit more? Are you talking about towers or are you talking about...? Brian Etienne said yes Ma'am. I mostly build cell phone towers all around the country. I monitor the FCC and the FAA for activity that's going on throughout the country and any time where there might be some infrastructure that I feel might not be needed, I would definitely approach the jurisdiction and say hey does this make sense for us as a community. Maybe we only need one tower here that can suit all of the carriers for the area and the community and maybe you should think about putting that new tower further away where people actually need some coverage. I think it's a good idea to take a good holistic look at the entire situation from a radio frequency and a constructability since you might have a case where you can't build an access road up a mountain that cost \$1 million. That helps nobody. It's all about the responsible review of the application.

Selectman McGrath said Planning is your first choice. Mr. Etienne said yes Ma'am. Of course I would say a secondary I definitely see natural synergies with more the zoning side.

Selectman Roy was curious how long you lived in Hudson. Brian Etienne said it's coming up on two years now. I moved up from Houston, Texas.

Selectman Roy commented it goes to the issue of recusal. What I would suggest you do is review Atherton v. City of Concord. It's the case that kind of governs what your requirements are for recusal. I don't believe that you could even advise is the way I read that case. Mr. Etienne said I deal with that same situation often.

Motion by Selectman Morin, seconded by Selectman McGrath, to suspend the rules and nominate and appoint Brian Etienne as an alternate to the Zoning Board of Adjustment with a term to expire 12/31/2019.

Chairman Coutu said I had a discussion this week with one member of the ZBA and said to me that they were in drastic need at this time. There's been some meetings where they've only had three members. I think based on his background and his presentation of himself here this evening and his

interest, I think he'd be a good fit and it's a good starting point for him in our municipal government. Welcome to Hudson.

Vote: Motion carried 5-0.

- 2) Zoning Board of Adjustment - (5 vacancies - 1 member term to expire 12/31/19; 3 alternate terms to expire 12/31/20; 1 alternate term to expire 12/31/21)

Brian Etienne

- 3) Building Board of Appeals - no vacancies at this time

Brian Etienne

- 4) Nashua Regional Planning Commission - (2 vacancies - 1 member term to expire 12/31/2019; 1 alternate term to expire 12/31/2020)

Brian Etienne

6. CONSENT ITEMS

Chairman Coutu asked does any Board member wish to remove any item for separate consideration.

Selectman Roy said Item E. acceptance of minutes. I'm going to abstain. I wasn't at the meeting.

Motion by Selectman Martin, seconded by Selectman Morin, to approve consent items A, B, C, D, and F as noted or appropriate, carried 5-0.

A. Assessing Items

- 1) Veteran Tax Credit - Map 246, Lot 52 - 9 Muldoon Drive, w/recommendation to grant
- 2) Solar Exemptions - Map 139, Lot 015 - 8 North Ridge Road; Map 207, Lot 008, Sub 003 - 11 Moose Hill Road; Map 254, Lot 018 - 118 Dracut Road; Map 235, Lot 023 - 14 Old Coach Road; Map 140, Lot 016 - 13 Sutherland Drive; Map 145, Lot 010 - 8 Sullivan Road, w/recommendation to grant
- 3) All Veterans Tax Credits - Map 177, Lot 005, Sub 017 - 8A Farnum Court, w/recommendation to grant
- 4) Disabled Veteran Tax Credit - Map 184, Lot 032, Sub 009 - 1 Tiffany Circle, w/recommendation to grant
- 5) Disabled Exemption - Map 184, Lot 029 - 125 Belknap Road, w/recommendation to grant
- 6) Elderly Exemption - Map 191, Lot 170 - 3 Nevens Street; Map 153, Lot 006 - 17 Lawrence Road; Map 183, Lot 037 - 6 Blackstone Street; Map 175, Lot 034, Sub 010 - 5 Pond View Drive, w/recommendation to grant
- 7) 2019 Supplemental Tax Bill - Map 170, Lot 35 - 30 Constitution Drive, w/recommendation to approve

B. Water/Sewer Items

- 1) Sewer Abatement - S-UTL-19-07 - 46 Morgan Road, w/recommendation to approve

C. Licenses & Permits & Policies

- 1) Request to Solicit Funds - Teen Challenge NH

- 2) Request to Solicit Funds - Humane Society for Greater Nashua
- 3) Petition & License for One New Pole - Eversource #21-1347; 476/1AX on Copeland Drive

D. Donations

- 1) \$1,000 from Southern New Hampshire Radio Control Club to be placed in the Recreation Donation Account

E. Acceptance of Minutes

- 1) Minutes of the March 11, 2019 Meeting

Motion by Selectman McGrath, seconded by Selectman Martin, to approve Consent Item E., carried 4-0-1. Selectman Roy abstained.

F. Calendar

03/27 7:00 Planning Board - Buxton CD Meeting Room
03/28 7:00 Zoning Brd of Adjustment - Buxton CD Meeting Room
04/03 7:00 Budget Cte - Buxton CD Meeting Room
04/04 6:30 Recreation Cte - BOS Meeting Room
04/04 7:00 Benson Park Cte - HCTV
04/08 7:00 Cable Cte - HCTV
04/08 7:00 Conservation Cmsn - Buxton CD Meeting Room
04/09 7:00 Board of Selectmen - BOS Meeting Room
04/10 7:00 Planning Board - Buxton CD Meeting Room

7. OLD BUSINESS

A. Votes taken after Nonpublic Session on March 11, 2019

- 1) Motion by Selectman Routsis, seconded by Selectman Martin, to promote Mike Siteman from Truck Driver/Laborer, Grade VIII, Step 4, at \$21.48 per hour, to Special Equipment Operator, Grade XII, Step 4, at \$25.10 per hour per the Hudson Public Works Union, AFSCME Local 1801, Contract, carried 5-0.
- 2) Motion to adjourn at 8:41 p.m. by Selectman Martin, seconded by Selectman Morin, carried 5-0.

8. NEW BUSINESS

A. Hydrant Repairs and Replacements

Chairman Coutu recognized Town Engineer Elvis Dhima.

Thank you Mr. Chairman. Good evening everyone. Elvis Dhima indicated my first item for you tonight is hydrant repairs and replacements. As you know in July 2018, the Town switched operators from Pennichuck to Whitewater. They've done a great job. One of their many tasks is to check the hydrants to a dry check and a wet check. As we get close to the end of the year we have identified 133 of them in need of repairs and 16 of them need replacements. Every year we try to put this task under our operations but because of significant amount of work that needs to be done, maybe it wasn't done in the past, I'm asking you on behalf of the Fire, Finance, and Engineering Departments to allow us to use the capital reserve funds for repairs and replacement set aside for things like this to do all these repairs and replacements that are needed.

Chairman Coutu asked this will come out of the water. Mr. Dhima said correct. This will not impact the taxpayer. This will not impact the current rates in place. These are basically accounts that Mr. Malizia and town staff prior to mine set aside for things like this.

Good evening Mr. Dhima. Selectman Martin asked is this the highest since you've been on board with us. Is this the highest that you've seen it or has it been higher for repairs and replacements. Elvis Dhima said it hasn't been done. It's the first time and hopefully the last time that we deal with this. We're trying to do everything. We're trying to set a base now saying moving forward this is what needs to be done and this is what needs to be done to basically get us to where we need to be. We're doing the same thing with hydraulic modeling. You're going to see a lot of hydrants out there that are going to look identical when it comes to painting. There's a lot of blue, white, yellow, orange. We're going to put that to an end pretty soon. We're going to be uniform and consistent.

Selectman Roy asked what is the typical life cycle of a hydrant. Mr. Dhima said 30 to 50 years. What has happened is we have replace a significant amount under the operations of about 8 I want to say. That's been a combination of hit and run and we go and inspect them and find out they're not operational because they've been hit and no one reported them or we go and inspect a hydrant and the gate valve that operates that hydrant has failed. It simply won't spin or it spins and it's cracked. We did as much as we could and then as we got close to the finish line, it's time to look at other options. We won't be able to do this under the current operation.

Chairman Coutu stated reading your document here relative to the hydrant repair and replacement, 100 percent of the hydrants had been inspected. They've all been inspected in the town. Mr. Dhima indicated we have 120 left because they have up to the end of the year. So far these are the ones that basically need repairs. I'm hoping they start doing inspections two weeks ago as the weather permits and things have gone good so far. I don't expect anything. If it comes up, I'm going to try to put it under the operation budgets. If not, I'll be back here again. We're hoping to get everything checked twice by the end of the year as far as hydrants go and start doing some significant work.

Chairman Coutu asked if there were any comments or questions. Seeing none.

Motion by Selectman McGrath, seconded by Selectman Martin, that the Board of Selectmen, as agents to expend, approve the expenditure of up to \$155,000 to repair 133 hydrants to be reimbursed from the Water Utility Capital Repairs Capital Reserve Fund, carried 5-0.

Motion by Selectman McGrath, seconded by Selectman Martin, that the Board of Selectmen, as agents to expend, approve the expenditure of up to \$90,000 to replace 16 hydrants to be reimbursed from the Water Utility Infrastructure Capital Reserve Fund, carried 5-0.

B. Request for Additional Sewer Allocation - One Park Avenue

Chairman Coutu recognized Town Engineer Elvis Dhima.

Elvis Dhima said this is one of our many businesses in town. Things are good. Things are expanding and they need additional sewer allocations. We have them and we can provide that to them. I'm here in front of you tonight to ask on their behalf to increase their daily sewer process.

Chairman Coutu said the only question I have Mr. Dhima the initial allocation of sewer they buy that right? Will they pay for the additional? Mr. Dhima said yes. Chairman Coutu said it's the standard rate and the rates haven't gone up on that it will be the same. Mr. Dhima agreed and this stays with the property. Chairman Coutu said unless they find they have no need for it and they want to give it back to us, we'll gladly take it for any other business expansion. Things are going good in our industrial parks right now. Any further questions or comments on this one? Seeing none.

Motion by Selectman McGrath, seconded by Selectman Morin, to approve the request for an additional 490 Avg. GPD of sewer allocation for One Park Avenue, Map 161, Lot 036-000, carried 5-0.

1) Request for Additional Sewer Allocation - 21 Park Avenue

Chairman Coutu recognized Town Engineer Elvis Dhima.

Elvis Dhima said they're expanding. Business is well and they're asking for an additional 490 gallons per day. We can accommodate this request and I'm in front of you tonight on their behalf to ask for the increase.

Chairman Coutu indicated they're going to more than double so they must be doing very well. Any questions or comments?

Selectman McGrath asked is it just a coincidence that they're requesting the same amount as the previous. Mr. Dhima said yes it is. We looked at it twice. Did I make a mistake because it's almost the same Memo? It obviously doesn't help that this is on the same street too - 21 Park Ave. and One. It's just pure coincidence.

Motion by Selectman McGrath, seconded by Selectman Roy, to approve the request for an additional 490 GPD of sewer allocation for 21 Park Avenue, Map 161, Lot 036-000, carried 5-0.

C. Request for Approval of Funds from Corridor Accounts

Chairman Coutu recognized Town Engineer Elvis Dhima.

Elvis Dhima stated I had a great meeting with the Planning Board. One of the items we discussed was the recommendation to the Board of Selectmen for the expenditure of additional corridor money to put better and state of the art equipment out there to better deal with the traffic there we're dealing with at this point. Basically you've all seen it except Selectman Roy and she's more than welcome to come in and visit what we have in town. We have two systems in place. One is for the visual detections of 7 of our intersections - 6 owned by the town; 1 owned by the State. Basically 6 setups for the controllers. Instead of physically going to the controllers, we have the ability now to actually make changes through the command center if you want to call it that. In addition to that, the IT Department has created the ability for third parties to jump into our system and make the necessary changes without having to physically come to Hudson. That's been a huge benefit to us.

Why I'm in front of you tonight is to expand this particular program. Mr. Dhima indicated to add two additional intersections with the same setup. The intent is to while the town deals with the Master Plan and what we need to do in the long term, this will give us a way to deal with what we currently have out there and set up a platform for basically adding additional layers and capabilities that we have to do a better job out there to process the volume better. This will not make the traffic go away. This simply provides the town staff with the tools to diagnose, respond, and make necessary changes to adjust to the traffic out there. The corridor monies come from the Planning Board through the cap fees. This will not impact the taxpayer. This comes simply from the corridor money that is set aside for things like this - traffic improvements.

Selectman Roy asked this isn't like a recording device that doesn't record people going through. Mr. Dhima said we do not record. It is not allowed per State laws. We do not record.

Selectman Morin asked will the upgrade at Lowell and Central work along with Pelham Road and Fox Hollow to morning traffic. Elvis said they will all be on coordination and we'll be able to see that. Typically we see coordination between intersection they're pretty close. Right now what we have on coordination is the triangle - the Library, Common, and Pelham and Fox currently work together. Another system we can set up is (inaudible) which basically works from intersection to intersection to have a better flow. What I envision is Lowell Road being on some kind of set up like that especially between the sections close to each other. Selectman Morin said the only one left we would have is Birch Street to do that to. Mr. Dhima said so what we have in the works right now as what's left is Burnham and Central that's not done yet and Library and Central and basically whatever intersections on Lowell Road. The intent is to complete 102 all the way down to town center, 111 all the way down

to Lowell, and then work our way from Lowell to Wason and Flagstone/Lowell Road. We have 14 intersections we own. We've done 6 so far. We have 2 if this gets approved tonight and there will be 2 more coming up very soon.

Chairman Coutu said I know you told us before Mr. Dhima what's the total capacity or monitors? How many sites can you implant cameras in? Mr. Dhima said we have access to all of them. Right now we have 7 and we're going to have up to 14 of ours and one from the State which is Kimball Hill and 111 which is a key one. What we're also trying to incorporate with this and future ones is to start putting data modules which allows us to do traffic counts every day. It also allows us a better idea where the traffic is coming from and where it's going. The license is a big thing. We're on a try out right now. If things work out, I'm very impressed right now, we're going to get the license as a one-time thing. We're going to have a system that only a handful of communities have in the State of New Hampshire right now. We'll be a bit ahead of everyone else basically.

Selectman McGrath wanted to pass along a complaint that I received at the polling. It's concerning Library Street and truck traffic. I'll talk to you later in the week. I'll come in on Friday and we can chat about that. I wanted to at least let you know. Elvis Dhima said 18-wheelers are going through Library. Selectman McGrath said yes and its prohibiting residents - at least this one resident - from exiting their property. Mr. Dhima said it is a big issue when they're trying to make a left or right to Ferry from Library. There's been cases when they've hit traffic equipment out there. There's been cases when PD had to go chase the vehicle and get them down the road for the damage that they did and it's a hit and run. I don't understand how an 18-wheeler can make a left or right turn from Library to that. I see that all the time. I've witnesses that first hand myself. We do have the data because the cameras allow us to actually count the traffic there from zero to 38 feet long which is usually the 18 wheelers and the big trucks. We have a significant amount. We have about 500 a day that go through there.

Chairman Coutu said I see them go through. I didn't think there was that many. Elvis Dhima thought that's through a 24 hour but they are out there.

To continue on, Selectman McGrath said I'll come in later this week and talk to you about that. To go back to the cap fees, just for the people that are watching - I don't know how many there are if there's 2 or whatever - for their benefit the cap fees that are collected by the Planning Board help to pay for this so that the taxpayer doesn't have to. I'm making a pitch for cap fees how important they are to this town. I know you know that but I feel I have to repeat it often.

Selectman Martin asked the Town Administrator looking at the report for accounts where the money is coming from, it's hard for me to understand if we have the money there because everything seems to have a minus in front of it. Steve Malizia said a minus is good. Route 111 has \$297,000. Route 102 has \$517,000 and change. They have sufficient funds to do this and if he comes in again, we'll probably do the next one.

Chairman Coutu stated typically on income would show as a negative because what is it they teach you in accounting a debit is more positive than...Mr. Malizia said debits on the left, credit is to the right.

Motion by Selectman Martin, seconded by Selectman McGrath, to waive the bid process and sole source this work to Electric Light, Inc., for the following reasons: 1) They have been and currently are our traffic lights consultant and contractor; 2) They are currently the only company that provides expertise and equipment in such system platforms; and 3) They currently provide support services for such systems, carried 5-0.

Motion by Selectman McGrath, seconded by Selectman Martin, to approve and proceed with Central Street and Lowell Road Intersection Upgrade Project using Corridor Account #2070-000-086, not to exceed \$33,620, carried 5-0.

Motion by Selectman McGrath, seconded by Selectman Martin, to approve and proceed with Derry Road and Abbott Farm Intersection Upgrade Project using Corridor Account #2070-000-091, not to exceed the amount of \$32,455, carried 5-0.

D. Police Forfeiture Account Transfer from Logix Federal Credit Union

Chairman Coutu recognized Police Chief Bill Avery.

Good evening. With the recent retirement of Chief Lavoie and my interim position, Chief Avery indicated there's money in the drug forfeiture account. The monies that we have taken in from making large-scaled drug arrests that have been forfeited to the Town of Hudson. This has not been as easy as I thought it was going to be to get the money because it was in Chief Lavoie's name. It is in Logix's which is located in Burbank, California. We have had to jump through loops over the last two weeks. The Finance Director Ms. Carpentier, Steve Malizia, Town Administrator, myself, Sherrie Kimball have all taken part in getting this money back to this area. The money is now going to be in an account at Citizens Bank but under the Town of Hudson Police Drug Forfeiture Account. Obviously any expenditures out of this account which we do plan on using this money in the very near future I'll be coming before the Board to let you know what we're using them for and when we're going to be using it. We have approximately \$575,000. Just under \$600,000 that we have available now.

Steve Malizia indicated this has been an audit finding for the last couple of years. We've been working to get the money into the Treasurer. It needs to be under the Town's Treasurer. It will still be available for the police but it cannot be under the custody of the Police Chief. It now has to be under the Treasurer. This account was just at Logix Credit Union which at some point had a local presence and now they don't. It's going to come to the Treasurer. They'll be able to access it by going through the normal purchasing procedure. It will also remove the finding from our audit report.

Chief Avery asked if there were any further questions. (none)

Motion by Selectman Martin, seconded by Selectman McGrath, that the Board of Selectman and the Finance Director authorize Logix Federal Credit Union to disburse the funds in the "Hudson Police Department" Savings and Premier Checking Account with a check payable to the "Town of Hudson Police Forfeiture Account" which will be deposited in the custody of the Town Treasurer as required by RSA 41:29, carried 5-0.

E. Citizens' Concerns About Election Officials in the Polling Place

Chairman Coutu recognized Selectman Roy.

Selectman Roy indicated I was approached by several citizens about what they perceived to be a violation of election laws. They observed a candidate who appeared on the ballot working the polls. I reached out to the Secretary of State's office who assured me based on my understanding of the facts that there was no violation of RSA 658:24 per say. However, based on the feedback from constituents, there was an appearance of impropriety. I think that we would all agree as elected representatives of this town we should hold ourselves to a higher standard and avoid even the appearance of impropriety. This is a matter that warrants discussion because as it goes to the very core of the public's perception of this body. I suggest as a leadership board body that we make a resolution that will no longer engage in such activities.

Selectman Martin noted I was first elected last year. I'm not happy to find that this Board lacks - not any individual member but this Board - By-Laws for itself. We ask the ZBA to have By-Laws. We ask everybody else to have By-Laws and I think this Board needs to enact some sort of By-Laws. I also reached out because elections are covered under the Moderator, he runs the whole show so I had him reach out to the Attorney General's office. According to the Attorney General's office when he spoke to them, there was no issue there. Because this Board lacks By-Laws, I took the opportunity to see what towns have them. I have a copy for everybody. I want to distribute a copy for all members and I think we need as a Board to adopt By-Laws. To stop the appearance of what people are saying of impropriety, would be to put that in the By-Laws and this way no candidate will be in the polling place. In a matter of speaking, I was there all day as was Selectman McGrath and Selectman Morin. That candidate was told not to handle any ballots. He did not.

For the record, Chairman Coutu stated the candidate is me. Let's make it very clear. I have nothing to hide.

Selectman Martin told Selectman Coutu I will tell you I was there and we handled all the ballots. I understand...

Selectman Roy said so I'm clear was it also my understanding of the facts and when I reached out to the Secretary of State's office those are the facts that I relayed to them.

Selectman Martin indicated what this Board needs to do now is - we're not going to take action on it tonight - I just think that having something that is a standard policy - its common practice to do. You don't have to follow a common practice. Put it in writing and you have to follow it. If we're going to do it for other boards and the town employees, then by golly we should do it for us. I welcome any changes. This is just something I found and changed some wording. We can fix it to the way this Board wants to have it. Therefore I don't see any reason - I've gotten an e-mail about this. I don't foresee any reason why we would ask Selectman Coutu to step down and resign and appoint somebody else. That's what I was asked to...

Selectman Roy said I was asked the same thing not did I suggest that be the remedy to this particular situation. I think going forward because it may not be Selectman Coutu or Selectman Morin but who knows 3, 4, 5 years down the road that somebody doesn't act improperly.

Selectman Martin said that's my fear Mr. Chairman. I don't know if any other members of the Board will support it but I'm proposing that. If there's any changes you'd like to see, we can make changes and give the master file to Donna and she can put it on letterhead and we can make adoption of this at some date later in the year.

For the record, Chairman Coutu said to Selectman Martin I want to extend my appreciation for you taking the time. I was unaware that you were doing this. I look forward to reading it and make my comment and observations. I don't disagree with you that we shouldn't have By-Laws. We'll let that stand.

Selectman Morin said I'm a big policy guy so I'm with you.

Selectman McGrath had some comments. I, too, was approached by citizens, by e-mail, at the polling place with their concerns about what they perceived to be the impropriety of Selectman Coutu being within the polling area and not being with the other candidates whether it was outside or in the parking lot. They didn't feel that it was appropriate that he be present within the polling area. I queried Paul Inderbitzen before the election because he sent out an e-mail and I responded to it. In my response about when I would be in attendance what time I would be there, I also because I noticed who received the e-mail and it was all of the members of the Board of Selectmen. I raised the issue about you being present within the polling place and I thought it was inappropriate. He explained to me that he had talked to the Secretary of State and that he felt that it was within the State Statute that he be there. I queried him again the day of the election because, again, I thought that it was improper. I can tell you that when I ran the last time for re-election, I came late in the day. I voted. I went back and I sat in the back of the room. I didn't talk to anyone other than the checklist supervisors. I didn't know. I didn't ask if I could be there within the polling place but I wouldn't have expected to even be considered that it would be proper that I be within that area. I never was in the past.

Selectman McGrath said I requested information from the town attorney concerning what the State Statute was and I'm going to read it for the record. I'm not reading his entire e-mail. I don't think that that is necessary but I will read you the appropriate sections. "According to RSA 658:24 any person other than a moderator, clerk, selectman, inspector of election, or supervisor of the checklist whose name appears on the ballot for an elective position other than a position of an election official shall be disqualified from performing duties as an election official in that election. A moderator, clerk, selectman, inspector of election, or supervisor of the checklist whose name appears on a ballot for an

elective position other than the position of an election official shall be disqualified from the handling of marked ballots and the counting of votes, emphasis added.” It goes on to say, “The language which I have underlined was added to the Statute in 2008 by House Bill 1240. The purpose of the amendment was to permit certain election officials whose name appear on the ballot to be able to perform their official duties with the exception of handling marked ballots and counting votes.” When I read that, I then asked Steve to contact Dave LeFevre again to ask whether or not we could amend or create an ordinance for our town that would prevent this mess from happening again.

Selectman McGrath stated I'll read that response as well for the record. Again this is a portion of the e-mail that I received but it's the appropriate part. “Regarding whether the town can adopt an ordinance prohibiting those who are seeking re-election from working within the polling area. I think the answer is that an outright prohibition is probably not allowed but there may be some additional restrictions that might be permissible. I would suggest that the appropriate mechanism would be an amendment to the town's Code of Ethics or electioneering ordinances. The tricky part here is balancing the rights/duties of election officials from carrying out their obligations as an election official which will inevitably involve them in various Election Day activities at the polling place versus the potential conflict or appearance of impropriety of someone seeking re-election with participating in these activities. I would say we need to look at any proposal case by case.” Instead of having a By-Law which may be an appropriate thing to do, I think the town's Code of Ethics or the electioneering ordinances would be the more appropriate place based on our town attorney's advice.

With all of that being said, Selectman McGrath stated my comments about this are thus. I, too, was contacted by a former selectman who had sincere concerns about the propriety and the appearance of a conflict. I've known Bill for a long time and I know that he's sincere in his concern about that. He suggested that this Board request that Selectman Coutu either step down voluntarily or that we take action to remove him. I am not going to make that suggestion tonight. I will say this, I was disappointed with the results of the election in some parts. However, this country has faced over the last two years such a disgraceful display of questions about the Presidential election and now our little town is being faced with something similar. That something improper happened. That I think is a shame. It's really a shame. Over the past couple of years, I have family members that have questioned me about our election process because they live in different communities and live in different States and they questioned whether or not we could have people that don't have citizenship if they have access to our voting. I've always assured them that they do not and that this town has gone beyond what I thought was the appropriate steps to make sure that we didn't have any questions about our voting process. That now has changed. I took great pride in answering those questions affirmative that we had nothing to fear that there couldn't be any questions and now that's changed.

Selectman McGrath noted we had a young candidate that stood outside. Other than when she applied for the Sustainability Committee, I haven't met her. I haven't talked to her. I don't think I would know her if I tripped over her. I know that she and others, Kara included, stood outside in that miserable weather all day trying to obtain votes from citizens. I think for me it becomes a question of can you do something? Probably whatever it is that you're thinking but should you? I would not. I would not do what happened last Tuesday. My moral compass tells me that it's improper and that it shouldn't be done. With that being said and for the sake of this town, I think that we should go forward and try and amend either our Code of Ethics or the electioneering ordinance so that this doesn't happen again. Thank you.

Chairman Coutu stated its unfortunate that Mr. Inderbitzen couldn't be here this evening. We had expected that he would be. Mr. Inderbitzen can attest to conversations I had with him a week prior to the election and as well as I believe it was the day before the election as to why I was there. The members of the Board of Selectmen and it's been rightfully been stated part of our duties and responsibilities is to work the polls and conduct the elections. I am finishing this evening my 11th year on this Board. I've been elected for an additional three year term. Some of you might like it and some of you might not. It seems quite odd to me that in the 11 years that I've served on the Board of Selectmen having seen similar incidents unchallenged in the past where elected officials were running for re-election were asked by Mr. Inderbitzen to work the polls because it is our responsibility. If you're an elected official, that's part of your duties. Not necessarily responsible but it is part of your duties. I

told Mr. Inderbitzen of my concern about being at the polls and he said to me I expect a large voter turnout. I can use everybody that I need. Mr. Inderbitzen will be here. I had asked our Executive Assistant to request Mr. Inderbitzen to be at the next regular meeting to discuss the upcoming Presidential primary and whether or not we're going to resituate some of the polling places or how we're going to handle it in the next election. I wish he were here. I know that one or more than one of you heard Mr. Inderbitzen at the polls when it was challenged at the polls that I shouldn't be there. What his explanation was I'm not getting any defense so we will move on unless there are other comments by the Board.

Selectman Martin made a comment. I don't think this was collusion from what I hear it. We had a national attempt at collusion with another country and it didn't happen in Hudson. Just my comment that the law protects everybody. There was a handling of the ballots and yes I did hear Mr. Inderbitzen plea for you to be there because you wanted to stand outside. Again I don't find nothing wrong with you being in there. You weren't standing there campaigning. In fact, you did leave for some portion of the day.

Chairman Coutu indicated I left for about 3 to 4 hours to spend time with my wife.

Selectman Martin thought the means that we set forth to remedy the situation will work.

Selectman Morin thought the Selectman involved have all done their homework and their research and pretty much answers the question. I think that Selectman Martin's procedures we need to address and even though it's an ethics thing or something, it probably should be in our By-Laws or whatever we're going to call them just so there is a place to find them easily for this Board. I received complaints on that morning and addressed them with the Moderator. I got the same answer that you both just gave me. It was addressed that morning. I was there when he talked to Selectman Coutu after we received a complaint that I got while I was at the polling place and the exact same answer is what he gave us at that point. People have to understand we can take care of this after the fact if we need to but it is not our problem until there's a (inaudible) from the Moderator and the Attorney General. This is not our area until it comes to us. We needed to get the answer tonight from the Moderator before we could move on and we've gotten that answer. We have a solution that we're going to work on so let's just do we get it done and we won't have the problem again.

Selectman Roy agreed that it is a matter of moving forward. However, it is also a matter of addressing our constituents concerns. If they were uncomfortable with it, we should be able to make them comfortable whatever we have to do. I've had two careers both of them were based on integrity and if we're not above approach as this governing body, then we have no business being here.

Selectman Morin thought we've done that. We got the answers from the Attorney General. We got the answers from our attorney. So we got two opinions which differ in words but pretty much the same. Selectman Martin has put forward that we're going to work on a policy. Selectman McGrath said we'll take it to the Ethics. We are addressing the concerns. Once we'll done, we will get those out to the public so we know where we're going from here.

F. SAU 81 Strategic Planning Committee Appointment

Chairman Coutu recognized Town Administrator Steve Malizia.

Steve Malizia stated we received correspondence from the Hudson School District. Apparently they're doing some sort of strategic plan for the School District and they've requested that a town employee be appointed to that Strategic Planning Committee. I put the call out to all town employees and I received a response from Mr. Beike who is an IT Specialist with the town. Mr. Beike is a very experienced employee. As a matter of fact, he's been on different levels of the government. He has volunteered to serve on the Strategic Planning Committee as the town's representative.

Chairman Coutu asked Mr. Beike you want to say a few words come on up. John Beike noted like Steve said, they put the word out. I submitted an application or comments. I don't know how the

process went. Mr. Malizia said they did it sort of last minute. I got this I think Wednesday. I put it out Wednesday the minute I got it. No offense, you were the only one that expressed an interest in volunteering. John Beike indicated if there's a positive recommendation from the Board, I just ask you all if you have any comments from me, concerns. I'm here to listen.

Selectman McGrath said I can't think of anyone better to serve on this committee. You've lived in town for a long time. You and I served together on the Planning Board many years ago. There's no one better. I'm happy to endorse that.

Motion by Selectman McGrath, seconded by Selectman Martin, to appoint IT Specialist John Beike as the Town of Hudson representative to the SAU 81 Strategic Planning Committee, carried 5-0.

Selectman McGrath thanked Mr. Beike for being willing to serve.

Chairman Coutu said our appreciation for stepping forward to assist the SAU 81. Thank you Sir.

G. VFW Post 5791 Loyalty Day Award Nomination

Chairman Coutu noted the VFW Post 5791 Loyalty Day Award nomination is an annual event. I'll recognize Town Administrator Steve Malizia.

Steve Malizia said you are correct Sir. This is an annual event. This is for a town employee. There is a separate appointment of a fire employee, a police employee, and I believe an SAU or a school employee. This year we're recommending Cheryl Chartier. She is over at highway garage. She's the Operations Assistant to the Public Works Director. She's been with us approximately ten years. Mr. Forrence her Supervisor has put some information on his Memo. I recommend that we nominate Cheryl Chartier for this year's Loyalty Day nomination award.

Chairman Coutu said it seems like yesterday we appointed her to that position.

Motion by Selectman Roy, seconded by Selectman Morin, to nominate Cheryl Chartier, Operations Assistant at the Public Works Department, for the 2019 Hudson VFW Post 5791 Loyalty Day Award, carried 5-0.

H. Proposal for Legal Services 2019-2020

Chairman Coutu recognized Town Administrator Steve Malizia. Mr. Malizia I understand that based on prior conversation that you worked with our attorney and negotiated.

Steve Malizia said realizing that our contract for legal services expires this June, I did contact our attorney and asked him if he'd be interested in submitting a proposal for the Board's consideration to serve as town's general legal counsel. He is interested in continuing to serve as he has done for the past four years at the same rate that he's served us for the last four years. I think we're all well aware of Mr. LeFevre's work. I think he does an excellent job for the town and I recommend that we extend his contract for another fiscal year from July 1, 2019 through June 30, 2020 at the same rate \$145 per hour.

Chairman Coutu indicated that's unheard of that they don't raise their rates. Take advantage of it.

Selectman Morin asked why can't we go longer. Mr. Malizia said I'm not sure he'd want to go longer.

Selectman Roy said usually they pick a point in the year where they determine whether they're going to adjust their rate or not.

Steve Malizia said I don't mean that to be a wise guy. He may not want to lock himself in at this rate. I'm kicking myself that we got this rate.

Selectman McGrath stated that Dave not only worked for us for the last four years but he also worked for us prior to that when he was part of a different firm and Steve Buckley was also part of that firm. We've got a long history with Dave. He's supported the Zoning Board of Adjustment. He's done a great job with them and helped them with cases and legal advice. I can't think of anybody better.

Motion by Selectman McGrath, seconded by Selectman Morin, to enter into a contract for legal services with the law firm of Tarbell & Brodich, PA, for the period of July 1, 2019 through June 30, 2020 for the terms as specified in the Proposal for Legal Services 2019-2020 letter as prepared by Attorney David LeFevre, carried 5-0.

I. Nomination and Appointment - Board of Selectmen Chairman and Vice-Chairman

Chairman Coutu noted this is the time of year and the time in our meeting that we nominate and appoint a new Chair and Vice-Chair. At this time I will recognize the Town Administrator.

Steve Malizia said quite simply put, it's the first meeting after the election. It's time for new officers which are Chair and Vice-Chair. Typically the Chairman entertains motions for nominations for the Chairman and then nominations for the Vice-Chair. After that, you then vote.

Chairman Coutu indicated no seconds are necessary for nominations. I'll open the nomination at this time for Chairman of the Board of Selectmen. Do I have any nominations?

Selectman McGrath nominated Selectman Morin for Chairman.

Chairman Coutu asked if there were any other nominations. Hearing none, I'll close the nominations for Chairman of the Board of Selectmen.

Motion by Selectman Martin, seconded by Selectman McGrath, to elect Dave Morin as Chairman of the Hudson Board of Selectmen, carried 5-0.

Chairman Coutu opened the nominations for Vice-Chairman of the Board of Selectmen. Any nominations?

Selectman McGrath nominated Ms. Roy as Vice-Chairman.

Chairman Coutu asked if there were any other nominations. I'll nominate Normand Martin as Vice-Chairman. Any other nominations? Seeing none, I'll close the nominations and we will take a vote.

Chairman Coutu stated Kara Roy elected as Vice-Chairman of the Hudson Board of Selectmen, carried 3-0 (Roy, Morin, McGrath).

Chairman Coutu said congratulations Kara you are the Vice-Chairman of the Board.

Chairman Coutu stated at this time I'd like to bring up that tomorrow morning I'm scheduled to do a site plan review here at Town Hall at 10 a.m. and there's a Planning Board meeting tomorrow evening. As a result of my appointment to the Planning Board but my term expired as of last Friday I guess technically is when the election becomes official. We need to have a Planning Board representative appointed. I'm willing to continue to serve for the next three years on the Planning Board. We need either nominations or an election for a representative from the Board of Selectmen.

Selectman McGrath asked to make a comment. I think for the time being I think that Selectman Morin as he's been the Selectman Liaison of the Planning Board. He should be in attendance because he'd have the history and he might have the knowledge that would be requisite for whatever is being discussed tomorrow morning.

Selectman Morin appreciated that. The case that you're talking about specifically where you're having a meeting in the morning and then at night. This is something you've been working on. Since we

swapped positions, I haven't made a meeting so I would like to if the Board if he's already working on it instead of starting off fresh just at least let him get to this meeting tomorrow night and then we'll take this up at the next meeting.

Selectman McGrath asked what is the meeting tomorrow morning. Steve Malizia said probably a minor site plan review. Selectman McGrath stated I have a concern.

Chairman Coutu said if you don't want me to serve, nominate somebody else and let's take a vote. I asked to serve. We're going around here. If you don't want me to serve just say I don't want you to serve. I don't like you whatever.

Selectman McGrath said I'll just say it. I don't want you to serve on the Planning Board. I don't think that that's an appropriate place for you.

Selectman Morin indicated I would just like to do this a temporary thing where he's already dealing with this case and he's aware of it and I am not or anybody else in this room is not. We can take it up at the next meeting when we make...Chairman Coutu said technically you have to have a Planning Board representative. Selectman Morin agreed. We can appoint you as representative until the next meeting.

Selectman Martin didn't think any of us have any knowledge of what that minor site plan review is happening. Why would we jump into that seat? It would be my motion to nominate you to have that minor site plan review and tomorrow night's meeting and then we'll go forward at our next meeting.

Selectman Roy asked can we put a time limit on it until you make...Selectman Morin said yes he just said next meeting.

Chairman Coutu questioned the legality of the whole thing.

Selectman Martin said I'll nominate Mr. Martin to do it. I'll nominate myself to do it. If it's that hard - what is the problem here? Can't we all just get along? Chairman Coutu said it's an annual. Selectman Martin understood that. Chairman Coutu said it's for your term appointment or til the end of the person's term. Selectman Martin understood that but your term hasn't ended. You were re-elected. In my mind, you have the knowledge of what's going on in that case and the knowledge of what's been pending before the Planning Board. If you were just willing to serve tomorrow out and move forward regardless of who likes who or what not. We need to move on.

Point of order. Selectman McGrath said it's not an appointment. It's an assignment by the Chairman of the Board for the liaison position to the Planning Board. When Mr. Morin takes a look at the assignments, he can determine who he wants to assign as the liaison to the Planning Board. In the interim, I'm not going to vote for this but it seems that there is enough members here that are willing to have Selectman Coutu serve tomorrow evening and tomorrow morning on a temporary basis.

Selectman Martin told the Chairman that's my motion. If you don't want to entertain it, then I would say...

Selectman Roy thought that Selectman McGrath is correct. You stay there until there's a new appointment by the new Chair. Steve Malizia said no. You folks voted on it.

Chairman Coutu indicated this is an appointment. The Planning Board presentative is elected by the Board of Selectmen. It is one appointment the Chairman does not have. I didn't have the authority to appoint myself. I was elected by this Board to serve on the Planning Board.

Selectman Roy said that wasn't on the list of elections that we did tonight, right? Mr. Malizia said correct. Chairman Coutu said correct but because we have an issue, there's a meeting tomorrow evening. We have to have a representative of the Board of Selectmen and it's one of the first appointments that's made and it just so happens that there's a Planning Board meeting tomorrow night. We should have a representative there. We've been working on cases.

Selectman Morin asked do you know of anything that would keep us from doing that a temporary assignment. Steve Malizia said I'm not aware of any law that keeps you from doing that or any regulation that keeps you from doing that. The practice has been though the Board does vote to appoint. We started with Selectman Maddox. At some point in time, he was actually elected, or ratified, or agreed to appointed by the Board as a whole.

Selectman Morin stated we all just discussed that we need to represent the people that voted for us in the best way we possibly can. My opinion is if they have one night where he's already been working towards this plan that's going on and they have to have a special meeting in the morning, obviously we need the person who was aware of what was going on and we can deal with this next meeting. I would second Selectman Martin's motion. I will add until the next meeting.

Motion by Selectman Martin, seconded by Selectman Morin, to appoint Selectman Coutu as the Board of Selectmen's representative to the Planning Board until April 9th, carried 4-1. Selectman McGrath opposed.

9. OTHER BUSINESS/REMARKS BY THE SELECTMEN

Selectman Roy - It's my pleasure to be here. I look forward to the next three years. Hopefully we can do some good things with the town. I thank everybody for their support. That's all I have. Thank you.

Selectman Martin - We haven't had a Budget Committee in a couple of months but we have one next Wednesday. Since I'm still the liaison until the new liaison assignments come out, I will attend that meeting and represent this Board.

I've also been in contact with the Recreation Director Dave Yates and had discussion with him regarding RecDesk. RecDesk training has been accomplished. His assistant Chrissy is working in the background setting up all the programs and a trial run will be run on it on the smaller program with adult softball. That's the smallest program that they have. They're going to do a trial run on that. There's two more things that need to be accomplished. They're just about there. I want to say that I'm thankful that it's finally there to be up and running because you do see people asking when those sign-ups are coming up for summer rec. but they've done a great job at getting it done and working to make it happen.

One other thing. What happened in this room this evening with regards to not supporting people? This is what our voters see - animosity towards one another. We should be supporting one another. Whether you like it not, we're a Board of Selectmen and we're not individual Selectmen. We don't go and make decisions on our own or two people for this Board because we don't have that right. Our right is as a Board. I just want to make this comment that we need to trust one another with what we do in this chamber. Whether you trust me outside of here or not, we have to trust one another here. I think it's a shame that it continually has to be said publicly. That's all I have to say. Thank you Mr. Chairman.

Selectman McGrath - I have one thing and I'm going to read it into the record. This is a letter that was addressed to Whom It Might Concern - Hudson Police Department. It's from a citizen and its recognizing the efforts of one our police officers. It's appropriate to read it into the record so that people have an understanding of how lucky we really are.

"On Friday, March 15, 2019, I was walking home from the Kiwanis Hall on Melendy Road. It was shortly after Bingo was over and there was a heavy downpour. I was soaked and cold when I was walking home in Hudson, NH, when Officer Ronald E. Cloutier noticed me. He asked if I was all right and asked where I was going. I told him I was on my way home. He then asked if I would like a ride. As I have Parkinson's Disease, I was glad he offered me the ride. It would have taken me another 35 minutes if I had to keep walking as I go along about 60 to 70 minutes an hour to walk a mile. Officer Ronald not only drove me home, he pointed his patrol vehicle lights on my door so I could see to open

my door. It is wonderful to have been treated with respect and kindness and professionalism by an officer of the Hudson Police. I thank Ron Cloutier sincerely and would like to publicly acknowledge him. Please see that this letter of appreciation is delivered to his superior. Frank E. Blake”

This is just another clear demonstration of how our police officers and Fire Department members as well treat the citizens of this town. They need to be recognized for that when that happens. I would like to suggest that Selectman Morin when you take over as Chair at the next meeting that we invite the officer to come in and be recognized by this Board for his service to the town. That’s all that I have.

Chairman Coutu thanked Selectman McGrath for reading that into the record. It speaks volume.

Selectman Morin - The Public Works Director sent me an e-mail and wanted the citizens to know they’ve started with the street cleaning. They’re going to do the center of town first, then the north end, and then the south end. They pretty much have the center of town wrapped up today.

We didn’t have a chance at the polls because we were busy and it got late. I want to thank all the people that worked at the polls. They did an outstanding job as usual.

The last thing the class where all the committees and stuff have we got that together yet. Steve Malizia said that will be in April.

Selectman Coutu - There’s a lot I’d like to say but I won’t. I’ll contain my remarks to thanking the voters for re-electing me. I appreciate it. I just want to do one shout out. The gentleman is in the room. Len Lathrop thank you so much for making the connection for me and my wife so that we could go see the Cabaret. I enjoyed it very, very much. I was quite impressed. It gave me an opportunity to meet with the Principal of the high school on a more personal level. I think that between him and some members of the School Committee, at least one that I spoke to personally, we’ve opened the doors of communication and we may not work well here as a unit. I intend to do everything I can to make sure that as a representative of this Board elected by the people of Hudson, I will do all I can to keep the line of communication open with the School Department.

10. NONPUBLIC SESSION

Motion by Selectman Martin, seconded by Selectman McGrath, to enter nonpublic session pursuant to RSA 91-A:3 II (b) The hiring of any person as a public employee; (c) Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the public body itself, unless such person requests an open meeting. This exemption shall extend to any application for assistance or tax abatement or waiver of a fee, fine, or other levy, if based on inability to pay or poverty of the applicant; and (e) Consideration or negotiation of pending claims or litigation which has been threatened in writing or filed against the public body or any subdivision thereof, or against any member thereof because of his or her membership in such public body, until the claim or litigation has been fully adjudicated or otherwise settled. Any application filed for tax abatement, pursuant to law, with any body or board shall not constitute a threatened or filed litigation against any public body for the purposes of this subparagraph, carried 5-0 by roll call.

Chairman Coutu entered Nonpublic Session at 8:30 p.m., thus ending the televised portion of the meeting. Any votes taken upon entering open session will be listed on the Board’s next agenda. The public is asked to leave the room.

Chairman Coutu entered open session at 9:49 p.m.

Motion by Selectman Martin, seconded by Selectman McGrath, to authorize the Fire Chief to hire Anthony Patti, III, for the position of Dispatcher in the Fire Department at a starting salary rate of \$17.20 per hour (Step 1). This assignment will be a non-exempt position in accordance with the International Association of Firefighters Local #3154 Contract, carried 5-0.

Motion by Selectman McGrath, seconded by Selectman Martin, to authorize the Police Chief to promote Lieutenant David Cayot to the position of Interim Captain at \$95,216 (Step 5) in accordance with the Hudson Police, Fire, Town Supervisors Association Contract, carried 5-0.

11. ADJOURNMENT

Motion to adjourn at 9:50 p.m. by Selectman Martin, seconded by Selectman McGrath, carried 5-0.

Recorded by HCTV and transcribed by Donna Graham, Executive Assistant.

Roger E. Coutu, Chairman

David S. Morin, Vice-Chairman

Marilyn E. McGrath, Selectman

Normand G. Martin, Selectman

Kara Roy, Selectman