

HUDSON, NH BOARD OF SELECTMEN
Minutes of the November 10, 2015 Meeting

1. CALL TO ORDER - by Chairman Maddox the meeting of November 10, 2015 at p.m. in the Selectmen's Meeting Room at Town Hall.

2. PLEDGE OF ALLEGIANCE - led by Recreation Director Dave Yates.

3. ATTENDANCE

Board of Selectmen: Rick Maddox, Roger Coutu, Pat Nichols, Marilyn McGrath, Ted Luszey

Staff/Others: Steve Malizia, Town Administrator; Donna Graham, Executive Assistant; Captain Bill Avery; Dave Yates, Recreation Director

4. PUBLIC INPUT

Chairman Maddox asked does anyone in the audience wish to address the Board on any issue which the Board has control of at this time. Seeing none.

5. NOMINATIONS AND APPOINTMENTS - None

6. CONSENT ITEMS

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

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

A. Acceptance of Minutes

- 1) Minutes of the September 8, 2015 meeting
- 2) Minutes of the September 22, 2015 meeting
- 3) Minutes of the October 6, 2015 meeting
- 4) Minutes of the October 13, 2015 meeting

B. Assessing Items

- 1) 2015 Supplemental Tax Bill - Map 109, Lot 10 - 300 Derry Road, w/recommendation to approve
- 2) 2015 Supplemental Tax Bill - Map 165, Lot 57 - 17 Federal Street, w/recommendation to approve
- 3) 2015 Supplemental Bill - Map 138, Lot 16 - 13 Forest Road, w/recommendation to approve
- 4) 2015 Supplemental Bill - Map 191, Lot 157 - 2 Merrill Street, w/recommendation to approve
- 5) 2015 Tax Abatement & Supplemental Bill - Map 103, Lot 5 - 55 Boyd Road, w/recommendation to approve
- 6) 2015 Tax Abatement - Map 175, Lot 34-21 - 3 Village Lane, w/recommendation to approve
- 7) 2015 Tax Abatements - Map 185, Lot 47 - 6 Bear Path Lane; Map 175, Lot 102 - 5 R State Street; Map 118, Lot 51 - David Drive; Map 175, Lot 34-5 - 12 Village Lane; Map 156, Lot 63-49 - 405 Elmwood Drive, w/recommendation to approve
- 8) 2015 Tax Abatement - Map 190, Lot 11 - 43 Lowell Road; map 176, Lot 44 - 197 Central Street, w/recommendation to approve
- 9) 2015 Tax Abatement - Map 200, Lot 002-002 - 152 R Wason Road, w/recommendation to approve
- 10) 2015 Tax Abatement - Map 207, Lot 8 - 123 Bush Hill Road, w/recommendation to approve
- 11) Current Lien Releases - Map 184, Lot 32 - multiple, Oakridge Condos, w/recommendation to approve

C. Donations

- 1) Donation of \$100 from Thomas & Judith Doucette to be placed in the Animal Control Donation Account
- 2) Donation of \$2,500 from Digital Federal Credit Union to be placed in the Fire Department Donation Account

D. Licenses & Permits

- 1) Request to Solicit Funds - Hudson-Litchfield Bears Cheerleaders
- 2) Raffle Permit - Hudson Junior Woman's Club

E. Water/Sewer Items - None

F. Calendar

11/11 VETERAN'S DAY - TOWN HALL CLOSED
11/12 7:30 Zoning Board of Adjustment - Buxton CD Meeting Room
11/12 6:30 Recreation Cte - BOS Meeting Room
11/17 7:00 Cable Utility Cte - HCTV Center
11/18 5:00 Municipal Utility Cte - BOS Meeting Room
11/18 7:00 Senior Affairs Cte - Buxton CD Meeting Room
11/19 7:00 Benson Park Cte - BOS Meeting Room
11/19 7:00 Budget Cte - Buxton CD Meeting Room
11/23 7:00 Budget Cte - Buxton CD Meeting Room
11/23 7:00 Sustainability Cte - BOS Meeting Room
11/24 7:00 Board of Selectmen - BOS Meeting Room
11/25 7:00 Planning Board - Buxton CD Meeting Room
11/26 THANKSGIVING - TOWN HALL CLOSED
11/27 FLOATING HOLIDAY -TOWN HALL CLOSED

7. OLD BUSINESS

A. Votes taken after Nonpublic Session on October 27, 2015

- 1) *Motion by Selectman Luszey, seconded by Selectman Nichols, to promote Robert Chamberlain from Truck Driver/Laborer, Grade VIII, Step 6 at \$22.19 to Equipment Operator, Grade XII, Step 6, at \$25.98 per the Town of Hudson and Hudson Highway Department Local #1801 of the American Federation of State, County and Municipal Employees (AFSCME) Contract effective November 1, 2015, carried 4-0.*
- 2) *Motion by Selectman Coutu, seconded by Selectman Nichols, to hire Dustin Small as a Full-Time Truck Driver/Laborer at a rate of pay of \$17.67 per hour (Grade VIII, Step Minimum) per the Town of Hudson and Hudson Highway Department Local #1801 of the American Federation of State, County and Municipal Employees (AFSCME) Contract effective November 1, 2015, carried 4-0.*
- 3) *Motion to adjourn at 11:15 p.m. by Selectman Nichols, seconded by Selectman Luszey, carried 4-0.*

B. Hudson Speedway Annual Report

Chairman Maddox recognized Captain Bill Avery.

Good evening. This year as I stated in my letter to the Board, we had absolutely no issues with the Hudson Speedway. No parking complaints. Again the Hudson Highway Department re-erected the no parking signs on Robinson Road and Old Derry Road. Like last year, no complaints, no issues. Their finish times were all in compliance with the town ordinance. I see no problem with approving them for next season.

Chairman Maddox thought this is a worthwhile endeavor. It takes away the I thinks. You have documentation and just so you know Selectman McGrath we had some complaints in the past and this gives us a documentation of when they shut down for the evening and if it meets the criteria of zoning. Great thank you very much.

8. NEW BUSINESS

A. Request to withdraw \$27,984 from the Bullet Proof Vest Capital Reserve Account to purchase 32 new vests

Chairman Maddox to recognize Captain Bill Avery.

As you know, Captain Avery said the bullet proof vests on a five year cycle. We currently need 32 new vests to be replaced. These vests are not only bullet proof vests but they're also resistant to tasers. They're light weight and yes they are very costly. Obviously we do need to keep our officers safe by equipping them with the bullet proof vests.

Selectman McGrath had one question. Where they're bullet proof vests, I'm assuming that we haven't had any officers shot at. Why would you need to replace them? Captain Avery said the manufacturer state they're only

good for a period of five years under normal wear and tear conditions. Just wearing them the sweat, the cold, the material is a Kevlar material and that deteriorates over time. The administration I'll speak for. We tend not to replace ours every 5 years for a savior. Ours basically stay in the office so it's not under the normal wear and tear that the patrol officers are under every single day. They're sweating, they're cold. Selectman McGrath said I can understand that if they deteriorate just from wearing them as opposed to being shot at. Captain Avery still thought there's a change it would probably still stop a bullet but I don't want to take a chance god forbid one our officers get in that predicament.

For the record, Chairman Maddox said we have had officers shot at so \$874.50 is a worthwhile investment. Captain Avery in the past we've had a few officers shot at.

Selectman McGrath commented because I haven't gone through this process before, I think it's an appropriate question to ask because I would think that people out in the audience would be asking the same thing. I certainly want the officers to be safe. I felt the need to ask the question. Captain Avery said no offense taken. I appreciate it.

Chairman Maddox didn't think anything less than you're asking a question. Unfortunately we don't live in Mayberry. Unfortunately there are people that...Captain Avery said you just never know in this field what could be your next motor vehicle stop where it happens.

Motion by Selectman Coutu, seconded by Selectman Nichols, to authorize the Police Department to purchase Bullet Proof Vests in the amount of \$27,984 from the Bullet Proof Capital Reserve Account, carried 5-0.

B. Request to advertise for a Part-Time Legal Clerk at Police Department

Chairman Maddox recognized Captain Bill Avery. I know it is not in your packet but it is on my agenda. It's on the table as well.

Captain Bill Avery noted yesterday mid morning I received a resignation letter from our part-time Legal Clerk Deb Anderson. She's going to be moving back to Texas her home State to be closer to her family. It's unfortunate that she's leaving. She was the first person we had hired into that position when the Board had given us that part time position and she hit a home run with it. We're going to miss her tremendously. She did a great job for us. We're requesting to advertise to try to fill her shoes.

Motion by Selectman Coutu, seconded by Selectman Nichols, to authorize the Police Department to advertise for a Part-Time Legal Clerk, carried 5-0.

C. Establishment of a Recreation Department Scholarship Fund

Chairman Maddox recognized Recreation Director Dave Yates.

Good evening. Dave Yates indicated the Rec. Department would like to establish a Recreation Department Scholarship Fund. This first came to our attention when Regina Beals wife of Principal Steve Beals from Alvirne High School approached me one day and said why doesn't the Rec. Department do this. All the other private organizations - Youth Baseball, girls softball do these types of scholarships. My first thought was where would we get the money from that it wouldn't cost the taxpayers anything to do this. I did bring it up at the Rec. Committee meeting and I thought the 50/50 at the comedy nights would be a nice way of gaining funds for this purpose and if we could also establish a Recreation Scholarship Donation Fund. If somebody wanted to donate to this fund and depending on what we get each year, we would determine whether we have one scholarship or two scholarships to award to an Alvirne Senior.

In your package, Mr. Yates indicated we did a cover letter and we a scholarship application that the Seniors would have to fill out through their guidance department every year and then we would establish a Rec. Committee subcommittee to select the person. It wouldn't be just me selecting it. We would have a committee that would select this person. I thought it was a very worthwhile community endeavor.

Selectman Nichols liked the idea and I like your set up showing us what you want to do and what they have to do to get the scholarship. I think more is needed in that field. You'll get a yes vote for me on that.

Chairman Maddox said you kind of threw the Chair a little bit when you said the 50/50. I thought you wanted to split the revenue of the comedy nights. That's why I was confused. You've had those in the past. You've had a 50/50 raffle at them. Mr. Yates said they sell tickets and 50 percent would go back to that person and 50 percent would go into this scholarship put and not the revenue from the comedy night. Chairman Maddox said if we were going to defer revenue, that's a different story. Maybe even some of the dances. Steve Malizia said they're kids. It's not going to happen.

Motion by Selectman Coutu, seconded by Selectman Luszey, to establish a Recreation Department Scholarship Fund with funds raised through 50/50 raffle at Comedy Nights and through any donation specified to be used towards the Scholarship Fund.

Selectman Luszey said it wasn't until you read the motion that it kind of hit me. When we go through the budget every year one of the things we struggle with is the level of funding of the Recreation Department if you will through taxpayer dollars. I'm not opposed to this but I would be opposed if we decrease the amount of revenues that are going to recreation to support this and not the program. In other words if we're going to do this, the Rec. Department wants to up their revenue to cover this. It needs to be a net zero.

Selectman Coutu said why don't you deal with the formality of the revenue and I'll deal with something else.

Steve Malizia said the 50/50 that happens at the comedy nights you buy a raffle ticket, 50 percent goes to the winner of whatever number it is and the other 50 has been typically going to a charity or some other organization like the Hudson Bears, Hudson Youth Baseball. Somebody - one of those organizations gets those proceeds. He never takes it as revenue. Selectman Luszey was good with it because it's a net zero. That's the important part.

Chairman Maddox was sure anybody that's been there we don't even ask we just buy tickets. Great I think that that answers the questions.

Vote, motion carried 5-0.

D. Solar Energy System Tax Exemption

Chairman Maddox recognized Town Administrator Steve Malizia.

Steve Malizia indicated during the budget process, specifically during the Sustainability Committee's presentation, there was discussion regarding the warrant article that was on the ballot last year to enact a solar energy system tax exemption for property owners who put a solar system on their property. That article was defeated by the voters. There was some discussion during the Sustainability Committee's presentation of some sympathy or a request of this Board to come back to see if the Board wanted to either enact an Ordinance or possibly put it back on the warrant for the voters. As you are all aware right now we don't currently ascribe a specific value to solar exemptions. If you put a system on your house, we don't run out from an assessing perspective and up the value. If for some reason your house sells for more for some other reason, we take market value.

Steve Malizia said I was asked to come back and ask to look into could the Board either enact this Ordinance on their own or do they need to go to Town Meeting. Based on our Attorney's review, and you have his opinion and I confirmed it again yesterday just to double check it, this Board could with two public hearings enact an exemption for solar energy systems. The issue right now is we don't tax them. I guess it would be prospective if we ever did. Right now we don't tax someone who puts a solar system or any kind of that sort of thing on their property. With that, you have an option to either do nothing, to send this to two public hearings to enact it, or to forward it to the warrant again for the voters. It's up to this Board what you'd like to do.

Chairman Maddox asked when you talked to the Attorney would this fall under no means no. The voters voted no to this proposition. We're just going around it a different way. Do we have to wait a certain amount of time before we do this? Mr. Malizia said I outlined and articulated all the facts to him. I gave him the Warrant Article from last year. He did not come back and say no means no. He did not come back and say that. I guess if this Board felt sensitive to that, you may want to go back to the ballot. Again it's up to this Board.

Selectman Coutu thought on the no means no Mr. Chairman it pertains to warrant articles that would cost the taxpayer's money. There's no fund involved in this so I think that's what the no means legislation. That was the intent originally is that a warrant article asking to raise and appropriate money...Steve Malizia noted they said no you don't do that appropriation.

Selectman Coutu believed that when the committee on solar energy was here and we discussed that we wished that our directive that they focus more on in terms of sustainability on the energy portion because we pretty much maxed out what we're going to do I think pretty much on recycling. However, we're not going to give up on that. I argued strongly and I feel very strongly that I feel that we should show our support to the Sustainability Committee and not reward them but assure them that even though someone might want to save on their energy cost by installing a solar energy panel whether it's on their roof or in their backyard that they're not going to do so with the fear that at any given time we could have that assessed and include it in our property value and we don't do it but could we do it? Yes we could. I feel very strongly that this is in some way because things can always be overturned later by another board or via petition warrant article. I feel very strongly if someone is going to make that kind of an investment that we should make an effort to assure them that this Board anyway through these public hearings and with our vote of confidence would not tax that individual or those property owners for taking that step. I feel very strongly and if you make a motion that will be my motion.

Motion by Selectman Coutu, seconded by Selectman Luszey, to send an ordinance for a solar energy system tax exemption to the two (2) required public hearings on November 24, 2015 and December 8, 2015.

Selectman Coutu said this motion does not approve it. It sends it to public hearing and we won't make the decision if this motion passes until after the public hearings are held.

Selectman McGrath said I'm not going to support this. I would support a motion to send it to the warrant and let the voters decide again and leave it up to the Sustainability Committee to educate the voters if they so choose if they feel that it's warranted. As far as I'm concerned, the voters voted last year and they made a decision and it failed. I don't feel comfortable at all at this point holding public hearings and then us making a decision. I know how public hearings can go and if it's not talked up enough and there isn't enough interest, we could have two people sitting in the audience or none. I'm just not comfortable.

Selectman Luszey believed this Board muddied the waters last year when we had the conversation about this. I did attempt to make the motion that we basically accept or put into the Tax Code RSA 72:61 which is what we're talking about. RSA 72:62 basically says that each town and city may adopt RSA 72:27 a, an exemption from the assessed value for property tax purposes for purposes owning real property which is equipped with solar energy system defined in RSA 72:61. Last year we had a very long debate as to whether or not we assess or we don't assess that equipment. This Board did not support the warrant. When this Board does not support warrants, they normally don't pass. I believe it was a petitioned warrant article last year.

Steve Malizia said it was petitioned. Ultimately it was recommended 3 to 2 so it did not have a unanimous vote but it was recommended 3 to 2 by the Board of Selectmen.

Selectman Luszey was supporting Selectman Coutu and that is right now today we say we don't assess it yet we really can't say that definitively because I think there's only 2 or maybe 3 installations that I know of here in town. I would have to go and look at their assessed because they haven't been assessed yet.

Steve Malizia noted there's at least two in my neighborhood. One is next door.

Chairman Maddox said there's hundreds.

Selectman Luszey reiterated hundreds? Then I stand corrected.

Chairman Maddox knows the Electrical Inspector that's been pretty much Joe Bourque for the last several months just doing solar installations.

Selectman Luszey said so then we really should get after this and support it otherwise to his point what will stop us from assessing that equipment. Again my argument and I'll state it as I did last year is it's no different than someone putting a new energy efficient furnace in their house. We don't assess that and we don't penalize them for putting energy efficient light bulbs, furnaces, and other equipment in their house yet there's a potential to assess them a penalty for putting solar power in their house.

Chairman Maddox thought Mr. Michaud knows the Board's opinion on this but Boards change I don't disagree. I was opposed to it last year for the fact that it almost sounded like we were going to give them a credit. That's what some solar places are saying. If you put this up, the town will credit you. There's no credit. If you don't tax it, there's no credit. There was a lot of confusion last year. Maybe as part of the preparation for the public hearings if Mr. Michaud could put together how that would work. Again I just don't know how that's going to work. If somebody puts one on their house and we go out and look at it, we don't count that. If somebody comes in and says I have one, there is no credit to be gained because we haven't taxed it. Again just how he's going to handle these if we do push this through.

Selectman McGrath had a question. Can we as this Board make a statement or take a vote to indicate to the Assessor that he is not to assess solar panels as part of the property valuation? Selectman Luszey commented that's what this does. Selectman McGrath said not. That's not what we're voting on now. What this does is it's going back on a vote that was taken by the voters less than a year ago saying that they the voters we are supposed to be acting on their behalf. They didn't want this. Now to turn around and hold a public hearing in this meeting room before us - two public hearings and then for us to take a vote that will likely overturn what the voters did in March. I don't think it's right. If we can accomplish the concern about taxing solar panels which is from what I'm hearing, that's the concern. We don't do it now. There's no indication that we're going to do it but if we can make a statement that we are not going to do it and we're going to send that information off to the Assessor, then that accomplishes - it recognizes what the voters did in March and it's recognizing the concern of people that seems to be invalid.

Chairman Maddox though, again, if you could just double check on the no means not but Boards change. I think with this is trying to do is put into writing that this Board by public ordinance is going to not tax those solar panels. Again I'm kind of with you. I'm having a little trouble with the no means no. I understand that you are saying it doesn't involve money but it does indirectly with taxes. Again we can clear that up before. I'm going to vote for this motion so we start the process but there are probably some questions to be answered and I think that Mr. Michaud as I understand it has not been taxing them. Steve Malizia said that is correct. Chairman Maddox said he's not been assessing them. He's not putting that value of whatever that equipment is on the roof or wherever it may be into their tax total package. Again I think we just need to have some sort of idea of what the procedure would be.

Vote: Motion carried 4-1. Selectman McGrath in opposition.

E. Sale of Tax Deeded Property at 6 Bear Path Lane

Chairman Maddox recognized Town Administrator Steve Malizia.

Steve Malizia indicated at the end of July, the Board took a tax deed for an unoccupied house on 6 Bear Path. There is a required notification period of former owner, former lien holders. That period will be expiring at the end of this month. In order to try to get ahead of it a little bit, I wanted to bring this to the Board's attention to see if the Board wanted to possibly enlist the services of Ms. DiBernardo who is handling some other real estate for the town or if the Board would like me to go out and do an RFP do get a different realtor to sell this property by realtor. I don't think this is one you want to sell by sealed bid or public auction. It's a 3 bedroom home on Bear Path. It's been secured. I've had someone gone in and basically clean it so it's in decent shape. I would assume it would bring close to market value. Of course we only get to retain our costs, our interest, and what not which that number might change because the real estate commission would be involved. What I wanted to do is get the ball rolling so that if you wanted me to work with Ms. DiBernardo she could come back with a recommended listing price. If you wanted me to get someone else, I could do an RFP to solicit another realtor. Again I was trying to get ahead of it. This will be eligible to be sold after the end of this month.

Selectman Nichols liked the idea of rehiring the same woman that we have. She's been doing pretty good so far. I don't see any fault there. I would approve that.

Motion by Selectman Coutu, seconded by Selectman Nichols, to hire DiBernardo Real Estate for the sale of tax deeded property located at 6 Bear Path Lane, carried 5-0.

Steve Malizia said we will come back with a recommended listing price for the Board so you can bless it.

F. Revenues and Expenditures

Chairman Maddox recognized Town Administrator Steve Malizia.

Steve Malizia indicated we are 33 percent through the year or one-third through. I personally don't see any cause for alarm. Obviously it's early in the year and we haven't hit the winter months. I think things are looking fairly positive from an expenditure perspective. You'll look its a little higher percentage. Because we do encumbrances for things like the trash contract and legal services and what not, so I don't see any issues at that point. Motor vehicle revenue continues to do well. I believe it was at 38 percent. If you look at it linear, we should be at 33 percent. I think that is strong for us. If I'm not mistaken, we bumped it up next year. Ambulance is doing well. Again that's a month behind. Even interest shows some signs of life. Not a lot but certainly better than it has been in the past. Overall we're in pretty good shape so far.

Selectman Luszey had one quick question. If you go down and take a look at the IT line item, they're all except for some of them were zeros are in the 30s, 40s, 70 percent. Is that because there was purchase of equipment of something? Steve Malizia asked are you talking like all the 77s, all the ones in the various departments. Ms. Nute I think buys one big purchase and brings it out at the beginning. She keeps some stock or some inventory. Selectman Luszey said we should start seeing that average out to the current..Mr. Malizia said at some point time in the year you should see that average out. Like the trash, you'll see that looks over expended. It's not going to be because of encumbrance.

9. OTHER BUSINESS/REMARKS BY THE SELECTMEN

Town Administrator - Some projects are wrapping up. I don't know if folks have noticed but the Library Street Lights - that's wrapping up. It should be done by the end of the month I believe. They're working on the signals. They should be changing out the main box and I believe the backups are in place. Pelham Road Bridge should be again done. That's been open to traffic two way. They're just doing the cleanup. They're going to be doing the rest of the slope and the grading there. I think that looks pretty good. I believe the train station at Benson Park has been painted or is in the process of being painted and the decking is being put on. I sent a brief e-mail. We

had lost some water in the 111 section of town. It appeared to be something with the Windham Road booster station. Jess Forrence our Highway Superintendent out with Pennichuck and resolved whatever the issues was, got the water pressure back up. I wanted to let you all know. We put it on the web page, HCTV. We alerted the media. I don't know if any of them ran it but we just wanted to get the word out. I'm sure they'll be doing a diagnostic what exactly happened and what might need to be fixed if there's something that needs to be fixed.

Chairman Maddox noted it's a good lead into our December workshop on water.

As far as Steve Malizia knows right now, I spoke to the Fire Chief and made sure he was alerted so that they could take their emergency precautions. I spoke to the Road Agent so we're all working together to make sure that we had folks on the ground and the Fire Department was aware of it in case it was an emergency. As far as I know, water pressure should be restored. Some folks at the far end of it may take time to get the pressure up. You can just slam the dial back on because you'll probably blow out people's meters. It took a little time to bring it back up but it should be resolved.

Selectman Coutu said I checked just before coming to the meeting and apparently everything within two hours was resolved. The people in that area of town I think the water pressure is stabilized throughout everything that is fed on that line. It was Mr. Malizia's understanding Kevin said it should have been back up within an hour or so. Selectman Coutu said the citizens in that area of town are impressed on how quickly they were able to fix it. Mr. Malizia said we did try to get the word out because we had a bunch of phone calls slamming us at 4 - 4:30 this afternoon and you try to do the best you can but we did put it out on the appropriate media and HCTV. Selectman Coutu commented at 5:30 we were looking real good to a lot of people. Mr. Malizia believed that's been resolved.

Selectman Luszey - The only thing I have this evening is this week is Operation Care for Troops largest packing. We have been collecting and we've got about 3 ½ tons of material that we will be moving into the National Guard's Armory over in Nashua Thursday morning and we'll be packing roughly about 3,000 boxes. Everyone that contributed we thank you and let's remember today is the birthday of the United States Marines. Don't forget to say thank you to a Veteran tomorrow.

Selectman Coutu - I wanted to say I was perusing the paper today and I find it a little embarrassing for us as a town that we don't do anything special even if it was just a half an hour to honor our Veterans on November 11th every year. Most municipalities do through no fault of our own. However I would want to express the same sentiment as Selectman Luszey. I know that a lot of merchants - my company is one that does - thank all of the people who work for us who serve in the military and we give them a little something to wear tomorrow so that people are aware that they're Veterans. Please take the time to say thank you to every Veteran. These people have devoted a portion of their life away from their family, away from their community to serve our country. Many of them came back. Many of them did not and many came back wounded and with mental disabilities as a result of their service. Please take the time and the effort to say thank you.

Selectman McGrath - I have nothing to report. Just to echo the same sentiments of my fellow Board members that tomorrow being Veterans Day and as the daughter of someone who served - my father served in WWII along with two of his brothers at the same time. His remaining brother served in other military actions. I understand the sacrifices that are made and I certainly appreciate it every day I recognize that.

Selectman Nichols - I just have a couple of things I'd like to say. I did see the new paint on the train station. It's not as bad as I thought it would be. It's not great but it's not as bad as I thought it would be. It's yellow and kind of bright but it's not bad. I can handle it I guess. I imagine other people can because it's not really down in the park.

Another thing Selectman Nichols noted is I will echo everything that my other Board of Selectmen said about our Veterans. We have family that was in WWII. We have some that have been in Afghanistan. We have some that have been in Iraq. I just want to thank you to every single person, every Veteran that served from way back when. If you're around, my thoughts and prayers will be with you tomorrow. Thank you.

Selectman Maddox - The Chair of course all of those comments. I think that unfortunately people think that freedom is free. They get to live in a country where we can do incredible things and we have men and women sacrificing a lot to get us that privilege.

There is a letter here. We all got an e-mail from Donna about Senator Ayotte is having a representative here. There's four items here - Affordable Care Act; the utilization of funds - why does it cost us triple what it would cost us to do if we utilize federal funds; opposition to the proposed Kinder Morgan pipeline; and help in getting the circumferential or parts thereof. With that I'll pass this around. If you have any remarks just put them on there. Rather than just this person is coming and sit down here for an hour on the 13th. On Friday the 13th they'll be here from 10:30 to 11:30. If you do want to come down and talk to Kelly Ayotte's representative, that person will be here. We just thought it would be more documented if we put this in writing rather than just sending somebody down to say something to them. I know you've done that in the past.

Steve Malizia agreed. The last time it was a gentleman Christopher Connelly who works for the Senator. He's a mature individual. I think he's a retired Police Chief from somewhere. The Finance Director and I spent probably a half hour with him going over the Affordable Care Act and some of the major flaws that we saw in it and asked for their consideration. I'm sure Senator Ayotte is on our side already so we're probably preaching to the choir but there was definitely some issues specifically with the Affordable Care limits or the numbers that they had. In other words, the premium numbers. Needless to say, they're higher in this part of the country than they are in the mid west because we are a higher cost area and there's no price differential for being out in Iowa versus New Hampshire or Boston. At a minimum, we expressed our concern with that and I believe the representative definitely heard what we had to say. I would again state that she's probably looking at the Affordable Care Act and the flaws that are already in it. Yes we have spoken to her. Just to let everybody know, it is open to the citizenry. It's not just for us. If the average citizen wants to come in, that's what this is for. They can come in and express the complaint, a problem, and issue and that representative will listen to them.

10. NONPUBLIC SESSION

Motion by Selectman Nichols, seconded by Selectman McGrath, to enter Nonpublic Session pursuant to RSA 91-A:2 I. (a) Strategy or negotiations with respect to collective bargaining; 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; and (b) The hiring of any person as a public employee, carried 5-0 by roll call.

Chairman Maddox said Nonpublic Session is being entered into at 7:45 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 Maddox resumed open session at 8:36 p.m.

Motion by Selectman Nichols, seconded by Selectman McGrath, to extend Fire Department Dispatcher John Collins' probationary period for another month until December 24, 2015, carried 5-0.

Motion by Selectman Coutu, seconded by Selectman Nichols, to promote Lieutenant James Paquette to the position of Captain, a non-exempt position, in accordance with the Police, Fire and Town Hall Supervisors Contract, Step 1, with an hourly rate of \$33.5714 effective November 29, 2015 as recommended by the Fire Chief, carried 5-0.

Motion by Selectman McGrath, seconded by Selectman Luszey, to promote Firefighter Eric Lambert to the position of Lieutenant, a non-exempt position, in accordance with IAFF Local 3154, Step 1, with an hourly rate of \$24.26 effective November 29, 2015 as recommended by the Fire Chief, carried 5-0.

Motion by Selectman Coutu, seconded by Selectman McGrath, to authorize the Fire Chief to utilize the Firefighter hiring list established in August 2015 and hire Erik Smith for the position of Firefighter/AEMT in the Fire Department at the contracted starting salary rate of \$18.98 per hour (Step 1) effective on or about December 6, 2015. 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 Luszey, to schedule a hearing within 30 workdays for the Step 2 Grievance, carried 5-0.

11. ADJOURNMENT

Motion to adjourn at 8:39 p.m. by Selectman Nichols, seconded by Selectman Coutu, carried 5-0.

Recorded by HCTV and transcribed by Donna Graham, Recorder.

HUDSON BOARD OF SELECTMEN

Richard J. Maddox, Chairman

Roger E. Coutu, Selectman

Pat Nichols, Selectman

Marilyn McGrath, Selectman

Ted Luszey, Selectman