

HUDSON, NH BOARD OF SELECTMEN  
Minutes of the April 9, 2013 Meeting

1. CALL TO ORDER - by Chairman Maddox the meeting of April 9, 2013 at 7 p.m. in the Selectmen's Meeting Room at Town Hall.

2. PLEDGE OF ALLEGIANCE - led by Selectman Coutu.

3. ATTENDANCE

Board of Selectmen: Rick Maddox, Nancy Brucker, Roger Coutu, Ted Luszey, Ben Nadeau (arrived at 7:05)

Staff/Others: Stephen Malizia (arrived at 7:53), Town Administrator; Donna Graham, Executive Assistant; Road Agent Kevin Burns, Recreation Director Dave Yates

4. PUBLIC INPUT

Chairman Maddox asked if 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

A. Resignation

Milly Lacoy

Motion by Selectman Coutu, seconded by Selectman Brucker, to accept the resignation of Milly Lacoy as a member of the Recycling Committee with the Board's thanks and appreciation, carried 5-0.

B. Nominations and Appointments - Interviews

1) Recycling Committee - (1 vacancy, 1 alternate term to expire 12/31/2013)

Tianna Begonis (Teeanna Bagonis) (incumbent member)

Tianna Begonis, 90A Greeley Street. I'm looking to be on the Recycling Committee. Chairman Maddox asked if Tianna had anything for the Board on why you want to be on. Tianna said that she's already on there and she's working on something that I wanted to start in the first place - roadside cleanup for Greeley Street and Hyland Street. I wanted to continue on doing what I'm doing.

Selectman Coutu indicated that Tianna has served. She is an incumbent to the position and as they all know because Leo reminds them, I watch of the meetings, I know that Tianna was very excited about this road cleanup project. It's hands on. It's not an easy task as we all know. I know firsthand that bending over picking up rubbish, and putting it in plastic bags, and collecting it is not only tedious but it's tough on the legs and tough on the back.

Motion by Selectman Coutu, seconded by Selectman Brucker, to suspend the rules and nominate and appoint Tianna Begonis as a member to the Recycling Committee with a term to expire 4/30/2016, carried 5-0.

Chairman Maddox asked for an update on the cleanup. Tianna said it is April 21<sup>st</sup>. That is a Sunday. It's from 12 p.m. to 3 p.m. and we'll be meeting at the corner of Greeley Street and Route 111. I believe we'll be meeting at Greeley park and they'll be parking at the Boy Scout Grange and the First Baptist Church parking lot too.

6. CONSENT ITEMS

Chairman Maddox asked if any Board member wish to remove any item for separate consideration. Seeing none.

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

A. Assessing Items

- 1) 2012 Blind Exemption - Map 174, Lot 237, w/recommendation to approve
- 2) Current Use - Map 249, Lot 2, w/recommendation to approve
- 3) 2012 Tax Abatement - Map 138, Lot 31-1, w/recommendation to approve adjustment
- 4) 2012 Tax Abatement - Map 156, Lot 6-49, w/recommendation to approve adjustment
- 5) 2012 Tax Abatement - Map 175, Lot 34-7, w/recommendation to approve adjustment
- 6) 2012 Tax Abatement - Map 165, Lot 53, w/recommendation to approve adjustment

B. Water/Sewer Items

C. Licenses & Permits

- 1) Raffle Permit - Hudson Fish & Game, Inc.

D. Acceptance of Minutes

- 1) Minutes of the March 5, 2013 meeting
- 2) Minutes of the March 26, 2013 meeting
- 3)

E. Calendar

- 4/10 7:00 Planning Board - Buxton CD Meeting Room
- 4/10 7:00 Benson Landscape Cte - BOS Meeting Room
- 4/11 5:00 Sewer Utility Cte - BOS Meeting Room
- 4/16 7:00 Cable Utility Cte - BOS Meeting Room
- 4/17 5:00 Water Utility Cte - BOS Meeting Room
- 4/17 7:00 Senior Affairs Cte - Buxton CD Meeting Room
- 4/18 7:00 Benson Park Cte - BOS Meeting Room
- 4/18 7:30 Budget Cte - Buxton CD Meeting Room
- 4/22 7:00 Recycling Cte & Energy Cte - Buxton CD Meeting Room
- 4/23 7:00 Board of Selectmen - BOS Meeting Room
- 4/24 7:00 Planning Brd - Buxton CD Meeting Room
- 4/25 7:30 Zoning Brd of Adjustment - Buxton CD Meeting Room
- ~~4/25 2:45 Trustees of Trust Fund - Buxton CD Meeting Room - cancelled~~

7. OLD BUSINESS

A. Earth Day - roadside cleanup - Recycling & Energy Committees

Chairman Maddox recognized Leo Bernard, Chairman of Recycling Committee.

Leo Bernard indicated he was here to give an update on the roadside cleanup. I have Tianna here who I put in charge of it. Tianna has contacted the Police Department like you asked and the Chief says he's okay with everything. She's also talked to Kevin Burns and he's okay with everything. He's going to give her the bags. I'm going to buy some clear bags for recycling. Kevin is giving us some black bags for trash and road signs. Chairman Maddox asked if they were barricades so that people know that you're out there. Tianna said yes. Chairman Maddox also asked if they were going to have vests. Leo said yes.

Selectman Coutu asked if the Police Department was notified. Leo said yes.

Motion by Selectman Brucker, seconded by Selectman Luszey, to approve roadside cleanup of Greeley and Highland Streets on Sunday, April 21, 2013, from Noon until 3:00 p.m.

Chairman Maddox asked if this date was rain or shine. Tianna said yes. Chairman Maddox asked Mr. Bernard to get the information on cable so that everybody knows. The more people the more stuff you can pick up.

Vote: Motion carried 5-0.

B. Public Hearing - To adopt the modifications to Hudson Town Code, Chapters 142 and 270 to combine Sewer and Water Utility Committees into a Municipal Utility Committee

Chairman Maddox indicated that we talked about taking the two boards with 5 members and consolidating it into one board with 7 members. Both of which have common members. The other thing we needed to work out is the start date of this. I have tentatively put in May 8<sup>th</sup> so that they could have their regular meetings this month apply and we'd appoint them before the May 7<sup>th</sup> meeting. The terms we could then workout the logistics of 2 year terms and all that.

Chairman Maddox opened the public hearing at 7:10 p.m. Does anyone in the audience wish to speak on this item?

Leo Bernard - 3 Bungalow Ave. I have a few questions. When we combine these what date are they going to be meeting on? Is it going to be the Thursday or the Wednesday? Chairman Maddox said that is something that I would hope that the two committees would work out during their April meetings and they could work out whichever works out better for the majority. That's the day it will be. They are still scheduled to meet this month. So we can still have their regular business done and then we will appoint on May 7<sup>th</sup> the terms to start May 8<sup>th</sup>. It should all work seamlessly. If we appointed them effective today, there is no committee and no date so that is the plan.

Chairman Maddox closed the public hearing at 7:12 p.m.

Motion by Selectman Luszey, seconded by Selectman Nadeau, to adopt the modifications to Hudson Town Code, Chapters 142 and 270 to combine the Sewer and Water Utility Committees into a seven (7) member Municipal Utility Committee of which three (3) members do not have to be served by either Town water or sewer effective May 8, 2013, carried 5-0.

8. NEW BUSINESS

- A. Public Hearing - to accept a donation of approximately \$220,000 from the Hudson Seniors Council on Aging

Chairman Maddox recognized Selectman Luszey and seniors.

Selectman Luszey indicated that as many of the watching public and of course all of us here know that the Council on Aging has been working for...Lucille Boucher said since 1992...Selectman Luszey said since 1992 raising money to go towards the building of a Hudson senior center. The last three years, the Town has had warrant articles where the voters were asked to put monies into a capital reserve fund to help with that along with the use of the franchise fees from the cable center to build a dual use building. This year at our last Town Election, a warrant article was on the ballot to release the funds should it pass from those capital reserve funds, raise an additional \$117,000, and it was dependent upon the donation of approximately a little over \$305,000 from the Council on Aging. It is with much pleasure that I'm here tonight to request this Board to accept the donation of the first part of that donation from the Hudson Council on Aging of \$220,000.

Chairman Maddox asked the members of the organization to state their names for the record. I've seen a lot of these faces for a long time working on this issue. Andy Renzullo - I'm the Chairman on the Board of Directors of the Hudson senior Council on Aging. Lucille Boucher - I'm also the President of the Council. Dan Zelonis - Treasurer. Pat Nichols - Secretary. Chairman Maddox indicated that we've seen these people for years. The dedication is amazing. I do need to hold a public hearing.

Chairman Maddox Open the public hearing at 7:15 p.m. Does anyone in the audience wish to speak on this item?

Pat Nichols said she speaks in favor of the Friends of Hudson Senior's donation to the Town of Hudson for the purpose of constructing a dual use senior center/cable TV facility at Benson Park in the amount of \$220,000. This donation will help provide a home for all Hudson seniors and was earned with the help of everyone since 1992 that purchased a hot dog, a brownie, a bag chips, a raffle ticket, a donation of any kind no matter how large or small, and the voters of Hudson who approved the warrant article at the election on March 12, 2013. I recommend that the Board of Selectmen accept this donation on behalf of all Hudson senior residents. Thank you.

Chairman Maddox closed the public hearing at 7:16 p.m.

Motion by Selectman Luszey, seconded by Selectman Nadeau, to accept a donation of \$220,000 from the Hudson Senior s Council on Aging to be used for the construction of a dual use senior center/cable TV facility.

Selectman Coutu indicated in appreciation for all of the hard work that you have done over these years, it's finally happening. God bless you for all the work you've put into this. I hope that you're going to proud of the building that these funds will erect. Lucille Boucher was sure she will. Selectman Coutu couldn't wait to see you at the ribbon cutting. Thank you Mr. Chairman.

Chairman Maddox thought that covers the sediments of the Board. Again, this has been a long time coming. I think I moved to Hudson 25 years ago and there was talk about it then. It is amazing how long it has taken.

Selectman Luszey stated this past year I was given the opportunity to spearhead the charge if you will to have the building designed. We had a conceptual drawing that's been around for a number of years. It was last year that we actually put the drawings on paper with a goal directed by this Board to come in under the \$2 million figure. I want to say that there's a number of people from both the Council on Aging and the Cable TV Committee that worked an awful lot of hard hours with the Town Engineer's Department and the architect to actually deliver a building that not only met all the needs but also met the goal of the cost for the building and I want to thank them.

Selectman Nadeau also thanked the Hudson seniors and the Hudson Council on Aging. For many years, it's been a dream of the Hudson seniors to have a facility. We've gone through many proposals, many long nights of arguing trying to figure out how we were going to fund this, and it is excellent to see that this is finally coming together. In 1993 I started on the Budget Committee. I started working with the Hudson seniors back then going to different things, trying to get some ideas of where we wanted to go and what we wanted to do. There were concerts that were held through the high school to raise funds for this. I think it's been a great effort for the Town to get a great project for the Town to get this done. I'd like to thank you again.

Selectman Brucker said how proud I am of all of the work that you've done and how proud I am that Hudson is now is going to have a wonderful senior center. Many of my friends live in towns where they have senior centers and they brag about them. I'm so glad that we're going to have one here. I thank you for all your work.

Lucille Boucher indicated going back the first person I talked to about this was Shawn Jasper way back and when Mr. Blake was the administrator.

Vote: Motion carried 5-0.

Chairman Maddox told Selectman Luszey that since he spearheaded this operation for us, I would ask that you accept the check on behalf of the Board of Selectmen and the Town.

Lucille Boucher said they were not through yet. We're still working on donations for furniture for the center. As part of this, Chairman Maddox said there is a letter that we received that said that the balance of the monies that was promised will come in September. Selectman Luszey said the monies will come in at the end of September/October. Mr. Zelonis indicated by the end of September the balance will be brought forward.

As you know, Selectman Maddox indicated that we sent out the bid package and we received them back. The Town Engineer is reviewing the bids and I believe there are copies of the receipt of the bids in your package tonight. Selectman Coutu said he had a copy because he was at the bid openings. Selectman Luszey stated it is available upstairs if you want to take a look at it. On the 23<sup>rd</sup>, the Town Engineer will be coming forward to make a recommendation for the awarding of the contract. With that, I'd like to make a motion.

Motion by Selectman Luszey, seconded by Selectman Coutu, to hire Bernie Manor as the senior center/Hudson cable TV Clerk of the Works as a temporary part-time employee at a rate of \$25.00 an hour with a work week of not to exceed 24 hours.

Selectman Luszey indicated the reason I'm for this particular motion is I'd like the Clerk of the Works to start at the acceptance of the contract so that we have a person that will be managing the project. It is part of the bid package. For Bernie to act as our agent in this position, we the Town need to hire him as a temporary employee so that he's covered by our liability insurance.

To Selectman Coutu's second, I've come to know Bernie Manor over these past several years. Anyone who has seen the work that was done at the Rodger's Memorial Library of which he was the Clerk of the Works and volunteered many, many hours on that project. I suspect that he will volunteer over and above what he may be paid for a lot of hours on this project. He's proud of the way this has come around. We've had conversation. He looks forward to having his hands tied on this project so he doesn't have to absorb a lot of other projects besides all of the other committee assignments he has. I couldn't think of a better person to have watching over a project that is near and dear to all of our hearts than Bernie Manor. I'm so glad that he's willing to accept the position. Thank you for nominating him Selectman Luszey.

Selectman Nadeau has had plenty of pleasures to meet Bernie on many different sites through the Town. I am very, very confident that Bernie will do an excellent job overseeing this project and the Hudson cable TV and watch out for the best interests of the Town. I'm very happy to see that Selectman Luszey nominated Mr. Manor to have that position.

Just for clarification, Selectman Luszey said for the viewers this particular position will begin upon the award of the contract and will expire upon the completion of the building.

Vote: Motion carried 5-0.

Chairman Maddox thought we also want to say that the bids came in less than what we were expecting. Selectman Coutu was at the bid opening. All of you were either working or could not make it for some other reason. I will say without giving any figures or contractors, I'll leave that to Patrick because his department is still evaluating all of the numbers to make sure that everything is in sync with what has been presented. It appears that the bids were not that far apart and we should come in below the \$2 million. I think we're reasonably confident that that would come to fruition. Again, let our Town Engineer have an opportunity to tighten this up and then come back and make a formal presentation. I think we're going to do very well. The contract I will say who appears to be the low bidder is well known and comes highly recommended.

Chairman Maddox wanted people in the audience to understand that we have gotten the bids and they are better than what we budgeted for.

B. 2013 Public Utility Valuation Contract - Appraisal of Public Utility Property George E. Sansoucy, P.E., LLC

Chairman Maddox recognized Selectman Coutu.

Selectman Coutu indicated that Mr. Sansoucy is well known to this Board in that he has done the utility evaluations for quite some time for this Town. The contract for Mr. Sansoucy will cover the annual process of updating appraisal values of public utility properties. The contract is for George E. Sansoucy, utility appraisal consultant. He has been doing that since 1992. We have won with him every utility value property tax case in that time period. He has won every case that has been filed against us. The 2012 assessed value of public utility property was \$117 million plus dollars on a net base valuation of \$2.5 billion plus. The contract represents a sole source bid details should be in the Memo that we received from him relative to Mr. Sansoucy hopefully getting the contract.

Motion by Selectman Coutu, seconded by Selectman Brucker, to approve and sign the "2013 Public Utility Valuation Contract" as recommended by the Assistant Assessor in an amount not to exceed \$12,000, carried 5-0.

C. Appraisal Defense Contract - Fairpoint Communications Property Tax Appeal

Chairman Maddox recognized Selectman Coutu.

Selectman Coutu indicated that the appraisal defense contract - Fairpoint Communications property tax appeal - the purpose of this appraisal defense contract is to establish some cost containment criteria and this contract would be not to exceed \$5,000 for using George Sansoucy as our appraisal expert on the tax case involving the 2011 assessment of Fairpoint property. I don't know if you remember that they had filed an appeal on that appraisal last year. The property is under appeal through the State. It is essentially consolidated at this point with the Merrimack County Superior Court. Jay Hodes is our attorney of record. There have been organizational meetings amongst attorneys as well as Mr. Sansoucy who represents 35 communities from an appraisal perspective on this Fairpoint Communications type of appeal. The discussions will hopefully lead towards some conclusion on how this case will move forward the settlement, parameters, etc. This is basically he will give the expert testimony that maybe required in this case. The testimony fee will not exceed \$5,000 and hopefully if Jay Hodes takes this to conference, we will be able to settle it without Mr. Sansoucy's testimony in the event that we need it. Again, I remind you that Mr. Sansoucy has not lost a case at any time he's given expert testimony on behalf of the Town in an appeal situation.

Motion by Selectman Coutu, seconded by Selectman Brucker, to approve the "2011 Appraisal Defense of Fairpoint property assessment" contract with George E. Sansoucy, P.E., LLC, for a sum not to exceed \$5,000 as recommended by the Assistant Assessor, carried 5-0.

D. Library Park Lights

Chairman Maddox indicated that this item has been withdrawn at this point. They're still in the preliminary stage. We will bring that up at a later time.

E. Engineering Department - Request to hire two Summer Interns

Chairman Maddox recognized Town Engineer Patrick Colburn.

Thank you very much Mr. Chairman and members of the Board. Patrick Colburn, Town Engineer. For years the Engineering Department has employed 2 summer interns. They are responsible for much of the work that's been done in terms of mapping our infrastructure, our storm water system, our sewer system, and our water system. We would like to welcome back two summer interns from last summer. One of them is still in the undergraduate program at UNH. The other is graduating from that program and moving on to the Masters Degree program. The work that we hope to accomplish will continue to advance the mapping that they have been working on in years past. The Highway Department has reviewed their work and has some comments, suggestions, some areas that require some additional mapping and rechecking. We would like to add all of the service information for the sanitary sewer and water utility to the maps because currently that information is scattered between the Highway Department and Pennichuck Water Works and not held in the Engineering Department. Liberty Utilities has committed to providing the Town with some gas main information that we would like added to the infrastructure maps. The US EPA is preparing to issue a new general permit maybe this May or this summer by the time it's actually hitting the road. That is bringing with it some new requirements for additional mapping. Mapping that we haven't contemplated to date. Open channel conveyances, roadside ditches, and things of that sort will all need to be added to those infrastructure maps. In addition to the mapping effort, we hope that the interns will assist in what appears to be a busy construction season in terms of construction inspections for our department. They provide a great value for the work that we get.

To that end, Chairman Maddox added that having seen both of these gentlemen, they are amazing what they can do with that CAD system. We've got a lot of value for what we have spent on our interns to get our infrastructure mapped. They're out with the GPS unit tracking all kinds of infrastructure items as well as like at Bensons. They've done a lot of the work with the trails. I'm sure they can help Conservation this year with some of their needs as far as continuing the trail mapping that we're doing within the community. This is money well spent.

Motion by Selectman Nadeau, seconded by Selectman Luszey, to hire returning Summer Interns Ryan Houle at \$12.50 per hour and Dan White at \$13.00 per hour from approximately May 26, 2013 to August 31, 2013 for 40 hours per week.

Selectman Coutu asked to remove the word "approximately" in the motion. Chairman Maddox asked when they could start. I guess it's their school schedule. Mr. Colburn indicated that's exactly what it is. They anticipate being able to start right around Memorial Day. I think school is scheduled to start Labor Day but they might want to have a week off in between their internship and starting back to school. Chairman Maddox asked for the date that we could fill in there that would get rid of the approximately. Selectman Coutu said from May 26 to August 31. If they're available, they're available. If they're not, they won't get paid. Chairman Maddox indicated they would remove "approximately".

Motion by Selectman Nadeau, seconded by Selectman Luszey, to hire returning Summer Interns Ryan Houle at \$12.50 per hour and Dan White at \$13.00 per hour from May 26, 2013 to August 31, 2013 for 40 hours per week, carried 5-0.

F. Highway Department - Replacement Pickup Trucks/Plows

Chairman Maddox recognized Road Agent Kevin Burns.

Good evening. As you're aware, Kevin Burns said the Highway Department came in level funded. As you may not be aware, the Highway Department has come in level funded for approximately 10 years now. What we try to do every year is to not ask for additional funds. We try to strategically move the funds to where they're needed the most. With a zero increase budget, the default budget

doesn't have a big affect on us other than the fact that it moves money inside of the budget to where it's not needed as much as it was last year. The bid replacement that we had this year was the lease purchase of 5 pickup trucks. With the default budget, that funding was taken away and funding was put back into project that we've already completed.

The trucks Kevin said he's looking to replace have on average 230,000 miles a piece. The oldest one is a 1985. When they get to the end of their life, I try to coax them to the finish line. We stop putting repairs to them. Don't want to keep spending good money after bad. These trucks are bad. They need to go. I'd like your permission to continue with the process that was approved by yourself and the Budget Committee and replace the trucks out of existing funds. I'm not looking for additional funds. I'm looking to use existing funds.

Selectman Nadeau asked if the Chairman wanted him to make the motion with the line items in it. Chairman Maddox thought we have to do this in two parts. I think we have to transfer the monies that are referenced in this motion. What it says there is it will be for all 5 years. That's not what we want to do number one. Number two, that's not what we're going to buy these vehicles out of. We're going to actually buy it out of large equipment or whatever line item you're going to use. I think we need to transfer these monies to that line item and then go forward and least the trucks. Otherwise, you're going to lock this into these accounts for 5 years as well as you don't want to buy them out of these accounts because it will skew our reporting. If you would, take those accounts and transfer it to...Ms. Graham interrupted and asked if they could just say "to the appropriate cost centers"? Chairman Maddox indicated that would work too.

Motion by Selectman Nadeau, seconded by Selectman Luszey, to transfer cost center 552-104 for the amount of \$12,480; cost center 5553-205 for \$19,000; and cost center 5562-403 for \$10,085.37, for a total of \$41,565.37, to the appropriate cost center, carried 5-0.

G. Highway Department - Award of Bid for the Lease Purchase of Five Replacement Pickup Trucks

Chairman Maddox recognized Road Agent Kevin Burns. Kudos to your mechanics to keep these 5 trucks on the road for one million plus miles. These are snow plowing vehicles. These aren't just pickup trucks carrying light loads. They're plowing snow for all these years. Again, kudos to their ability to keep these running. You're right. Why spend good money to keep these running when they're done. The next part of this would be you have a program to lease these 5 new trucks.

Kevin Burns said he had to piggy back this because we're running out of time. The bid expires April 19<sup>th</sup>. I would recommend we go with Grappone Ford. Its State bid price. The price has actually come in \$7,400 lower than we had anticipated.

Chairman Maddox said here's where it's going to get a little fuzzy.

Motion by Selectman Brucker, seconded by Selectman Luszey, to authorize the lease purchase of five replacement pick-up trucks of various configurations with snow plows at the State bid price from Grappone Ford in Concord for \$187,847 over a five (5) year lease, each annual payment of \$41,565.37, carried 5-0.

H. Town Wide Paving Contract

Chairman Maddox recognized Road Agent Kevin Burns.

Kevin Burns stated that Brox Industries has offered again this year to extend our paving prices. This will give us 4 years in a row without a paving increase per ton and it also carries the same price for our milling work and our reclaiming work. My checking around to other towns, even last year, we were on average around \$5 per ton lower than any of the surrounding communities or the Road Agents I spoken to. So we had a very good deal last year. I think we have an even better deal this time. The last bid that we did Brox was \$50,000 cheaper on a \$350,000 bid. If I was to carry those numbers out to the dollar figure we have today, it would equate to \$118,000 cheaper. I think it's a very good deal.

Motion by Selectman Nadeau, seconded by Selectman Brucker, to approve the extension of current town wide paving prices with Brox Industries to include item 306 - reclaimed stabilized base at \$1.36/s. yd; item 403.11 - HBP by Machine at \$67.48/ton; and item 417 - cold planning at \$1.35/s.yd, carried 5-0.

I. Acceptance of a grant from the New Hampshire Highway Safety Agency - "Hudson Tire Deflation Devices (3)" in the amount of \$1,440 - State will fund \$720 and Town to fund \$720

Chairman Maddox recognized Chief Jason Lavoie.

Good evening. Thank you Mr. Chair. Chief Lavoie stated the timing of this grant is actually pretty well seeing that we are short a few tire inflation device systems. We would ask the Board to allow us to continue with this project as we do have to purchase these anyway. To receive a grant that will pay for half of it is certainly worth it for the community.

Motion by Selectman Brucker, seconded by Selectman Luszey, to authorize the Hudson Police Department to accept the "Hudson Tire Deflation Devices (3)" project awarded through the New Hampshire Highway Safety Agency in the amount of \$1,440.00, which the State will fund \$720 and the Town will fund \$720.

Selectman Coutu asked if we already approved this. I can remember you specifically asking what is a tire...Chairman Maddox said it was to request the grant.

Chief Lavoie indicated the public hearing is over \$5,000. We have to do this. This is only for \$720 technically from the State. Normally what happens is a few years ago I started putting in my budget grants that we get every year. Therefore, I've set up a pattern so we only have to come in here and ask when we get those common grants like the next one I'm in here for. I don't have to come before you to ask us to apply for it. I just have to ask you if we can come and accept it. That's what I'll be doing on the next grant. This grant was one that we were not expecting or anticipating. I have to come before the Board and ask the Board if you would give us permission to go to apply for this grant. This is one of the ones that we were not expecting and it came on our radar so we decided to try and jump on it.

Vote: Motion carried 5-0.

- J. Acceptance of a grant in the amount of \$4,680 from the New Hampshire Highway Safety Agency - "Join the NH Clique" Seat Belt Campaign Project

Chairman Maddox recognized Chief Jason Lavoie.

Chief Lavoie said we asked the Board to give us permission to accept this grant. This is one that we're being asked to participate in via the State. We've been doing this for a number of years now. We are one of only 27 communities that the State asks to participate in this. We set up 6 hour blocks where officers go out and they're looking for seatbelts and compliance with that.

Selectman Brucker said she didn't remember ever seeing this. It must be something that the NH Highway Safety Agency. I didn't know what it was.

Motion by Selectman Coutu, seconded by Selectman Luszey, to authorize the Hudson Police Department to accept the Hudson "Join the NH Clique" Seat Belt campaign project awarded through the New Hampshire Highway Safety Agency in the amount of \$4,680, carried 5-0.

### **Crossing guards**

Chairman Maddox received today that there's a need to advertise for crossing guards.

Chief Lavoie said yes. We've had two recent resignations for crossing guards. We're asking the Board's permission if we can go ahead and advertise to fill those locations.

Motion by Selectman Coutu, seconded by Selectman Brucker, to authorize the Police Chief to advertise for two (2) part time school crossing guards, carried 5-0.

- K. Recreation Fee Schedule Change

Chairman Maddox recognized Recreation Director Dave Yates.

Good evening. Dave Yates indicated during our March Recreation Committee meeting, I brought up to the Committee about reviewing the fees and changing some of the fees based on our costs. You have that schedule in front of you. I have the summer program for out of towners, which is a new item. We've never done this before. Based on your recommendation Mr. Chairman, we are going to offer it for \$300. Each additional family member we suggest that go from \$125 to \$150. Cookouts were \$4 before and we raised that to \$5. Tennis lessons are raised from \$40 to \$50. Lacrosse is a new program and that would be \$125. Fiddle Stix is part of the lacrosse program. That would \$40. We'd raise our travel basketball program from \$50 to \$75 and our invitational basketball tournament which we host every year is \$200 and raise that to \$240. The Rec. Committee had recommended to come to the Board with it and I'm here tonight to see if you'd like to do this.

Selectman Luszey asked how did you come up with the new rates. What was your algorithm? Your trail of thought or were these numbers just kind of...Dave Yates said we're trying to raise the revenue and bridge the gap on the Rec. revenue. The new summer program we felt that should be higher since it's going to be offered to out of towners - a higher rate than what we're charging in town people. Cook outs - just based on costs \$4 to \$5. Lacrosse we charged \$110 this year based on all the costs in registering everybody for USA Lacrosse, the equipment that we had to get. We felt that \$125 and compared to other communities, it is still cheaper than other communities. I think \$125 is a fair rate. Fiddle Stix is based on our other youth programs. They're all \$40. We put that at the same rate of our other youth programs. Travel basketball - \$50 is much too low for the cost of what it costs the Town. We raised that to \$75. Our invitational basketball program is out of towners. That's based on what other towns are charging.

Selectman Luszey said you said it's too low. What was your objective to break even or any of this - each program? Dave Yates said his objective is to appease this Board that is always looking at the revenue. Selectman Luszey understood that. Like the out of towners - let's use that one because it's brand new and you have recommended 300. What is it going to cost the Town for 1 out of towners. Dave Yates asked to answer it in a different way. Based on the past summers if we get 50 out of towners at this rate, that program will be a break even program. That's what we are looking at. Selectman Luszey asked if you have one what does that mean. Does that mean

you break even? Do you lose money or do you make money? Mr. Yates didn't know if we ever lose. We're providing a program to the community and there is a cost for providing programs. I don't think we ever lose because we're providing 500 kids a place to go every summer. Selectman Luszey said an out of towners shouldn't you be covering 100 percent of the costs for an out of towners. Dave Yates said we don't know the numbers of how many children will be coming this year. Selectman Luszey said it wasn't based on that. Mr. Yates indicated that if this Board would like to go to a higher cost, we could go a higher cost. This is all new to us the out of towners.

Chairman Maddox asked to go around a little bit. I think I know where you're heading.

Selectman Nadeau asked how long the summer program runs. Mr. Yates said 8 weeks. Selectman Nadeau said we're capping the out of towners at 50. Mr. Yates said yes initially. I'd like to see what our numbers are. I do not want to turn away Hudson residents for the benefit of out of towners. This is a Town of Hudson program. If our numbers are low and we can maybe after 50 we start a waiting list and if our numbers are low, then we call the waiting list people and say we have a spot for you. Selectman Nadeau asked what the magic number was for resident kids in this program that we've had. Mr. Yates said we get anywhere from 400 to 500 with an attendance of 200 every day approximately. Selectman Nadeau said by adding these extra - and I'm going to say if these out of towners sign up, they're going to be there all 5 days, is 50 on top of our 200 average going to require us to hire more or bring up more CITs? Mr. Yates said no. That's why he thought 50 would be the cap. I think if we went higher than that and our Hudson residents are 500 this year, yes we don't want 600 - 700 kids in the program. We don't have the staffing for it.

Selectman Nadeau said he personally think 300 for and out of towners is a little low. I was thinking like \$325 - \$350. I don't know what the rest of the Board is thinking. For a Hudson resident at \$250, it's a great value. For an out of towners at \$300, it's a steal. I'm just looking to see where the other Board members are looking at.

To Selectman Luszey, it's a mathematical problem. We should know what this program costs. If its \$300 per head to run this program, then that's what we should be charging the out of towners to cover their entire costs. It sounds like we don't know what this program costs us to run. Therefore, we don't know what to charge them.

Selectman Nadeau said it fluctuates day by day by the weather and by the week. Some people go on vacation on the 2<sup>nd</sup> week of the program and I've been there. Last summer I stopped in 3 or 4 times and one time the attendance was high. They had a full complement of staff. Another day it was drizzly and cool out and at noon time half the kids had already gone home. The other half was still there. He allows a certain amount of the staff to go home unpaid. It fluctuates week by week in the payroll. I don't know how we can say...

Dave Yates said based on last year, our revenue to our cost we were \$15,000 less. So basically this program costs the taxpayers \$15,000 last year if you look at what revenue was brought into what the budget was. With 300 if we capped it at 50, we get 50 more children then we're a break even program for the summer program. We can go by past history. That's all I can go by.

Chairman Maddox said he knows it doesn't answer your question Selectman Luszey but, again, this is one of those fluid programs that...Selectman Luszey said there's a fixed cost here. If you run the analysis on it, you can figure out whether it's drizzly out or not because your labor force is flexible. It scales up based on the attendance and it scales down based on attendance. You can actually figure out what the cost to run this program is. Once you do it, you know what your max capacity is of the programs and based on that, you should be able to come up with what the true out of town costs should be so that we are recouping 100 percent of the costs to support an out of town person and not put any additional burden on the taxpayer.

Chairman Maddox said that is not something they have historically have done but I think it's an excellent exercise for this year. If Mr. Yates is tasked with tracking attendance during the summer program, number of counselors, maybe even the weather, and we will have that statistical data. This has always been a program where you just hire kids. It's only been the last couple of years we've asked that if there was not enough kids, send some counselors home. We're trying to watch those costs. You're right. It's something that we have never done. Again, it is something where today the person didn't go to work so they didn't bring the kid to supervised play. I don't know how you'd break that down. I think we could at least look at this year for the 8 weeks tracking what those numbers are so that we would have a better idea. People aren't going to come from Nashua just to use our program. They probably work in town. They want to take advantage of the fact that they have a safe place for their child while they work in Hudson. That's what we were trying to do. Adding \$50, we could make it \$75. Again, the idea was is to get some numbers in there to increase the revenue with the same costs and try to make the program as revenue neutral as we could. That was what we asked Mr. Yates to do. I'm sure he's going to be pushing the Hudson people with letters home from school or whatever on the cable facility. This is what we asked him to do. I think that you're right. We don't have that information but let's look at a way of getting it.

Selectman Brucker asked if historically it has cost the town \$15,000 every summer. Mr. Yates said yes. I think there's a cost for running our programs. We had always said that adult programs would be break even. That was always our Rec. philosophy. Children programs if they did cost us money, that was part of our charter. I just based it on last year. Typically we haven't ever broken even on the summer program. It's always been a cost. Last year was about \$15,000. I think that's probably about the closest we've ever been. When this idea came up, we thought it was an idea to have somebody else's nickel pay to bridge the gap.

It appeared to Selectman Coutu that every year the Board changes the Recreation Department is given a new directive. The last time it came from Selectman Jasper and he suggested to Mr. Yates, and we agreed with him, that we should adjust the Recreation Department should look at and readjust the rates to try to bring everything but administrative costs for the program let them pay for themselves. That was the charge that he was given. He and several members of the Recreation Committee sat down and reviewed these numbers and they realized that the summer program was coming up \$15,000 short. So they assumed that if they could entice 50



people from out of town to come in here and each pay \$300 for the summer program for 8 weeks, which I will remind everyone has a total capacity of 40 hours if they wanted to take advantage 5 days a week for \$37 a week. If I could have found a babysitter at \$37 when my kids were young, and my oldest grandson is 27, I would have taken advantage of it back then. It's a great deal but I want to come full circle where Selectman Nadeau left off which his I too agree, and I know that on the night that this was discussed at the Recreation Committee, I abstained from voting because I had areas that I was concerned with and one of them was specifically the out of towners program. That's a hell of a deal - 40 hours we babysit their kids for \$37. That's less than \$1 an hour when you break it down. I felt like Selectman Nadeau that maybe we ought to increase that in the \$325 to \$350 range. It's still a great deal at that rate. Other concerns that I've had and since addressed them and I'm satisfied but not to shy away from what Selectman Luszey is pointing out, and you said you caught on early to where he was going with this, I agree. I think we need to assess the summer program. All of the other programs we know what they cost. We know how much money can be made if money was to be made. The lacrosse program was a shock to us. We didn't expect the large registration that we got. We're going to come out a little ahead there than what was budgeted and what its actual costs are going to be. There are going to be seasonal adjustments based on cost of equipment. As you know as a father of somebody whose kids are actively involved in sports, the costs never come down with sports equipment. They keep going up especially lacrosse equipment. I can remember my grandchildren what it cost for lacrosse equipment.

Selectman Coutu thought that it is reasonable to ask that we do a total assessment of the summer program cost to operate. There are other activities that take place in the summer program which are cost contained because the parents have to pay for them. If I'm mistaken Dave, please correct me. If they're going to go to the bowling alley, they have to come in with whatever it costs for them to bowl 3 strings or whatever. If they're going ice skating or Roller Kingdom, whatever it costs for the rental of skates and use of the facility...Mr. Yates said every Thursday is field trip day. Selectman Coutu said all field trips are paid for...Mr. Yates indicated this was just the initial costs. Selectman Coutu agreed with Selectman Luszey that I think that we need to do a total and realistic assessment of that summer program per child cost and I think we're going to have to base it on a certain period. Like the last 3 years so we can get a fair average of the number of rain days and things like that. I agree with that. I think that's the most sensible approach to really get this under cost control. Everything else we do very well with the tennis program is always filled. I think that's one that we come up a little ahead on. There are several like that. Lacrosse there's going to be a little bit of an adjustment this year because we anticipate costs to go up. A lot of it is guess work. The fee increase is minimal because you don't know - this year bowling might be \$4 a kid. Next year it might be \$5 a kid. You have to adjust just like they have to adjust. He's going to tell some parent its \$5 to go bowling this year instead of \$4 last year. They're going to be up in arms. You don't have to send them. You can stay at the Rec. Center and participate in the program. With the exception of the summer program out of towners, I agree with the fee schedule though I didn't vote for it. I abstained. I didn't vote against it. I agree with Selectman Nadeau that we ought to consider going at a minimum to \$325 at a maximum to \$350. When you say you want to limit the number to 50 out of towners, that still gives us based on historically on the numbers of in towners who have applied for the program, enough room to bring in those 50 without increasing staff. That's what I heard at the Recreation and I want to pass it on. That 50 would bring in at \$300 an additional \$15,000 which level fund the summer program or we can go a little higher.

Selectman Luszey had two other questions. The grandfathered out of towners, I don't understand what are grandfathered out of towners is. Mr. Yates stated in our softball league, and we're dwindling that down, in our adult softball league somebody once lived in Hudson if they moved to Nashua they could continue to play in our league. We started tracking it back in 2000. Now anybody new to the league that joined the league after 2000 if they moved to Nashua, then they're done. They can't play in our league. Our league is a Hudson recreation. I was just looking at our signups the other night. I think we have 3 men in the men's league that don't live in Hudson so they pay that extra fee. It's the Town of Hudson recreation league and we're down to 3 individuals that don't live here anymore.

Selectman Luszey said he was now even a little more confused. What you just said to me is the grandfathered out of towners pay \$90 but a Hudson resident pays nothing. Mr. Yates said no. Men's softball league if you look above the grandfathered, they pay \$60 and grandfather out of towners pay \$100.

When you made your initial comment, Selectman Luszey indicated you talked about the basketball travel. You felt that \$50 was too low so you went up to \$75 yet that was only for the 5 and 8, whatever that is, and then you have basketball travel 3-4 you left that flat. Where the \$25 increase for the 5-8 come from and how was that determined? Dave Yates indicated the 5 through 8 program play in a separate league. They play in the Manchester Suburban league where there's a registration fee. We have to pay for referees for all their home games and that's reflected in that cost. The third and fourth grade travel program don't play in the Manchester Suburban league. We enter them. They still play in our in-house league. They pay their \$50 to our in-house league and then that \$50 we're charging them is a cost of 3 tournaments that we enter them in. They do two different schedules.

*Motion by Selectman Luszey, seconded b Selectman Coutu, to hold a public hearing on April 23, 2013 for increases in the Recreation Department Program Fees.*

*Motion by Selectman Nadeau, seconded by Selectman Luszey, to raise the summer program (out of towners) fee to raise it to \$350.*

Selectman Nadeau thought \$350 was reasonable as Selectman Coutu gave us the breakdown per hour. I think this might close the gap or even bring down the cost for following years for Hudson residents depending on how we go about getting the out of towners. One of the suggestions I gave to the Rec. Director was an excellent source for us is sending a letter home. The other good source is the Hudson Chamber that we're a member of. After we get the proposed fee increase after the public hearing, I think the following day there should be something to the Hudson Chamber stating that we have these openings for out of towners so that some of the businesses in town have an opportunity to capitalize on this program that we have here.

Chairman Maddox said he was going to vote in opposition. I think that I would much rather get \$15,000 at 50 people times 300 than hope to get more money as you raise that fee. These people are working in the Town of Hudson. That's the only reason they're probably going to bring their kids to our program. I just at this point think that \$50 more times 50 kids is better than raising the price at some point where it becomes something they're not going to do. I think although it sounds good and I know your rationale, we have the personnel there. I'd much rather get the \$50 in rather than trying to make more money at each head.

Selectman Luszey asked if Chairman Maddox was suggesting that we put into place a Hudson employee daycare. That's kind of what you're saying. Chairman Maddox said for the summer if people that work in the Town of Hudson whether it be our employees - that's what they're going to use this for. People aren't going to commute here to bring their kids here. Selectman Luszey indicated that we're asking the taxpayer to subsidize daycare. Chairman Maddox said no. Your cost is already there. He's not going to add any more staff to go from whatever he has now to these additional 50. He's just going to bring in more revenue. Selectman Luszey said you haven't proved that to me yet. Chairman Maddox felt that I'd rather fill the seats than talk about how much money we could make.

Vote: Motion (to raise fee to \$350) carried 3-2. Selectman Brucker and Selectman Maddox in opposition.

Vote: Motion (to send to public hearing) carried 5-0.

Chairman Maddox asked that we get this on the website. We've talked a lot about those fees. If we can get it on the website so they know what we're talking about.

#### L. Summer Program and Plan for the Seniors

Chairman Maddox recognized Recreation Director Dave Yates.

As we have in the past, Dave Yates said we've come up with a plan for the seniors for the summer since the summer program does use the Community Center. I met with Lucille Boucher as I have in the past 8 years or so. We came up with an agreement. The agreement was that they would move to the Rec. Center on Tuesdays and Wednesdays and to the VFW on Thursdays. I've called Russ Gora at the VFW and he will use the same rate that we did last year. The cost would be \$800 for the summer. We would need to provide a Certificate of Insurance and the Rec. Department would do the setups and breakdowns for every Tuesday/Wednesday and out at the VFW.

Selectman Brucker asked if this has been the same cost. Dave Yates said it was the same cost as last year.

#### M. Budget to Actual

Chairman Maddox recognized Town Administrator Steve Malizia.

Steve Malizia indicated that we are 75 percent through the year. This is obviously through the end of March. I don't know if Mr. Burns spoke but basically there's a FEMA reimbursement grant from one of the storms we had which should contribute to helping him hit his budget or come very close to it. He was the one that we were most worried about because he had some extra storm costs but anticipating getting those monies in this fiscal year, we should be reasonably okay. I think he's looking at \$78k. When I ran the number, he's right about where he should be with that which he believes based on our submission we will get this fiscal year. Beyond that, I think we're tracking fairly well. As you know as we talked before, we encumber money so when you look at a trash contract for example, and it appears high. That's because we've encumbered the entire year. There were things we've accomplished such as the roof at the Community Center which would skew that number up. We've also transferred money out of the Administration/Selectmen line into the reserve for the senior center. So that tends to skew that line up. Overall, I think we're in pretty reasonable shape for ¾ of the way through the year.

Revenue. Good news on the car front. Mr. Malizia stated it looked like we were at 76 percent. So we're tracking a little bit ahead. It was a good month for us. Of course interest remains non-existent. Ambulance revenue I think is doing very well. If we look, we're 81 percent and that's with a month shy. In other words, we're always usually a month behind. I think we're in pretty reasonable shape on most of our revenue line items. We would expect to get the last payment for the Highway Block Grant coming up in this quarter. Other than that I think anything from the State looks like we'll come in as we expected. I didn't see any major shortfalls there. Again, car registration was good news for us.

Chairman Maddox indicated that now was a good time to keep a close eye because now we're in the last quarter. Again, Steve Malizia said the FEMA money is pretty important to us obviously. We had that January or February event that we have submitted for. Mr. Burns already went because it's already been declared. We should have the money this fiscal year. He was the one we were kind of concerned and he was concerned. Just so you're aware, we've been watching that.

#### N. Board of Selectmen - Liaison Assignments

Chairman Maddox said he tried to highlight all the ones that you wanted. Sometimes I wasn't able to. Some of you all wanted the same thing and some people wanted none of them. Hopefully this will work for the next year.

Motion by Selectman Brucker, seconded by Selectman Nadeau, to approve the Board of Selectmen Liaison Assignments for the upcoming year, carried 5-0.

9. OTHER BUSINESS/REMARKS BY THE SELECTMEN

Selectman Luszey - I really said just about everything I need to say tonight. I would like to carry out a little bit about what Selectman Coutu was saying about the cost of the building. We've got some pretty good responses on those contracts or proposals. I think we're going to do very well there.

Selectman Luszey got 2 calls this week. One was about illegal dumping of trash down in the south end. I wish he stayed but the Road Agent responded within less than an hour. Apparently based on my conversation with him tonight, it looked like there was an early graduation party that took place. There was about 6 bags of empty beverage containers that we had to pick up.

The second call Selectman Luszey got which was today and I called the Town Engineer's office - it appears that Pennichuck is going around changing water meters or something in houses. They caused one particular resident who had a dry basement to end up with a wet basement. It's been going on for a couple of weeks. When I got that call, I call the Town Engineer and they called Pennichuck. Again, it was within 20 minutes I got a call back that they were working it and they were having Pennichuck over to that person's house today. The purpose of me stating this is if there's anyone out there that has similar problems, please contact us and we will make sure it gets addressed. Pennichuck should not be leaving a site that isn't correct. What we don't want to be doing is have to be mitigating mold out of houses. Be aware of that.

To the Water Liaison, Chairman Maddox asked if Pennichuck now doing those upgrades of the meters. Is that what this is about? Selectman Luszey said yes. Chairman Maddox said they're finally going to do those radio receiver. Hopefully they will put something out so that people will know that this is happening. Steve Malizia indicated that it was best business practice to change meters. If you look at the PUC regulations of which we are NOT subject to but we try to follow things, in the water utility world the PUC requires I think every 10 years to have meters changed because meters tend to slow down over time. We on the other hand are using a longer time table - closer to 20 years because quite frankly we're not under PUC regulations. What ends up happening when you change a meter, they take it, they test it, they find out if it's in our out of compliance. There are some new rules that are coming down the pike that take all the lead out of the brass for the meters in a home 5/8 inch meter. To get somewhat of an early jump on it and it's a budgeted item, we've been replacing meters with no brass or no lead in the brass. It's a new EPA, I believe requirement. We kicked off recently with Pennichuck just saying okay we need to get out there and we need to start doing this, let's get the meters going. As a budgeted item, we routinely replace meters. It's something that's best business practice. If you have a meter in somebody's house longer than 20 years, there's a possibility that it's reading slow and not giving us the correct reading. They very rarely if ever speed up. So people should know that they're not subject to a meter generally speeding up. That's more like what they're doing.

Chairman Maddox asked if they were changing them out...Steve Malizia believed they're putting the appropriate meter in when they do it.

Selectman Luszey said the actual issue is the person wasn't upset that they ended up with a problem. The problem was when they contacted Pennichuck, they gave him a two week lead to come out to fix it. That was the issue. Again, our Town Engineers did a great job in meeting the needs of that resident.

Also Selectman Luszey's last item I'd like to talk to you about tonight is I had an action item to go off and get some names of municipal labor attorneys. I made a request of a Judge I know. He sent me a list of names. Some of them I think were the same names that were on the original list. There might be a couple of new ones. I also took the RFP that the Town Administrator had for general services and modified it slightly. I appreciate the help that Donna gave me. I had some weird spelling of words which I spelled checked and missed them. I'm not even sure what the word meant. It's all set. You have it in front of you. I'm not sure where you want to take it at this point.

Chairman Maddox indicated that they all saw this tonight. Again, it did not become an agenda item. I don't know why but it did not. Does anybody wish to talk about this further or do we want to put this onto the next agenda? Selectman Coutu was under the impression that it was going to be on this week's agenda and that we were going to have the RFP. I think that unless somebody hasn't read it or would rather delay it, I'd rather take action on it and move forward with this so that we can get this resolved a lot quicker that we're going to if we pushed it off another week.

Motion by Selectman Coutu, seconded by Selectman Luszey, to accept the RFP as presented by Selectman Luszey and that we solicit from the list of attorneys and their fees that appear on the RFP.

Selectman Luszey said also with a provision that we advertise. Steve Malizia indicated that what we would do is we would release a request for proposals. Because we know some of the attorneys, we would direct mail it. It's also publicized in either general circulation newspapers, the municipal web page, our own web page so that others could see that advertisement. It's not specifically just to go to that group. That is a group that it would go to but others we would accept proposals from. Similar to when we do general RFPs for anything else. Selectman Luszey said we put it out in the Union Leader. Mr. Malizia said we would put it out in generally a publication that you would expect people to be looking at. Also the LGC, Local Government Center, has a section there that if I'm in the business I'm looking at and direct mail. Direct mail is obviously the attorneys we know of that would provide this service.

Selectman Coutu asked Steve Malizia if he had input in the notice of solicitation, the ad, or is this something that came from you Selectman Luszey. Its written fine. This is the type of ad...Mr. Malizia said he wrote it last time. We took the template from when we did general legal services. General legal services is the Hage Hodes firm we use and Buckley. It was tailored more toward a labor issue. This notice is something you would see in a publication. I believe it's written specifically for this or pretty close to it. If not, I'll touch it up a little bit. Yes this is a common ad that we would place soliciting proposals and this is the document that we asked bidders to comply with. The document here, the RFP, they need to read the RFP, see what we're looking for, and submit accordingly.

Chairman Maddox said he was confused. Our thrust was to deal with the labor part of our legal issue. Selectman Luszey indicate that's what this is - municipal labor. Chairman Maddox asked if we were going out to bid or both at the same time? Mr. Malizia indicated in the RFP it talks about the municipal labor piece. Selectman Luszey quoted paragraph two, "...will serve as the Town's Municipal Labor issues counsel..." Mr. Malizia said the ad would be updated to make sure that it's explicit that its labor. Chairman Maddox indicated that that is what you're going out to bid for Selectman Coutu is the labor portion. That's why the Chair was confused. The way I read this, it was for all legal services.

Selectman Brucker asked that our last labor legal lawyer did we have a contract with him. I didn't think so. Chairman Maddox said with the labor portion we did not. Selectman Brucker indicated that was going after a contract. Selectman Luszey said for one year and then after that it becomes an attorney at will.

Chairman Maddox asked for clarification. Your motion was to request for proposal for our labor portion of our legal needs.

Selectman Luszey said there is an out and I forget what paragraph. It says in paragraph 9 that we can terminate the contract for causes that are reasonable at any time. So there is an out clause.

Chairman Maddox's question was how are you going to evaluate these - based on price, based on what they say...again, are we going to interview at the end. I'm just trying to get a feel for where this board is trying to go. Selectman Luszey believed that we would bring a couple of the folks in. Each one of us will need to do a little research on their own. I have a call into the person that's listed on the last page. He's been sick the last couple of days and his secretary said she would make sure that he does try and call me back this week. He has done a lot of work in this area this attorney. The person listed there that I sent a note to suggested him because of the amount of work that he has in the municipal labor field and could direct us and give us a recommendation one or two. That was the request of this person. I don't think we're going into it blind. I am asking for recommendations of the particular skill set we're looking for from people that are in this area of profession. I think we would have our general attorney counsel help with the selection unless there's some kind of non compete/non disclosure clause listed. Mr. Malizia indicated they may be a bidder. Selectman Luszey said we should find that out.

Chairman Maddox guessed if you read the bid opening and they're reviewed by the Selectmen, there's nothing here we're going to interview and you're basically saying...Selectman Luszey said it does say that they can be brought in for an interview. I had that in there somewhere. Chairman Maddox said one says that it's going to be awarding the contract to the lowest qualified bidder as described in Article B above which basically states, "contract to be awarded to the most qualified bidder with costs being a major consideration." I don't think this is ready for prime time ladies and gentlemen. I just don't see how you're going to pick a firm on what criteria if you're going to send this out as your bid document. It's a good first stab at it Selectman Luszey but I think that the Town Administrator should probably read through this and give us some advice. I just don't know how you're conduct at the end how you're going to pick them.

Selectman Luszey said this is the document that this Board used to select the general counsel. The only thing that I did was change from general counsel to municipal labor and the dates. If this is good enough to select general counsel, it sure in heck should be good enough to do ours.

Steve Malizia referred to Section b, paragraph 1, states, "For purposes of evaluation of the qualifications of the bidder(s), the Board of Selectmen may request that such bidder(s) appear for an interview by the Board of Selectmen." I know you referenced that. It was in there and saw that before. So you always have the opportunity to interview, and get a feel for, and check references to see who you might feel best qualified. I don't know what the other criteria that you would want to go by because you all may have something different you're looking for.

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

Selectman Nadeau - I have a few things tonight. The first one is tonight is the Hudson Grange awards. I know of one person tonight who is receiving an award and a lot of people know who she is and that's Pauline Boisvert. I just found out at the last minute tonight that they were having their awards. I know that they usually do a police officer, a fireman, and I'll update you with those at the next meeting.

Selectman Nadeau indicated that the other one is on Sunday I had the excitement of going to the fire on Breakneck Road which all the neighbors turned out to help out with the fire because the brush was spreading into their yards and waiting for the fire department to get there which seemed like hours but it was only minutes. When you have two fires going in two separate directions, I just wanted to thank the fire department and the neighbors for a great job that they all did at the fire. Everybody pitched in. Neighbors were bringing drinks and stuff to the firemen. The Salvation Army came out and they set up their truck and did the rehabbing of the firefighters. The out of town personnel that came in from mutual aid was unbelievable. It was all very well run and I would just like to thank everybody that was there and helped out. The article was in today's Telegraph on the fire.

We have a letter here from the animal control officer about the bags that we've been talking about for the front door to the Benson gate. She also suggested some signs. She put a copy in my mailbox the other day and when I met with the two Captains and the Dog Officer, she gave us some suggestions of signs that should be up that shows a picture of a dog on a leash with a sign below it that says you must clean up after your dog. I think the Benson Committee when I show them these signs will be more than happy to get them. I think these receptacles; I think we should forward this on to the Hudson Dog Park and see if they have any money left over from their build of the dog park. If we have the money to purchase these, I think we should purchase one for the main gate down at the bottom. For some reason, Selectman Nadeau didn't remember them giving us the...Selectman Luszey said it was a condition before it opened. They had to pay for the fence. Selectman Nadeau was talking about the leftover money they have. They've still been collecting money. If they haven't - because they're still doing upgrades to the park as far as getting benches and stuff like that in there.

Chairman Maddox asked for clarification. Are you now talking about the dog park people or are you talking about the Benson Park. Selectman Nadeau said the dog park. These are for dogs. I was hoping that the dog park would pay for these. Selectman Nadeau said no. The signs Benson's would be paying for. These nice receptacles that we have here for the dogs, I was hoping that they might generously donate the money for them unless we plan on buying them. I just saw the memo here tonight and I just thought that...Chairman Maddox dropped it on your table. It came from the Animal Control Officer. I just wanted to make you aware so you could pass it on to the Benson Park Committee. Selectman Nadeau said he would pass this onto them and see if the Friends...Chairman Maddox said the Administrator will verify that the dog park gave the money I think the completion of their money to us but we can verify that. I think that's something we should probably take a look at. We can complain all we want but let's give them some bags to be able to deal with the problem.

Selectman Brucker - Well I received a couple of e-mails this week. One was about some speeding in the area of the Dairy Queen, Ferry Street. I passed that along to the Police Chief and they're taking care of looking into that. The Highway Department is going to put out some speed counters to see if that's really a problem there.

There is some work being done on Second Brook carving an ATV trail there that is in the protected area of the wetlands that they should not be going on. That has been passed on to Mr. Oleksak. There was another issue with a fire pit there and I let the Fire Chief know about that.

The Conservation Commission met last night. We had a pretty extensive meeting. Mrs. Rumbaugh who has been in charge of Friends of Musquash trails went out with a group and they named the trails. Then they went out and they have mapped the area. They're looking for another cleanup day. It will be in May. It wouldn't be as extensive as what goes on at Benson Park but they'll be naming the date and they're looking for volunteers to work on that. They're looking at putting in some benches and some signs on the trails. There's a kiosk - an Eagle project they're going to be putting up. So they did an excellent job with that. One of the members did a map of the Town Forest and there are plans to put some trails in that area with a kiosk and signs. It was quite a lengthy meeting and quite a lot got done. There was discussion of the herbicide treatments and how that is all being paid for, when it will be scheduled for.

The DASH unit - Litchfield is interested in borrowing our DASH unit. The Commission has to decide on a policy for whether or not that can be borrowed. That was the extent of it.

Selectman Coutu - I have nothing this evening.

Selectman Maddox - I have a couple of items. I too was headed to Benson Park and I heard the tones. I went to the fire as well. We don't have fires people think but there was one roaring fire when I arrived. There were flames coming out of several parts. To see the coordination between the departments - I counted about \$4 million worth of equipment sitting out on the street between all the tankers, the pumpers, the ladder. It was, again, something hopefully we don't see too often. They did a great job of knocking it down. The house was surrounded by fire from all the brush fire going on. It was an interesting fire.

The one I have is agendas and not anything more than meeting agendas. I went to go look for a couple of things on our web page and some boards and committees are very good about posting their minutes and also their agendas. The Telegraph just had Sunshine Week talking about openness of government. I think one of the things that we need to do a better job of is making our citizens aware of what is coming before the Planning Board, the Selectmen, the Conservation Commission, the Energy Committee, whatever it may be so that if they were interested in that item, they would be able to go. I think we need to redouble our efforts to make sure that agendas are posted on our website so that people could see what they were going to be talking about. Hopefully something you could all bring back to your various committees and make sure that we get this up. The Planning Board has the one for the end of the month meeting already posted. Some committees the last one was December. I think, again, we need to probably do a little better job of making our citizens aware of what we have going on.

Selectman Brucker said she knows that we had asked the Conservation Commission to look at the Sagamore Park piece of property and they feel that it is valuable to keep for the Town and that if we ever do a riverwalk that we could connect with a trail through there. There are also some trails from the Sagamore Bridge project that was done that I guess they're required to put in a few trails or some kind of recreational things along with the building. I'm not exactly sure why they're there but that those could connect in as well. That was their recommendation to hold onto the piece of property. Chairman Maddox asked if that would come back before us again. Mr. Malizia said you could make a motion right now. You had everybody else's input why come back. Just make a motion to say the property is not for sale.

Motion by Selectman Luszey, seconded by Selectman Brucker, to not sell the parcel of land located on the Merrimack River Map 227, Lot 007, 45 Sagamore Park Road, carried 4-1. Selectman Coutu in opposition.

10. NONPUBLIC SESSION

Motion by Selectman Brucker, seconded by Selectman Luszey, to enter Nonpublic Session pursuant to RSA 91-A:3 II (b) The hiring of any person as a public employee, carried 5-0 by roll call.

Nonpublic Session is being entered at 8:50 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 9:15 p.m.

Motion by Selectman Coutu, seconded by Selectman Nadeau, to hire Joseph Dale Tessier effective date to be determined with a starting salary of \$66,825 (Step 1) per the Town of Hudson Police, Fire and Town Supervisors Association, effective date to be determined, carried 5-0.

Motion by Selectman Nadeau, seconded by Selectman Coutu, to hire Frank Girginis to be hired as the 2013 Summer Program Coordinator for the fee of \$5,500, carried 5-0.

Motion by Selectman Coutu, seconded by Selectman Nadeau, to hire Cindy Holton as the 2013 Ladies League Softball Coordinator for the fee of \$600, carried 5-0.

A discussion ensued by Selectman Luszey relative to the implementation date for Inspectional Services.

11. ADJOURNMENT

Motion to adjourn at 9:33 p.m. by Selectman Coutu, seconded by Selectman Brucker, carried 4-1. Selectman Luszey in opposition.

Recorded by HGTV and transcribed by Donna Graham, Recorder.

HUDSON BOARD OF SELECTMEN

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Richard J. Maddox, Chairman

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Nancy Brucker, Vice Chairman

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Roger E. Coutu, Selectman

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Ted Luszey, Selectman

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Benjamin Nadeau, Selectman