

HUDSON, NH BOARD OF SELECTMEN

Minutes of the October 9, 2018 Meeting

1. CALL TO ORDER - by Chairman Coutu the meeting of October 9, 2018 at 7:00 p.m. in the Selectmen's Meeting Room at Town Hall.

2. PLEDGE OF ALLEGIANCE - led by Selectman Martin.

3. ATTENDANCE

Board of Selectmen: Roger Coutu, David Morin, Marilyn McGrath, Angela Routsis, Normand Martin

Staff/Others: Steve Malizia, Town Administrator; Donna Graham, Executive Assistant; Moderator Paul Inderbitzen; Police Chief Jason Lavoie; Fire Chief Rob Buxton; ZBA Chairman Charlie Brackett, NRPC Director Jay Minkarah; Jess Forrence, Interim Road Agent; Bill Collins; Brett Gagnon

4. PUBLIC INPUT

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

Ted Trost - Good evening - 63 Rangers Drive. You may recall that a large group of people came before the Board of Selectmen several months ago talking to you about 70 Rangers Drive. Tonight I've asked to speak on their behalf. I respect your time. Although most of us come from the surrounding neighborhood around 70 Rangers Drive, I wanted to let you know that we are all now awake and will continue to fight to conserve land in Hudson now and in the future and not just this property regardless of the fate of this property. I'm not aware of any resident whose appeared in any public meeting who has expressed support for selling this land despite the passing of six months' time and much publicity. As you deliberate about the fate of this property, we ask that you balance the need for the town to be compensated for the property against the ability for the conservation funds that are not spent here to do additional good in this town. That's all I have. Thank you.

Seeing none, Chairman Coutu closed the public input. How many people are here for Rangers Drive? I just want to advise you as a courtesy. The discussion on Rangers Drive will be held in nonpublic session. Only two people will be allowed to come into nonpublic session. Those two people are Bill Collins and Brett Gagnon from the Conservation Commission. They were appointed by the Chairman to represent the Conservation Commission. I'm just letting you as a courtesy. I suspect we won't be going into nonpublic session until well after 9 o'clock maybe 10 o'clock. We have a lengthy agenda this evening. If you just want to hang around, you can hang around. It's your prerogative but we will be going into nonpublic on that matter.

5. RECOGNITIONS, NOMINATIONS & APPOINTMENTS

A. Resignation

1) Glenn Della-Monica - member of the Planning Board

Chairman Coutu indicated Glenn Della-Monica has resigned. He is moving to another location outside of Hudson and will no longer be a resident of Hudson. Very sorry to see him leave. A very good man.

Motion by Selectman Morin, seconded by Selectman Routsis, to accept the resignation of Glenn Della-Monica as a member of the Planning Board with the Board's thanks and appreciation, carried 5-0.

6. CONSENT ITEMS

Chairman Coutu asked does any Board member wish to remove any item for separate consideration. Seeing none.

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

- A. Assessing Items - None
- B. Water/Sewer Items - None
- C. Licenses & Permits & Policies - None
- D. Donations
 - 1) \$555.65 from AAT Photo, LLC dba Clix New England to be put in the Recreation Donation Account
- E. Acceptance of Minutes
 - 1) Minutes of the September 25, 2018 Meeting
- F. Calendar
 - 10/15 7:00 Conservation Cmsn - Buxton CD Meeting Room
 - 10/15 7:00 Board of Selectmen Budget Rvw - BOS Meeting Room
 - 10/16 7:00 Municipal Utility Cte - BOS Meeting Room
 - 10/16 7:00 Board of Selectmen Budget Rvw - BOS Meeting Room
 - 10/18 7:00 Benson Park Cte - HCTV
 - 10/22 7:00 Board of Selectmen Budget Rvw - BOS Meeting Room
 - 10/22 7:00 Sustainability Cte - Buxton CD Meeting Room
 - 10/23 7:00 Board of Selectmen - BOS Meeting Room
 - 10/24 7:00 Benson Landscape Cte - BOS Meeting Room
 - 10/24 7:00 Planning Bd - Buxton CD Meeting Room
 - 10/25 3:00 Trustees of Trust Fund - Buxton CD Meeting Room
 - 10/25 7:00 Zoning Bd of Adjustment - Buxton CD Meeting Room

7. OLD BUSINESS

- A. Votes taken after Nonpublic Session on September 25, 2018
 - 1) Motion by Selectman McGrath, seconded by Selectman Morin, to retitle the position of Assistant Assessor to Chief Assessor effective September 25, 2018, carried 5-0.
 - 2) Chairman Coutu adjourned the meeting at 9:43 p.m.
- B. Discussion Relative to Upcoming Election

Chairman Coutu recognized Moderator Paul Inderbitzen, Police Chief Jason Lavoie, and Interim Road Agent Jess Forrence.

Good evening. Chairman Coutu noted Mr. Inderbitzen you were just a couple of weeks ago. We talked about the upcoming election and the action report that was provided to us by the Police Department after the last Presidential election and you wanted an opportunity to sit down with us and discuss the upcoming election and what practices would be put into place to facilitate the flow of traffic and the like and to set an example for future elections. With that if you would like to lead the discussion, we'd appreciate it.

Paul Inderbitzen indicated I appreciate the Board doing this and I was to get the ball rolling on how we're going to handle the traffic and the people coming in on the November 6th State Election. As I told you before, we usually get about a 50 percent turnout at State elections which based on our current checklist is about 9,000 people. There's a lot of interest so we may get a little more of that. We had 13,700 I think at the Presidential Election two years ago. It's not going to be that much lighter for a day. We're going to make some plans in place so we had a good after action report from the Police Department about how that all worked. You all got a copy of it I take it. I think there were some good things in there and I think if we

worked that process in with the Highway Department and the Police Department that we can handle the traffic in and out as we should. We need to publicize it well too. I do have an article from the Hudson/Litchfield News that they actually put up a map in November and maybe we could do something like that again to make sure people know how to get to the polls, which way they have to go, and which way they have to leave. We learned some things from that. This is a process we probably can use for these big elections.

Chairman Coutu indicated Mr. Forrence your position is new but you've had hands on each election yourself have you not.

Chief Lavoie recommended from our end is to continue with the same traffic flow that we utilized for the Presidential elections. I think if we keep it to two traffic patterns - one for the local elections which is fairly just come on in either end of Hurley Street or Adelaide down Lions Ave. That works. I think our residents would be accustomed to that and I think with utilizing the one-way streets like we did before and in the past, we create some additional parking for poll workers, etc., it's all stuff that we have here that I can work with Jess to set up cones, etc. I think we should implement that same kind of a traffic pattern. It worked well and people were able to traverse and walk safely to the polls.

Chairman Coutu knew that there was some discussion. I don't know if it was the last election or the Presidential Election I believe where we just had a primary election. There was discussion about the entrance on the right hand side of the building and the first entrance coming in from Adelaide Street. Did we make that two lanes so it was more passible, or did we just make it wider?

Chief Lavoie indicated what we had done was so when you first pull in if you're coming in from Adelaide when you turn onto Lions Ave. as you turn right into that first entrance, we had an officer positioned there on the road but what we did was we eliminated the parking spots. There's like three parking spots right there on your immediate right as soon as you hit the pavement of the parking lot, we eliminated those three parking spots. Chairman Coutu said that's what I was looking for. It facilitates the entrance and if somebody has to back out, they have better access to the road to get out.

Jess Forrence said I agree with what the Chief said. We put up barricades along Lions Ave. to keep people from parking on either side so the traffic could go through and then assisted him with whatever he needed around the building. I don't see any changes. I don't think anything would not work the way we had it set up.

Chairman Coutu asked scheduling everybody is all set in terms of manpower. There's enough money in the budget to accommodate.

Selectman Martin asked my question is back when you did the Presidential Election the money that's stated here was that budgeted or was that above and beyond what you had budgeted for the year. Chief Lavoie indicated we still fell within our budget. We do have an overtime line item. It was on a pre-planned budget but we had communicated. We had met and talked about that with that Board at that time. It was understood that yeah if we go over, we're going to have a lot of people that we have to contend with.

Chairman Coutu asked if any Selectmen had any questions at this time.

Paul Inderbitzen thought if we could maybe have a brief meeting before the election. I'm there all day on Monday for the setup - most of the day or we could meet the week before. If you wanted to do an outside walk around to figure out where things are going to go. You had that already laid out Jess. Chief Lavoie indicated I have all these maps for traffic flow, where people are standing, etc. Mr. Inderbitzen thought that will be good if we can just touch base just a few days before or that Monday even just to make sure we have everything. We'll need to have people there earlier. I think that was the one recommendation that came out of the after action report was that people were lined up around the building at 5:45 thinking we opened at 6. We'll try to get that information out. For some reason because Nashua has 6 o'clock as a start time. People just assume we're Nashua. Chairman Coutu stated shame on them. We're better than Nashua. Mr. Inderbitzen said we'll have to have people in earlier to handle that but we processed them pretty quick and actually got it cleared up by 8 o'clock and then after that it was steady all day long.

In terms of your proposal to potentially close the polls an hour earlier, Chairman Coutu asked do you want to have that discussion at budget time. Paul Inderbitzen said yes we can do that because that requires a Town Meeting. We're open 7 a.m. to 8 p.m.

Chairman Coutu thanked all three. I appreciate you coming in.

8. NEW BUSINESS

A. Police Department Request to Advertise for a Part-Time School Crossing Guard

Chairman Coutu recognized Police Chief Jason Lavoie.

Chief Lavoie said long story short, we had a part-time crossing guard. Keep in mind we're saying part time. This person was a full-time, part-time employee. They were there twice a day. We received the resignation. We thought we had two possible candidates that we were able to hire to replace the resignation however that didn't pan out. We're here to ask the Board permission to go ahead and advertise to try to find a part-time crossing guard. It is a challenging position to find people to work those hours.

Chairman Coutu asked for our crossing guard positions do we advertise just locally in the Hudson/Litchfield News. Okay. Any questions?

Motion by Selectman Martin, seconded by Selectman Morin, to authorize the Police Chief to advertise for a Part-Time School Crossing Guard, carried 5-0.

B. Police Department Request to Purchase One AWD Dodge Durango SSV

Chairman Coutu recognized Police Chief Jason Lavoie.

Good evening and thank you again. Chief Lavoie stated we threw out our process in maintaining our fleet. It was time to take a look at retiring my vehicle. My vehicle has a need currently down at Town Hall so we were starting to push the process through so that we could provide some assistance down here. We conducted the bid process the way the ordinance is set up and we including direct contacts of dealerships we had zero bids that were placed for this vehicle. What I'm asking the Board to do is permission to do this very similar to what Mr. Burns would do at times and just go off of the MA bid process that we're a part of. The vehicle I'm looking at is the Dodge Durango special services vehicle for the price that you see there just over \$26,000. Prices on the MA bid list were due to go up on Friday. We don't know how much but probably within a couple of grand more of that number. We were able to secure that one price from a dealership down in MA. I'm just asking the Board's permission to go ahead and do that.

Chairman Coutu asked if it was a budgeted item. Chief Lavoie said yes.

Selectman Routsis asked is this going to need to be outfitted as well. Chief Lavoie stated it will need to be outfitted yes with radios and stuff like that. Correct.

Chairman Coutu said it will be a low profile vehicle. Chief Lavoie said no. It's an administrative vehicle. A little different than what we've had in the past. There's been some different things circulating as far as what's going on with the Ford Interceptor - the SUVs that we drive. Originally it was our understanding that they were discontinuing them altogether. However Ford has announced that what they're doing is they're coming up with a hybrid model Interceptor. Somewhere going to be around \$6,000 more than what we have been paying for the Ford Interceptor. Ford currently has a hold on the market right now and this hybrid they are toting that it has savings on other ends. Because it's a hybrid, you're going to save up to \$3,500 the first year in gasoline, the oil changes, and routine maintenance because of the way it's made. The Dodge Durango that we have here is compared to the Chevy that I was driving, the Chevy Tahoe is now \$14,000 more than this vehicle. We've never had a Dodge in our fleet. I thought it would be prudent to use the funding to save the taxpayers' dollars. My vehicle isn't as important as what a line vehicle would be. I felt that this was in the best interest of the taxpayer and the town.

Selectman Morin asked if the Durango was the big model or the smaller one like your Fords that you have for patrol cars. Chief Lavoie indicated it's like the Fords. Slightly more - a couple square inches more of interior room.

Motion by Selectman Morin, seconded by Selectman Martin, to waive the competitive bidding requirements as outlined in Town Code 98-1(C) and to award the purchase to Central Chrysler Jeep Dodge from the Massachusetts State bid list for an AWD Dodge Durango SSV in the amount of \$26,290 as recommended by the Police Chief and the Finance Director, carried 5-0.

C. Discussion Relative to Ten Year Plan Process and Other Transportation Issues

Chairman Coutu recognized NRPC Executive Director Jay Minkarah. Good evening.

Thank you. Jay Minkarah indicated with me also is our Principle Transportation Planner Greg Lantos. Thank you for taking the time this evening. We won't too much of your time but there are three things that we're hoping to accomplish. First we just want to make sure I think you have received some communications but we're in the process of updating our metropolitan transportation plan. That's a process we have to wrap up by December. The intent of that plan, it's a federally required plan but basically all of the significant transportation projects in the region go into that plan. We run models on it and then the idea is as in part what projects from that plan go inform the State's ten year plan.

Mr. Minkarah stated we are also in the process of soliciting projects for the ten year plan. Initially we had thought that the initial project list was going to be required by the DOT in the spring but that's been advanced. Our initial project list is going to be going forward in January. We'd like to just update you on the projects. I think you're aware of them but you have two projects currently in the ten year plan. Those are also in our metropolitan transportation plan. Then we have a few projects in the metropolitan transportation plan previously that we've been carrying forward and we want to get your sense as to whether those were projects that we want to keep advancing into the new plan.

Finally Mr. Minkarah indicated we'd just like to hear if there are any additional ideas for projects that you may have any areas that you want us to be focusing on - areas that we can study and general transportation issues that we could put into our work plan as we're looking forward for the coming year. With that if I may, I'd like to turn the floor over to Greg to talk about some of the projects and then we can open it up to further discussion if it sounds like a good approach.

Greg Lantos indicated the existing projects in the ten year plan we have the third southbound right turn lane on 3A that was a successful CMAQ application. We have the Hudson Boulevard which actually in application then put in several months ago and actually already adopted into the ten year plan so it doesn't even wait. The flip side of that is there's no federal money for that. It's entirely local project and my understanding is that it will go to the voters at Town Meeting to decide whether to retain that as a desired project. We have several others now that have been in the transportation plan for quite a while. I only returned to the area last December. I had previously been with NRPC between 1988 and 1999. We have along routes 102 and 3A sidewalk programs in various phases. So we actually have four different projects to construct sidewalks. Normally at some point these would be taken from the transportation plan and the community would most likely be submitting a transportation alternatives program project submission which we just went through that round. There was no application from Hudson on that. Alternatively you could seek funding under the ten-year plan process although that's really not as desirable as going through transportation alternatives because you sort of get put at the end of the list on that and right now they're putting projects in the 2029 to 2030 timeframe for tacking onto the end of the ten years. When you have a successful tap application, then you're advancing that project quite a bit.

Mr. Lantos noted we have these four separate projects and I'm really looking to you for direction in terms of are these truly town desired projects that we should be retaining in the MTP or are these something that have gone by the wayside and we should be dropping them. We've been out to several other communities and in addition to adding projects, we've also found that there's projects out in our region that are just not really priorities anymore and they have no intention of submitting project applications for implementation or

providing local match. They've dropped projects and that's what we're here primarily to determine from you.

Chairman Coutu said I can speak directly to two of them. It came to note approximately three weeks ago which would be the bottom two of the four - the continued sidewalk on 3A Lowell Road from Birch to Pelham Road. The other one is the sidewalk on 3A Lowell Road from Nottingham Square to Executive Drive. I never realized until I started paying closer attention how much foot traffic we have on Lowell Road. We have an awful lot of foot traffic on Lowell Road and primarily it exists between - for the lack of giving you a better direction T-Bones and the Sagamore Bridge. That's where the bulk of the pedestrian traffic is. A lot of it believe or not some people come down from - maybe it's because of exercise but come down from the T-Bones area all the way down to Market Basket but some groceries and walk back. They're getting their exercise. They're purchasing their groceries. Obviously not too many items it's a long walk but there are quite a few. There are quite a few young people who walk back and forth to work to smaller, local businesses especially in the winter time. I've seen 18, 19, 20 year old kids. I don't know if they're going to work in a restaurant, or pet grooming, or whatever they're doing they're walking back and forth. I've spoken to a couple of people and in the area business people say to me oh yeah Jimmy works for me. He lives down in the south end of town. He walks us here every day and always on time. I'm noticing the pedestrian traffic. I do personally think that those two projects - the continuance of the sidewalks on Lowell Road are imperative because the purpose of a sidewalk is to provide safe passage for pedestrians. It's the busiest road in the town right now and I think that those two.

Chairman Coutu indicated the other two I'd like to hear from other members of the Board of Selectmen as well as these two if they have other preferences relative to these four projects. That's what we're discussing right at this moment. Anyone else have any input on these?

Selectman McGrath had a couple of questions. On the two projects that Selectman Coutu was just talking about looking at your ten year plan, the first one wouldn't get federal funding until 2037 and then 2038 is that correct? Jay Minkarah said no. As it's currently scheduled here but that's something that could be advance.

Greg Lantos indicated this is taken from our metropolitan transportation plan and we're just providing estimates of years if they were submitted through the ten year plan process. It's just a basic assumption. I'm assuming that one project will be done and then the following phase will be done two years later and so forth. These are just estimates. You would really if you would apply say in two years under the transportation alternatives program, then perhaps within two years you'd be looking at implementation of the project which is much quicker.

Selectman McGrath stated we'd apply in 2020 and expect some funding by 2022. It's hard to believe that we're talking those years. Mr. Lantos said that would be the most expeditious way to get these types of projects - sidewalk projects, bike lanes, and those sorts of things are really best off going through TAP. Looking at this, Selectman McGrath indicated the federal funding that we would expect for the Lowell Road from Birch Street to Pelham Road the federal funding would be \$244,988 total. Mr. Lantos said these are estimates that would have to be updated. I've worked with older estimates and I don't know when these were originally generated and then we floated them up. Selectman McGrath said in today's numbers and the taxpayers of Hudson would be expected to contribute \$61,247 for the first one. The next one would be \$343,666 and the town would be \$85,915 just so that the people that are watching this understand what we're talking about. That's anticipating that we would get federal funding. There's no guarantee that we would. Greg Lantos noted there is and we have four applications in our region this year. We're guaranteed of getting at least one project. We're hopeful of two projects but sure it is competitive statewide. There's a certain amount of money that is set aside for the alternative program.

Jay Minkarah said if these are priorities, then we would be happy to work with you on an application.

Selectman McGrath asked is that something that you've looked at from NRPC's prospective about the foot traffic in Hudson for these two projects. Mr. Minkarah said we have not done counts of foot traffic but that's something that we could do if that's of interest. That was actually one of the things we were hoping to do is

get a sense of some of the things that you'd like us to look at. If there's an interest in looking at counting pedestrians, then that's something that we could do.

Greg Lantos said we are beefing up that count program with new pedestrian counting equipment. It's something we're very eager to do.

Chairman Coutu indicated the matching funds for both of those projects or any of the four projects could conceivably come out of the corridor accounts instead of directly from the taxpayer. Any other questions or comments by the Board on these four projects that are before us?

Selectman McGrath had one more question. We had someone come in before the Board several months ago about a bicycle lane for Sagamore Bridge. Has that been discussed or considered in any of these projects? Jay Minkarah indicated not in these projects. We were aware also. We've been approached by people who were interested in looking at that. I think it came up in the context of the turn lane that's currently an approved CMAQ project and it did appear from our looking at it and conversations with the Town Engineer and the DOT. It would be difficult to basically redesign that intersection to accommodate that lane that goes straight through. That doesn't mean though that as part of a longer term project that that's not something that we could look at. If it's of interest, we could certainly look at what it might take to add bike lanes to that area. As far as I know, Selectman McGrath stated there were the two individuals that came into the meeting but I haven't heard that from anybody else. Mr. Minkarah said we heard from them as well.

Chairman Coutu stated the other two projects were bike lane. Both of them are on Route 102. What's the difference between Meagan Drive and Phillip Drive? The distance between the two? Steve Malizia indicated a few hundred feet. Chairman Coutu stated it would be a few hundred feet of no sidewalk. Mr. Malizia noted there's a section of that road that got a sidewalk put in probably ten years ago when Mr. Webster was the Town Engineer. Basically it was I think from the safe schools program or some funding came from the feds that way. Basically that stopped at Towhee Drive. Towhee is the third street from the high school. You have a lot of walkers there from either the high school - not the elementary so much, they're bused and you have the library there. So sometimes after school you'll see kids walking that route. They'll walk all the way down to the Hudson Mall, McDonald's that area. I believe this was a continuation of a sidewalk that was already started that went traversing from at least the high school down to Towhee. There's a section where there is no sidewalk. It's fairly wide but again there's no sidewalk. I think there is some sidewalk installed by the developer when he put in Meagan Drive. It's not really part of the sidewalk system but there is a sidewalk there sort of kind of all by itself. Then you go through another corridor up to Phillips where it gets real tight. When I say real tight not a lot of shoulder there and not a lot of room. You'll see people trying to walk that. Sometimes you'll see younger people trying to walk that area. I think that was a continuation of sidewalk because it picks back up at the Hudson Mall. It really starts back up there. So there's a section between Towhee and Hannaford that basically doesn't really have a sidewalk.

Chairman Coutu said the initial project that was started, this would complete it. Steve Malizia noted it would continue on and get a couple more legs of it done. Again a very well traversed road.

Selectman Morin asked how come when we put in that new development with the drugstore there we didn't have sidewalks especially if we need them in that area. Steve Malizia indicated the State wanted us to sign something that was not advantageous to us. My understanding was our attorney recommended we don't put in the ped. crossing because it was going nowhere. My understanding. Selectman Morin said because the sidewalks would just be there and then go nowhere else. Mr. Malizia agreed. Selectman Morin said wouldn't it save us in the long run if we do it there and then when the next two developments come in because two more businesses are supposed to go there, you extend it a little further which is going to save us money in the long run when we have to finish the sidewalks. Steve Malizia noted it would be on the other side of the road so obviously you'd have to have some sort of (inaudible). If you're walking down 102, you're going to have cross over somewhere earlier than you get to the actual intersection. Selectman Morin understood that but if they're building why aren't we doing sidewalks making that part of ours which is going to save us a lot of money.

Steve Malizia stated I'm certainly not the planning expert. I don't know if I have a logical answer.

Selectman McGrath stated the Planning Board had considered it, they could have required it as part of the development.

Chairman Coutu said it's apparent to me that we have interest in all four projects. Greg Lantos said good. We'll retain those in the plan and encourage you to submit an application in two years. Jay Minkarah indicated we'll keep you posted on the grant process, the cycle, and we'd be happy to assist. Chairman Coutu stated you'll continue to work with us on the potential circumferential highway. Mr. Lantos indicated any additional data needs such as data or anything you need just let us know. We'll go out there and get the data for you and analyze it.

Selectman McGrath said the need would be funding because otherwise it's going to be the taxpayers of Hudson that are going to pony up \$52 million. Jay Minkarah hoped the bill grant is successful. That would at least be a start. To Greg's point, we do a lot of traffic counts out there now and we are happy to do more. If there's certain areas where that's helpful, you know crash data is another thing that we have easy access to. If there are any other areas that are of interest for us to study, pursue, maybe future projects for us to think about, we're happy to do that.

Chairman Coutu asked if there were any other questions or comments. Seeing none, gentlemen unless you have anything else. Thank you so much. I appreciate your time and we appreciate your input.

D. Town Code Zoning Changes to Chapter 334 - Zoning

Chairman Coutu recognized ZBA Chairman Charlie Brackett. Welcome.

Charlie Brackett stated during different cases there's been some issues with the zoning ordinance either clarifications, conflicts within the ordinance, definitions. Bruce Buttrick the Zoning Administrator and Dave Morin our representative met this summer to address those as part of the initiative for the Zoning Board. What we've done is put together a memo of the suggested changes to the ordinance as well as maybe a reason for the addition, or change, or correction at the bottom. This is a little different than the normal procedure. We understand that the Planning Board usually prepares and put this together but these are items that have been sensitive to the Zoning Board and we thought with a smaller group having the background we could focus on that and then put it together. Knowing that this will come to the March elections, we had to stop and put together what we have and forward it and we weren't sure so we came to the Selectmen to get advice and to see exactly how to proceed and if agreeable, we'll forward it to the Planning Board for their review and initiation into the ballot. I can go through this if you'd like. I believe you have this.

At the bottom of each of the different items, Charlie Brackett believed there is 12. There's a general reason as to why it was done. Would you like me to go through them? Chairman Coutu indicated it's up to the Board. If the Board hasn't had an opportunity to review them all. Why don't you.

Mr. Brackett indicated the first one is in definitions. We're adding a definition "gross living area". We used the term in our ordinance but we have no definition as to what the area encompasses and that's always a great argument for cases brought if they want to expand. What we said is that it's basically a habitable area within the text and areas that are not used such as attics, basements do not count into that gross living area. By defining it, there's no way an applicant, or a lawyer, or somebody coming in and argue something different. We've put it in the context of that. So that's really a definition that we added.

Chairman Coutu had one question. Is the bathroom included in that living area? Mr. Brackett said yes it is. Any place that's habitable and even a basement if they use it and it's finished that would be considered a living area. In a lot of places - NY and other places, they have all sorts of different definitions for "gross living areas" that's based on taxes and other things. It's common to be interpreted many different ways. This helps I think especially when Bruce puts his package together.

The next one is "corner lot". Charlie Brackett said the first part of it is just that we added "corner lot" to the definition because in the definition it's lot corner. The reason is that it groups all the different land use lots into one area of the definition. It's easier to follow. We wanted to add a "corner lot" and talk. The definition

is its location of a lot between two intersection highways either public or private. The idea for that is we want to make sure the frontage setbacks apply to both sides of the lot. This has been a big argument and discussion why is it a 30 foot setback on one street. You don't have to do it on the other street and yet you do. Even tonight there was discussion of sidewalks and other things. This holds the property at the roadways for the town to be able to do things without having to buy buildings or other things if they were to develop it. This provides a succinct definition that a corner lot has two frontages with a 30 or 50 foot setback depending on where it is. That also helps in that I would think the tax and purchase price of the lot because it is a burden on the lot in terms of its value. It's clearer now. Again the reason is the need to eliminate the confusion to address the frontage requirements of corner lots.

The next one - tiny houses. Mr. Brackett said Bruce is sensitive that he's actually gotten approached for tiny houses. I don't know much about them other than what I see on HGTV and other things. We limit I think the size of the house 850 square feet or larger. We spent a lot of time on it and we started to put together a whole definition and ordinance section for tiny houses. Then we decided it's too early in the process. What we did is we added a definition defining a tiny house is anything less than 850 square foot and that every other part of the ordinance on building permits are applicable to this. It has to comply with the town ordinance except in size. We don't have anything in the ordinance now and the argument is is it allowed or not allowed. We call for it to be allowed with these conditions. As more of this happens in the region, they'll become better - not definitions but expanded descriptions of what this implies and we'll add that in the future. We have something now.

Chairman Coutu indicated I'd rather be prepared than not. I mean the City of Lowell just dealt with a tiny house situation. Somebody could conceivably buy a plot of land and propose something like 30 or 40 tiny houses, correct? Are we prepared for that if that's the case? Charlie Brackett said we've taken steps further in this where we say only one tiny house per lot. We also had a change in the ordinance last year where we have principle uses and in the business zone there are residential houses. We corrected an issue where there could be many tiny houses or many houses in a single lot because we don't restrict it but there's changes further back in this that will address that.

Chairman Coutu stated if someone were to buy a plot of land and they wanted to put in 30 tiny houses, he would have to develop or design 30 lots. Mr. Brackett indicated compatible with the lot sizes in the zone that they're building in so they can build a smaller house but the lot is the same. That's why we referred back to 334:16.

Building heights. Charlie Brackett stated there still seems to be some discussion about building heights. We increased the height of buildings in the industrial park to accommodate specific development that we had a couple of years ago. Then there was an ordinance change last year. We've taken out the word "habitable" because habitable really is used in residential situations and definitions. By definition of our ordinance for these buildings, they're warehouses, manufacturing, etc. By their very definition for them to function, they have to be habitable. It's a redundancy that's already there but by taking it out we don't confuse it with residential houses basically.

Selectman McGrath asked would that include schools that would have a dormitory that they'd be able to have the height. I'm thinking about Presentation of Mary because they came in but they had to get a variance in order to do that. Mr. Brackett said they probably still would because we talk about manufacturing warehouse and distribution office space. That's not specifically included in this by our RSA because it's not allowed except by specificity. Selectman McGrath noted they would still need to come in for a variance. Thank you.

Table of Permitted Uses. Charlie Brackett indicated this is parking heavy commercial vehicles. We allow vehicles of 13,000 pounds or less to be parked in a residential area. By putting the asterisk in, before that it read "in the industrial G1 and G2 zones you could park anything anywhere because it's allowed. We have said that only on commercial sites can this be done in those zones. The front section said it one way and the back section said it. So they weren't in alignment. This put them in alignment and succinct with the rest of the ordinance.

Mixed or Dual Use on a Lot. Mr. Brackett stated multiple uses on industrial are not permitted. This was a change in the ordinance where we in the business zone we allowed for strip malls to be dual uses but it seems like we never meant to include residential lots. It got through the ZORC committee and went into our ordinance where it didn't exclude that. This is an attempt to restrict it to just business or commercial uses and you can't have multiple dual uses on a residential lot without a special exception.

Number 9, Charlie indicated Bruce has just added this tiny house issue to his building permit.

Mixed dual use - special exceptions. Mr. Brackett explained this says other than business or commercial use such as residential have to come in for a special exception. We changed the wording to be specific about what could have multiple principle uses and what cannot.

Number 11 - Charlie said this came up with the warehouse or the storage facility in south Hudson across the street from Friends Lumber. We had a conflict in that section of the ordinance where up front in the general section it mentioned warehouses and then on the table permitted uses excluded warehouses. We got into a long discussion. We had legal advice and stuff. This clears that up so warehousing has been taken out of terms so it's not allowed.

This last one, Mr. Brackett indicated is merely Bruce. We require that accessory dwelling units to have sufficient water supply and sewerage disposal in the lots. If there's septic and otherwise, they have to be compatible with the NH DES requirements. The issue here is we want them to have the application prior to coming in for an ADU because we have no way of following up after the fact and making sure that they're septic field etc. is compliant with what's required. Those are the things we had so far. Again these are things that have come up at board meetings and it would just make things cleaner and easier to address as well as for Bruce.

Chairman Coutu stated as long as it brings some clarity. I think in one case in article 6 the special exceptions, eliminating a lot of the language in those sections makes it a lot more direct and a lot more understandable. The rest just confuses it because then you're looking to see well do I or don't I quality. It looks like I do. Looks like I don't. Just eliminate it all and deal with the main topic which is the minimum frontage. I like that. I love the brevity that was introduced in that one. I think they're all necessary to keep us out of court.

Charlie Brackett noted it makes it easier. We have been not lucky but diligent in getting legal advice etc. but every new case brings a new adventure sometimes.

Selectman McGrath had one quick question. On the corner lot issue it talks about at the intersection of two highways. Is highway defined in the zoning ordinance? Mr. Brackett said yes. You'll find we've changed the zoning ordinance where all capital letters are defined terms and you'll find it the definition section. Rather than try to catch every street and nuance road etc., we use the define term.

Selectman Morin thanked the Chairman and his committee. There was a lot of extra time, and a lot of discussion, and a lot of thought put into these before they brought it forward to the Board.

Selectman McGrath noted we have a very good Zoning Board.

Charlie's follow up would be with your approval I'll forward it to the Planning Board.

Motion by Selectman McGrath, seconded by Selectman Morin, to allow Charlie Brackett to forward the modifications to the Hudson Zoning Ordinance final draft dated September 20, 2018 prepared by the ZBA to the Planning Board, carried 5-0.

- E. Request to Apply for the Assistance to Firefighters Grant in the Amount of \$378,262 with a 10% Match

Chairman Coutu recognized Fire Chief Rob Buxton.

Good evening Mr. Chairman and members of the Board. How are you this evening? Chief Buxton explained we're here to request permission to apply for a federal grant to the Assistance to Firefighters program. This is a federal program that we've applied for in the past. We've funded programs such as protective clothing, exhaust systems, and those type of things through this program already. We're looking to update our breathing apparatus, our respiratory protection through this grant process along with our fill station. The fill station actually fills the breathing apparatus bottles and is both well over ten years old and time for replacement.

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

Motion by Selectman Martin, seconded by Selectman McGrath, to authorize the Fire Chief to apply for the Assistance to Firefighters Grant for the purpose of obtaining funding for the replacement of self-contained breathing apparatus and SCBA fill station, carried 5-0.

Chairman Coutu stated Lowell Road has been operational now for almost a month, correct? Chief Buxton indicated just closing in on 90 days actually. Chairman Coutu said can you give us - and this is not a loaded question. I've heard no complaints or anything - give us just a little overview of how it's working. Chief Buxton said the station operationally has been performing very well. Through the end of the summer season, we intended to put a heavy load and what I mean by that on our system. As far as programming for the air conditioning and stuff, we actually left it in manual mode to see how it would work and fluctuate as we gave the employees the ability to turn the thermostats up and down to make sure the equipment operated effectively. We're coming into the fall season so we'll start that process again as we head into winter to tax the system.

To date, Chief Buxton stated the number of punch list items that we've had, nothing operational. The system has operated very well. We've had some minor flaking of paint here or there but nothing with great operational concern. We're very pleased with the product. Structuretone is in the process of coming in with their final bill and they need to go through their corporate process in regards to making sure all the subs are paid before they can send in their fire requisition. We have some soft costs things to finish up here as we transition into the winter season. For the most part, the station has performed very, very well and I have no concerns.

Chairman Coutu asked have they had any opportunity yet to use any of the decontamination equipment. Chief Buxton said we've actually had several structural fires out of the building already. Regarding the extractor and those types of things have all been performing well. Chairman Coutu stated it's critical for me to make sure that that equipment works. Its front line stuff. It was comforting for me to have somebody come to me in a local store and say to me hey Selectman Coutu I didn't vote for that fire station but I'm glad it's there right now. I think it's fantastic and took a stop by and walked around. He was afraid to knock on the door or go in. He didn't want to disturb anybody. I said you're welcome to go in anytime just get out of the way if you hear a siren. It was comforting to hear that and I said I wonder how things are going. Like I said, I haven't heard any complaints whatsoever and no traffic problems.

As predicted for the employees, Chief Buxton said one of the things we do get is more foot traffic now because you are on the main thoroughfare versus being on Burns Hill Road. They're more apt to get the pop in which isn't an issue. We've had a couple of groups meet down there. Not a big deal. It's been good. We're very, very happy with the functionality of the building, the layout of the building. It has worked well.

Chairman Coutu asked if there were any other questions or comments to the Chief. If not, thank you very much. I appreciate your time.

F. Revenues and Expenditures

Chairman Coutu recognized Town Administrator Steve Malizia.

Steve Malizia explained we are one-quarter of the way through the fiscal year - 25 percent. Similar to last month, things are still looking pretty well. Again it's early in the year. We have not had any major winter weather. Revenue - automobiles as you recall we bumped it up. We're slightly ahead. A little bit over 25

percent but that's what that increased budget. Interest is continuing to perform very well. We're at 70 percent so we're going to shatter that. Ambulance is a month off. As you look at that number, you have to realize the billing is a month off. Overall there's really nothing of importance. We've committed money for trash. We've committed money for legal. When you look at those numbers, they're skewed up a little bit on the expense side because we're done purchase orders. At this point in time, things seem to be going just about as planned.

Chairman Coutu stated I don't want to put you on the spot but I should have asked you earlier for the number. Do you have a recollection on FY19 the ambulance revenue? Do you remember how much over? Steve Malizia stated yes it was over probably \$100,000. Chairman Coutu said we don't get that last month. Mr. Malizia said it was \$100,000 over and that was a pretty aggressive number too. Chairman Coutu said we're on track now. We're just doing an estimate of the next month. We could conceivably do the same thing this year. That's very good. Expenses are except for those things that are bought in advance. Steve Malizia said we commit them. We encumber them so we're not spending the same money twice. Chairman Coutu noted we don't want to be buying sand and salt at the last minute so we have to buy it ahead of time.

9. OTHER BUSINESS/REMARKS BY THE SELECTMEN

Selectman Morin - The only thing I have tonight is everybody should have received an e-mail from one of our residents about smoking at the dog park. I have forwarded that to the committee to look at and we're take it from there. Chairman Coutu stated I responded to the gentleman. I don't know if you had responded. Selectman Morin said I told him we were going to take it to the committee. Chairman Coutu said I had a discussion with you about it. We have police officers down there because of smokers. It was an incident that he had with a woman who apparently just didn't care and didn't want to put out a cigarette and insisted that she has a right to smoke I guess. It wasn't confrontational. It was just one of these things where he felt that she should have put out the cigarette. I asked him if it would be possible for him to come in this evening to speak to us in public input and he said he couldn't make it this evening. I promised him I would take it up. I talked to you about it and I felt that this is something we can handle at this end. If there's no objection from the Board, it's a very simple thing to put up a no smoking sign inside the dog park. I think that we should do it.

Motion by Selectman Martin, seconded by Selectman Morin, to approve the placement of a no smoking sign inside the dog park located at Benson Park.

Selectman McGrath asked why should it be only limited to the dog park. There's other areas where there's children that might be subjected to it. Chairman Coutu said the State doesn't prohibit smoking at any of the State parks in the State of New Hampshire and we're in compliance with their rules and regulations. Inasmuch as it's Benson Park, we are still governed by State park rules. Selectman McGrath asked does the State not allow us to be more stringent. It's a question. I don't know but it would seem to me that if you're going to limit it - and I don't have any objection to limiting it. I'm a very anti-smoker particularly after seeing two family members die of that. If we're going to limit it in one area, then perhaps we should be looking at other areas that might benefit like the children's park area where children are that they shouldn't be subjected to second hand smoke that they have no control over.

Chairman Coutu said I can ask further. I know that several years ago I had made an inquiry to the Department of Natural Resources and they said that enforcement in public parks is almost impossible. A fight is just going to break out. People are going to yell and scream. Did you see the sign? Yeah I can smoke wherever I want and then words are exchanged. Then you have to call the police. There's no police available. They're out on traffic accidents. Because people still 28 percent of the population is still smoking. Kids smoking is on the increase not on the decrease. I'll make an interrogatory to DOT and see if they can research it and see what we can or can't do. Are there any other questions?

Selectman Martin commented I don't disagree with Selectman McGrath. I do know that it's really, really hard to enforce especially when you have a professional football stadium that I used to work at. There's no smoking on the property period and I had to chase down a guy for an hour to get him to put out a cigarette. Let me tell you. He was standing in front of a no smoking sign smoking.

Selectman McGrath stated it's no different than no left hand turns into the Irving gas station and they continue to do that.

Vote: Motion carried 5-0.

Selectman McGrath - I just have one thing and this is an e-mail that we all received as well concerning the Small Business Saturday Women Impacting Public Policy. We were asked if we would consider proclaiming a day in November as a small business Saturday. I just wanted to remind the Chairman that we did receive that and I hadn't seen that on the agenda. If we're going to consider doing that, it might be prudent to take that up at our next meeting.

Chairman Coutu asked to put that on for the next meeting. Can you see if they've particularly identified a Saturday? It's particularly a Saturday I believe. See if they've identified a Saturday and we'll go with the national trend and bring them before the Board and we'll entertain a motion and make the proclamation. Selectman McGrath noted they did include a date. When I printed this out it only printed out half of the page. I don't have the date to tell you but it is in the e-mail.

Selectman Routsis - I was at the library the other week for a meeting that we had to try to make the library on Bush Hill self-sustainable. We're looking for volunteers to come and help to come up with ideas for fundraising events to try and put a plan together to make the library across the street a self-sustainable building or come up with other ideas for what the building may be used for.

Chairman Coutu stated by the library across the street for the viewing audience you mean the Hills Library. I just didn't want the viewing audience to be confused. You said something about Bush Hill library. I didn't know where that was.

Selectman Routsis stated the Rec. Committee has the Halloween parade at Benson Park coming up on October 27th at 2:30. They have the 5th and 6th grade dance coming up on November 2nd at 6:30 and they have the comedy show on November 3rd at 7:30 and as always they are looking for help or chaperones for the parade and the 5th and 6th grade dance.

Chairman Coutu wanted to remind any parents if you have any children going to the dance and you could volunteer a couple of hours to help chaperone, it would be greatly appreciated. It seems that years past - you participated Mr. Malizia several times. Your daughter and son. You volunteered as a chaperon and you had a relatively good mix of chaperones when you were there. I'd like to see that continue. I'm just trying to recruit some parents to go out there and volunteer to chaperone. Those dances are fantastic for the Town of Hudson. Lot of kids go. The father/daughter dance is now a two day event it's so big.

Selectman Martin - I had my adventurous meeting last week with the Budget Committee. I gave them updates of what the Board has done and also we talked about the upcoming budget season and what they're expecting from the town, schools, and so on and so forth. I made a motion to cancel their first meeting in November because the following week we're going to start budget deliberations with the town.

Chairman Coutu asked could you tell us what their expectations of the town are. Selectman Martin stated they're expecting when they request information as a committee that it gets back to them expeditiously. It's never been all the time I've sat on the Budget Committee, it's never been late or not given. All the information has always been given but that's one of their things to set the guidelines. Wanted to make sure it was reminded. I've never seen information not being passed on to us at all. Chairman Coutu stated we've always been pretty expeditious about responding to every one of their requests.

Selectman Martin didn't know if I'm going to steal any of your thunder but Alvirne High School football team is now 5 and 1. Their next home game is the 19th of October. Please come down. That is also their evening for canned food. In lieu of paying to get in, you just give some canned food and that will go back to the local food pantry St. John's parish. They're expected to make the playoffs. This past Saturday Alvirne High School marching band participated in the Salem band show. They were actually the last high school before Salem High School to go on and show off their skills. It's not a competition, it's just to show off what your band is doing that year. It seems to me like it was a big honor because they were held to being the last high

school to appear. It was a great show. They hired a great band director. I think he's doing a great job. At that show, all varsity members of the football team came to support the band. It's community. I just want you to know. Thank you.

Selectman Coutu - This week the Town Administrator and I went to Alvirne High School. As a matter of fact this past Friday. It was a teacher's workshop day. We were able to meet with people from the Civics Department and the head of the department. They were very gracious to host us. This is subsequent to y request to the Hudson School Board that we have students who are in the civic classes participate in a municipal government program that we would be willing to put together with them. It's peaked their interest and if you want to go over some of the highlights of what we discussed and where we're going with this.

Steve Malizia stated there are basically two tracks that kids take in the civics and the government program at the high school. One is an advanced placement so what they're basically doing is they're looking for college credit. In the past, they took a test. Now they have a project component. For kids that are - I use the word "extra motivated" - but in the advanced placement, they actually have to do a project. One of the project may be doing something with us local government because they really don't focus on local government a lot and perhaps maybe doing something with either a mock meeting or something to that affect. There's also the other students that have to take a half year or one semester of government. It's not advanced placement. They're not required to have a project per say but they are invited maybe to participate. So when we spoke to the representatives that teach the government classes at the high school, the advanced placement component seemed like maybe the way to go to start a program potentially of a project for their students. Again they're going to have a project requirement. The conversation was basically looking at what could we do. Could we, again, bring them into Town Hall? Bring them into the fold here. Have them actually conduct a mock meeting and then maybe come attend one of your meetings and they could give them an agenda. We'll give them here's how you vote. Here's what you do. Just so kind of educate them on the local government side. Everybody is always concerned with the federal and maybe even the State but they don't really do anything with the local folks and all politics is local. This is where a lot of stuff happens. They seemed to be very receptive to that particularly the advanced placement side of the house. Again, that's a full year class so those students maybe have more time. That maybe a program we would try and launch with them. Is that about it?

Chairman Coutu agreed. Their interests were peaked and these students once they complete whatever the project is have to submit a paper of the research and what they did and how they arrived at whatever it is the outcome of the project and what their expectations were and were they met. If not, what could be done in the future? Things like that. I want to thank Principal Beals for allowing us to have access to the building. With security the way it is, well there wasn't much there that day. School wasn't in session. Security the way it is, you want to be on guard. We were fortunate we did get an escort and get in and out easily. Principal Beals was kind enough to allow them to meet with us so that we could have this discussion. I think that once we put the plan together, we'll have a representative from the high school come here and explain to us what kind of project the kids are interested in and the logistics. How we're going to do it. It could be a one day thing. It could be a two day thing. It could go as much as three days but it won't be all day sessions. One of the things they could do is a student might shadow the Town Administrator for an hour or two and go sit down and write what his experience was with the Town Administrator. It has to be done within school hours except the extracurricular for them would be if they have a mock meeting here which I would hope we would attend and then we would invite them to participate in one of our regular meetings and we would each have a student assigned to us. They can sit next to use and watch what we're doing and then you can have whatever student is assigned to you to take all the notes and put that person to work.

With that, I have nothing else. Chairman Coutu asked if anybody else had anything else to say. If not, Mr. Malizia if you'd introduce the motion for nonpublic session.

10. NONPUBLIC SESSION

Motion by Selectman McGrath, seconded by Selectman Martin, to enter nonpublic session pursuant to RSA 91-A:3 II (a) The dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him or her, unless the employee affected (1) has a right to a meeting and (2) requests that the meeting be open, in which case the request shall be granted; (b) The hiring of any person as a public employee; and (d) Consideration of the acquisition, sale, or lease of real or personal property which, if discussed in public, would likely benefit a party or parties whose interests are adverse to those of the general community, carried 5-0 by roll call.

Chairman Coutu entered Nonpublic Session at 8:20 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 10:25 p.m.

Motion by Selectman McGrath, seconded by Selectman Routsis, to hire Benjamin Savage for the position of Firefighter/EMT in the Fire Department at the contracted starting salary of \$16.11 per hour (step 1) effective October 28, 2018. This assignment will be a non-exempt position in accordance with the International Association of Firefighters Local #3154 as per the union contract, carried 5-0.

Motion by Selectman McGrath, seconded by Selectman Martin, to hire Jess Forrence as the Director of Public Works with an annual salary of \$100,000. After six month's probationary period and subject to review, increase to an annual salary of \$103,787. Effective October 9, 2018, carried 3-2. Selectmen Morin and Routsis in opposition.

11. ADJOURNMENT

Motion to adjourn at 10:29 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

Angela Routsis, Selectman

Normand G. Martin, Selectman