

HUDSON, NH BOARD OF SELECTMEN
Minutes of the August 28, 2012 Meeting

1. CALL TO ORDER - by Chairman Coutu the meeting of August 28, 2012 at 7:04 p.m. in the BOS Meeting Room at Town Hall.
2. PLEDGE OF ALLEGIANCE - led by Town Administrator Steve Malizia.

Chairman Coutu asked everyone to remain standing. Most recently we lost a citizen in our community who has contributed much over many, many years. He's a long-time resident. I believe he's not only a long-standing resident but I believe he's been in Hudson for his entire life. He graduated from Alvirne High School. He served our community well and I'm speaking of Howard Dilworth, Jr. If you will all join with me please and pause in a moment of silence or prayer, your wish, in his memory. Thank you.

3. ATTENDANCE

Board of Selectmen: Roger Coutu, Rick Maddox, Ben Nadeau, Ted Luszey, Nancy Brucker

Staff/Others: Steve Malizia, Town Administrator; Donna Graham, Executive Assistant; Kathy Carpentier, Finance Director; Gary Webster, Town Engineer; Kathy Wilson, HR Specialist; Kevin Burns, Road Agent

4. PUBLIC INPUT

Chairman Coutu asked if anyone in the audience wished to address the Board on any issue at this time. If so, please step forward and state your name and address.

Paul Inderbitzen - Ladies and gentlemen. I'm sorry I didn't get on your agenda. I don't usually have Tuesday's off. I suddenly realized I could touch base with you before an election. I had State training today so I had to move my schedule around. Just wanted to bring you up to date a little bit on the upcoming Primary on the 11th of September. The November, I'll probably meet with you again before November. Things are changing between September and November on the State. We just had some interesting discussions at the State level. Things are influx with the voter ID requirement but they have a system down I think that will work. I've put a letter into the Hudson-Litchfield News for this Friday.

For the September Primary, people will be asked for an ID but they don't have to have it for voting. If they don't have it, there will be sheets available from the Secretary of State's Office that will tell them what they need for the November General Election. Then they'll be given a ballot and allow them to vote. The Primary we don't have a whole lot of people. I expect a huge turnout in November. We'll get it on cable and we'll do some more letters and how to get people up to snuff on it. In November if they do not have a voter ID, then they will have to swear an Affidavit. The challenge vote will have to swear that they are who they say they are. That will be followed up by a letter from the Secretary of State's office with a return address envelope. If they fail to say that you voted, did you vote? If you did, then respond by returning the envelope. If they don't respond, then the Attorney General's Office will investigate. That's all up to the State. If someone says no I didn't vote, then that will go right to the Attorney General's Office and they'll follow up. That's how we're going to be doing I guess.

For this September Primary, the only thing we're going to be doing is giving a tally of how many people say they don't have photo ID. So the Secretary of State's Office is hoping to get some sort of inclination as to what percentage of the population in the State doesn't have it. They will then be offering free photo ID through the Department of Motor Vehicles with a voucher from the Clerk's Office. That isn't in place yet but that will be happening after the September primary. What we're going to need to do as Selectmen as part of their statutory duties is to, at least the majority, be at the elections for the process. I also understand that in the evening at 6:30 p.m. you have a ceremony for the 9-11 at the memorial. I'll have enough temporary Selectmen in place so that we don't have to worry about that. That will be about 6:30 to 8:30? Chairman Coutu said no. It will be a half hour ceremony allowing for drive time. We're looking at approximately 45 minutes.

Mr. Inderbitzen said it's important that the Selectmen sign the ballots as we box them up. That's part of the big thing. Of course, these go to the State so we have to make sure that they're all legitimate. I heard some stories today about what people were submitting in boxes to the Secretary of State's Office when they called for a recount - brown paper wrapped up with string. No red tape. It's kind of an interesting story. Unless any of you have questions, hopefully many of you will be able to make our Thursday meeting. I'll do a little more detail about the check in. Selectman Maddox just told me that they're going to have some circulation things going on outside which will be great. I expect a fairly normal Primary this year. It's the counting that's the hardest part. You have to separate the Democrats, Republicans, Undeclared, and all of that stuff. That's the hardest part in the Primary is getting those totals at the end

of the night. The Clerk and I are usually there for quite a while getting that all straightened out. Other than that, I just wanted to brief you on that the differences. I will come again before you to talk about November. That's where we're expecting...we have about 13,500 registers voters since the list has been cleaned up. I expect a good majority of those are going to be at the November 6th election.

Just so that people know what they can use for an ID, Selectman Maddox asked what would be the list of items that they can use so that when we ask them do you have one. Mr. Inderbitzen said it will be in the paper and we're going to ask the cable people to do that. I can briefly go through it right now. There's 8 things: a driver's license issued by any State even if it's expired. As long as it has your picture on it and we can verify, that's fine; an ID card issued by the NH DMV; a US armed services ID card; US Passport even if it's expired is okay. A valid photo ID issued by either a federal government, state or county, or municipal government. So if you work for the State Hospital and have an ID card, that's a valid ID even if it doesn't have your address on it. It certainly can be compared with who's standing in front of them. Basically you want the clerks to say who's standing in front of me, that's his picture, that's his name, and I can compare it to the checklist here. That's what we're trying to do. The State made it a little more complicated but that's the way it works. A valid student ID card and other photo deemed legitimate by the Supervisors of the Checklist, the Moderator, or the Clerk. Now the way that was explained to us is if we had a large company working in town who issued ID to their employees, a photo ID, we could determine that we would accept that because we can check their domicile on the checklist. We have some flexibility there to do that. Then a verification of identity by a Supervisor of the Checklist, the Moderator, or the Clerk. That would mean if my neighbor comes in and says I left my driver's license at home. I could say oh yes I know you. You've lived there next to my neighbor. That's acceptable as well. That's going to tighten up not in November but next year after September 1, 2013, they're tightening it right down. There will be a whole new list next year although there's no State elections next year. It gives us a chance to do that. Those are the ones that will be in the paper. We're going to get them posted on the TV and try to get it out there that this is what people should be bringing with them to come and vote.

In light of the fact this is going to be a little more complicated, Chairman Coutu hoped that we should all be there this Thursday evening hopefully except Selectman Nadeau. He's still putting floors down in his house. I doubt he'll be there. Selectman Nadeau said he could guarantee he won't be there. Chairman Coutu said he'd be there and it was imperative that Nancy be there.

Paul Inderbitzen said the clerks are being relied on in the next 2 elections a little bit more in terms of what they have to do. It's going to be a learning curve for all of us. Chairman Coutu asked if he's received a sufficient supply of people to be able to handle...Paul said he believed so. Mr. Maddox just gave me some new people that he's going to tell to come. So we'll do some training for November. We are going to double up our clerks in November. Thank you very much for your time, I know you're busy.

5. NOMINATIONS & APPOINTMENTS

a) Committee Interviews

- a) Cable Utility Committee (2 vacancies; 1 member term to expire 4/30/15; 1 member term to expire 4/30/14)

Susan Limpert

Motion by Selectman Luszey, seconded by Selectman Nadeau, to nominate and appoint Susan Limpert as a member to the Cable Utility Committee with a term to expire 4/30/2015, carried 5-0.

If there's no objection, Chairman Coutu asked that we this item under New Business just after we do D. Hudson Senior Affairs Mission Statement and By Laws because there's a conflict we're going to need to rectify.

6. CONSENT ITEMS

Does any Board member wish to remove any item for separate consideration?

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

- A. Assessing Items - NONE
B. Water/Sewer Items - NONE
C. Licenses & Permits

- 1) Raffle Permit - Friends of Alvirne Ice Hockey (FAIH)
- 2) Request to Solicit Funds - Dunstable/Tyngsboro Lions Club
- 3) Request to Solicit Funds - The Front Door
- 4) Request to Solicit Funds - Friends of Alvirne Ice Hockey (FAIH)
- 5) Request to Solicit Funds - Cub Scout Pack 19
- 6) Request to Solicit Funds - Hudson Special Olympics
- 7) Request to Solicit Funds - Boy Scout Troop 6

D. Acceptance of Minutes

- 1) Minutes of the August 7, 2012 meeting

E. Calendar

09/03 TOWN HALL CLOSED - LABOR DAY
09/04 7:00 Board of Selectmen - BOS Meeting Room
09/05 7:00 Planning Board - Buxton CD Meeting Room
09/06 6:30 Recreation Cte - BOS Meeting Room
09/06 7:00 Benson Park - BOS Meeting Room
09/10 7:00 Board of Selectmen - BOS Meeting Room
09/10 7:00 Conservation Commission - Buxton CD Meeting Room
09/11 6:30 9-11 Observance at Benson Park
09/12 7:00 Planning Board - Buxton CD Meeting Room
09/12 7:00 Benson Park - Landscape Cte - BOS Meeting Room
09/13 5:00 Sewer Utility Committee - Buxton CD Meeting Room
09/13 7:30 Zoning Board of Adjustment - Buxton CD Meeting Room
09/17 7:00 Energy Cte - Buxton CD Meeting Room
09/18 7:00 Cable Utility Cte - BOS Meeting Room
09/19 5:00 Water Utility Cte - BOS Meeting Room
09/19 7:00 Council on Aging - Buxton CD Meeting Room
09/20 7:00 Benson Park Cte - BOS Meeting Room
09/20 7:00 Budget Cte - Buxton CD Meeting Room
09/24 7:00 Recycling Cte - BOS Meeting Room
09/25 7:00 Board of Selectmen - BOS Meeting Room
09/26 7:00 Planning Board - Buxton CD Meeting Room
09/27 2:45 Trustees of the Trust Fund - Buxton CD Meeting Room
09/27 7:30 Zoning Board of Adjustment - Buxton CD Meeting Room

7. OLD BUSINESS

A. Votes taken after Nonpublic Session on August 14, 2012

- 1) *Motion to adjourn at 11:30 p.m. by Selectman Luszey, seconded by Selectman Nadeau, carried 5-0.*

For the record, Chairman Coutu wanted to let the Board know that on the calendar of events on 9/13 the Sewer Utility Committee will be meeting in the Buxton Community Development Meeting Room. That will be the only change to that.

8. NEW BUSINESS

A. Public Hearing - Acceptance of a donation of materials relating to the building of the Dog Park at Benson Park

Chairman Coutu recognized David Briand. Good evening. Dave if you'd give us an update and where we're going with the dog park.

Mr. Briand believed about 3 weeks ago we paid the fence in full. We're pretty close for opening. We basically just about half the parking lot needs to be finished. I think a little bit of work in the small dog area. Other than that, we're right there. We're waiting on the rules signs to come in from the State Prison. We're pretty much ready to open the gates.

According to this document that we have before us, Chairman Coutu said the materials are valued at approximately \$20,400 and that's what you wish for us to accept. Mr. Briand indicated yes. Chairman Coutu asked if there was anything Mr. Briand wanted to add before he went to a public hearing. Mr. Briand said no Chairman Coutu pretty much covered it.

Chairman Coutu opened the public hearing at 7:18 p.m. Does anyone in the audience wish to speak on this item? See none, Chairman Coutu closed the public hearing at 7:18 p.m.

Motion by Selectman Nadeau, seconded by Selectman Luszey, to accept a donation of materials relating to the building of the Dog Park at Benson Park with the Board's thanks and appreciation.

Selectman Nadeau wanted to thank the Dog Park Committee for all the hard work they've put in getting the dog park this far. A lot of the residents and people that come to the park are anxiously awaiting its opening. When you're ready to have the grand opening, I'd like you to let us know the dates so that we can make sure everybody knows and we can get the word out there so that everybody will be happy.

Tentatively right now Mr. Briand said we were waiting to make an announcement to see how this all went today. We're looking at September 9th depending on of course the rule signs coming in and our progress with the parking area. As of right now, we're looking at September 9th for a grand opening. Selectman Nadeau asked to let us know so we can get that on cable and make some announcements so that we can get that out there. Again from everybody that I've talked to they're waiting. Thank you very much for all your hard work.

Selectman Brucker has spoken to people in other towns who have dog parks. They charge. They're expected to pay a fee and I just wanted to thank you. I think we're so fortunate that we have so many volunteers to keep the park maintained, supervised, and that there's no cost. I think it's wonderful.

Chairman Coutu assumed that Dave Briand was going to continue fundraising in order for the upkeep of the park and any sign changes or whatever. I can only echo what Selectman Nadeau and Selectman Brucker said. You've been a constant companion through this whole process. I know it's taken its toll on you but the end product is something you should be very proud of. I know that you've been working there with an excavator and you've been leveling things off in the past couple of weeks. Your pictures are very prominent across Facebook and computer. I've been monitoring what's been going on. We have a lot of friends and customers both who come to the store who go to Benson Park and walk their dog. They're very, very anxious to see this open. People need to understand that this was a large piece of land. There was a lot of work to be done. As Selectman Nadeau said, you're to be complimented for an outstanding job. We're looking forward to accepting this park and to work with you to keep it one of the dog parks in southern New Hampshire. We know that Benson's is the number park in the State of New Hampshire. We're making tremendous progress.

Vote: Motion carried 5-0.

Chairman Coutu again thanked the dog park.

B. Recommendation - Four (4) Replacement Copy Machines

Chairman Coutu recognized Finance Director Kathy Carpentier and Kathy Wilson.

Good evening. Kathy Carpentier indicated that Kathy Wilson has been championing this project. That's why I've asked her to accompany me here this evening. We're here to make a recommendation to replace 4 copy machines. We went out to bid. We mailed 9 vendors bid packages. We advertised in the HLN, the Town website, and HCTV. We received 5 sealed bids and had a formal bid opening. We're here to recommend Oce North America as the lowest bidder for the amount of \$13,647.96 per year.

In order to qualify what we're about to undertake, Chairman Coutu asked for a little bit of the history so people don't think this is something new and non budgeted.

Ms. Carpentier stated that they were replacing 4 machines. There is one in central Town Hall that most departments in this building use. There's one in Community Development that is used primarily by Planning, Zoning, and Building Department. One in the Police Department and a smaller model in police dispatch. The bigger machines are capable of networking, scanning and faxing. The one in the dispatch is not. Those recommendations were part of the team - Kathy and I and the IT Director. We thought it was beneficial to have them networking scanning and faxing capability. They are all budgeted. We have an excess in those departments of a little over \$1,700 budgeted for the year.

Chairman Coutu asked if we've done business with Oce North America before. Ms. Carpentier said yes. We currently have 2 machines in the Fire Department that are being done through Oce. Not the last 3 year contract but the contract before that was Oce. They lost the last bid and now they've won this bid.

Motion by Selectman Maddox, seconded by Selectman Nadeau, to approve the 36 month lease to Oce North America, the lowest bidder, in the amount of \$13,647.96 per year for 4 replacement copy machines, carried 5-0.

C. Welfare Guidelines

Chairman Coutu recognized Finance Director Kathy Carpentier and Kathy Wilson.

Kathy Carpentier indicated that Kathy Wilson is the Human Services Specialist. She's solely responsible for welfare in the Town of Hudson. She interviews and runs background checks on all the candidates for welfare. I do believe you share my opinion that she does a very good job keeping control of the costs but also being fair and equitable. It has been 7 years since we last looked at increasing the rates. So some of the percent increases seem like a lot but dollar wise they're not. Kathy Wilson took on this project again, did her comparisons to Manchester, Concord, some State organizations. Last year she came well under budget - 63 percent of the budget. I think before that it was 7 years ago it was 19 years prior. It's high time to increase the welfare rates based on the research that Kathy has done.

Chairman Coutu asked if there were any comments or questions relative to the information that's been provided recommending these changes.

Motion by Selectman Brucker, seconded by Selectman Nadeau, to amend the Town of Hudson's Welfare Guidelines effective September 1, 2012 as recommended by the Human Services Specialist and the Finance Director, carried 5-0.

D. Hudson Senior Affairs Committee - Mission Statement and Bylaws

If you recall when Selectman Luszey and Selectman Nadeau said this was acceptable, Chairman Coutu knew there was going to be a problem and it had to do with the board membership. If you noticed that I had recommended that we have 8 members and 2 alternates and a voting member of an appointed member of the Board of Selectmen who would act as a voting member. Looking at the number of applicants and also in looking at what other boards and commissions have in our town, I feel that I would entertain the following change and if you have any other ideas, please do so, that we go back to the original 5 members, 2 alternates, and a nonvoting member of the Board of Selectmen who would serve as an advisory member to the Board just to be a liaison and be an advisory to them. I'll entertain anything you've got.

Selectman Luszey asked why change the liaison to a nonvoting member. Mr. Malizia indicated we need an odd number. Chairman Coutu said it's either that or we can go to 6 members and 2 alternates and a voting member. I'm amenable to that. I tried to think outside the box and try to figure out which way the Board would like to go. I said I'd throw something out and see where we're going to go. I'm more in favor of having a voting member of the Board of Selectmen and I don't mind having 6 members with 2 alternates. The more the merrier I think. We need the diversity. This is a whole new program. Selectman Luszey indicated that was his thinking also. I don't know what. Selectman Maddox said he was with them.

Selectman Nadeau was not all set with that. I could probably tell you that but I don't think the Board of Selectmen should be...we have the ultimate say over this committee. I don't think we should be influencing or making votes on a committee level of that magnitude. When I go to the Benson Committee meeting, I just put my input in and let them make the decision. Usually they make the right decision. Chairman Coutu said that means they agree with you. Selectman Nadeau said not all the time. I think if we have our thoughts on it, it's our job to give those to our liaison and explain to them our opinion. This is their committee. We don't have a voting member on the Recreation Committee. Chairman Coutu said we do. We changed that a couple of years ago. When Selectman Nadeau was on it, there wasn't a voting member. Again I gave my input and let them know how I felt on things. Again if it comes back to us, you've already had your opinion on that committee. We're going to make the final decision on certain things here anyway. I just don't think that the Board of Selectmen should be a voting member on this committee. As the Chairman said, he knows how it's going.

Chairman Coutu didn't care one way or the other. It doesn't matter to me. I said non-voting member originally. I'm kind of leaning in that direction because I'd like to see these people pretty much do it on their own. As you say, he made a very persuasive argument. Ultimately, the responsibility lies with us. If everything falls into place, and it hasn't been so far, but if everything falls into place and we get voter approval, we're going to have a part time employee working there. That employee is going to be responsible to us and reporting to us. We're certainly not going to get involved in games and activities. It's whatever the majority of them think they should go, that's what they should do. I don't see us interfering too much on their day-to-day operation.

Selectman Brucker's thinking is that if there is a Selectman on the Board, a voting member, I think that the members might defer to that person's opinion just because they're a Selectman. It's my same feeling for the 2 applicants who are already State Representatives. They're influence on the Committee might be more than it should be and can be.

Selectman Luszey looked at it as a tie breaker. It's not different for me than the Board of Selectmen's representative to a Budget Committee. They're a voting member. We are representing them. We're in that seat. The members of this Board and we're voting there. The issue is we cannot always foresee all the issues that may arise during those meetings so we need some latitude. I think having a voting member sitting there will take care of a lot of issues that we won't need to come here for us to look at. They'll take care of themselves there. If the issue is big enough, it will show up here. That's why I think having a voting member is important.

If we amend this to 6 members and a BOS Rep. to serve as a voting member, Chairman Coutu said that looks like the way the majority...so it will be 6 members with 2 alternates and a BOS appointment made by the Chair to serve also as a voting member. So there will be 7 and the quorum obviously would have to be 5 and that's all spelled out in the by-laws. Is there anything else that anybody might have caught they would like to change?

Motion by Selectman Luszey, seconded by Selectman Brucker, to adopt the Hudson Senior Affairs Committee's Mission Statement and Bylaws.

On page 2, second line, Chairman Coutu asked that where it says "by a majority of members 5", the majority of members would be 4. There will be 7 voting members. So 4 would be a majority. That would be the other change.

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

Chairman Coutu had asked the Town Administrator to put together a ballot. I thought I was going to get them back and I didn't get any so I could tally the number 1 votes, the most number 2 votes and come up with the top. Selectman Luszey asked to give them to the secretary and have her do a quick tally of them. Chairman Coutu said they could do that and if there's no objection, we can go to another item while she's doing that. Then we can look at them. Selectman Nadeau indicated he didn't do it that way. It's going to be a minute for me to give her mine. Chairman Coutu indicated we'll be looking at the top 8.

Chairman Coutu was going to do the next item - the Hudson Senior HCTV center design and cost estimate. It is being removed but I'm going to defer to you Selectman Luszey so you can give us an update.

Selectman Luszey said the reason it's being deferred is we've run into a couple of minor issues that has caused us not to be able to get a full costing of the building in the site yet. I did talk with Gary Webster just prior to coming here. Unfortunately - the issue was we moved the building. It's going to require a couple more core samples to be drilled now to determine some issues with the site. The other issue is again as you all know we kind of moved the schedule as we did some additional meetings for the layout which really bumped into the architect's schedules. His only person that does quoting was called away this past week and he was not able to get the quoting done. He's out in the Midwest somewhere. He's not expected to be back for about 2 weeks. Given that, I did ask Gary just prior to this meeting to see if he could get a hold of the architect to find out if we could get a guarantee to have the cost and information to us by the 10th. If that doesn't happen, then he's very confident we'd have it the following week. If that should happen, which given the way this project is going right now, I think is more probably than the 10th. Given that the architect's workload and some of the issues we're running into with some of the comments that we received back earlier today on the HCTV design, there was a move in one of the conference rooms which was unexpected and we're trying to figure out why that happened and we don't have the answer to that yet.

Given that, Selectman Luszey would like to request this Board to have a special meeting on the 18th just to review the architectural plans and cost data for the senior center and make any necessary changes that would be required to meet whatever budgetary guidelines that we believe we need to go forward with to put into the budget. It will be budget time. I believe it only gives us about 2 weeks to get that number finalized and submitted into the budget for KC for mid October for our review and then submission into the budget process.

The question Chairman Coutu would have is we as a Board haven't discussed the financial aspects of this and how we're going to go about it. I would be hard pressed to think that we're going to come in at a special meeting and be ready to answer that question. That's not what Selectman Luszey said he was asking the special meeting for. The special meeting is to review it, come up with that figure, and establish what that number is. Chairman Coutu said that the plans will not be accompanied by a number. We're going to look at it..Selectman Luszey said no. The plans will be accompanied by the estimate from the architect on what it's going to cost to build it based on the drawings that you should have in the...it's actually in the general read. Chairman Coutu said the architect will be here to tell us if there are modifications requested and say well that's not going to be much of an adjustment. That's not going to cost any more but if there's something major, he can say this is going to cost you a lot more to do that. Selectman Luszey said that and to have the seniors represented here also to have their input too. We committed to do that with them. Chairman Coutu said we may have committed to do that with them but are they going to get a preview prior to that meeting? I don't want to spend an hour for everybody going over all the plans before we even have a discussion. Selectman Luszey said the plans are available to them now. The full set of plans are available in the Engineering

office. It's huge. It's thick. That's why we're not going to make copies for everyone. There is a copy in the general read for the Selectmen to go over. You'll need a magnifying glass to read it as the print is so fine in it. The whole purpose for the meeting is that it will be the first time that we will know what it will cost to build this building. We know that we have a number that we've been kicking around on where we want this building and site work to come in at. The purpose of the special meeting is if we're way over that number or if we're close to it then we shouldn't have an issue. If we're over, I think we need to have a discussion on what we can do to bring that number down into that ballpark to continue going forward as we plan.

Chairman Coutu thought what's going to impact most of this is how creative we become with the financing and we still have not have one important question answered which is whether or not they're going to donate any money. Selectman Luszey said he asked that at the last meeting and he didn't get an answer. Without it, Chairman Coutu couldn't see us doing anything but going to bond and I would not support that this year. With the state of the economy the way it is, I don't think it would be fair to ask the taxpayers to bond over \$1 million. This would not be the right time to do it. It just wouldn't be right. I would expect that that number would change significantly with their contribution. They've expressed some concerns about the direction we're going in. I think if we haven't made it clear yet, we're doing pretty much everything they've asked us to do. Their main concern was that they become incorporated into the municipal structure. We've taken that direction tonight by appointing a committee. We can't appoint an employee until the voters approve and first of all make sure they approve we're going to build a building and approve whether or not we should bring somebody on board to run the programs. I think it all goes hand in hand. I think if we market it properly, we come up with creative financing plan along with any donation they wished to make, I'm sure the voters will asced to wanting to do the right thing and give our senior population a permanent home in our town.

For Selectman Luszey the real question is the Board comfortable if need be waiting to the third meeting of September to see the plans and the cost data for the first time or would you be open to having a special meeting the week prior to just review the plans and the costs. Selectman Nadeau said he could wait until the third meeting. Chairman Coutu said he didn't have a problem waiting until the third meeting. Selectman Luszey indicated he'd let Gary know. Selectman Maddox said either way. Whatever makes the most sense. Selectman Brucker said if there's a lot to go over, I could see. Selectman Luszey said it's a lot to go over but also given everything that's going on, I think the probability is more likely the third meeting than...Mr. Webster said we have the plans right now, it's the cost estimate is the one that's...Selectman Luszey said the borings have to be done again. We're marching towards September 25th.

Just to update everybody, Selectman Maddox said this did come before the Planning Board. We did it as a conceptual. The Planning Board had some questions about the parking, which we did discuss how we were going to handle that. There is more space on the lot to put more parking. We were trying to, again, look at the costs. Maybe we put onto the plan "future parking" to alleviate that issue. They had some questions about the doors and how the Fire Department. I said that will all be reviewed by the Fire Department before that happens. I think the carriage house was the other item. It was a good input from the Planning Board things, again, we were trying to kick around and hopefully that will be incorporated into the pricing that we see on the third meeting in September.

Chairman Coutu indicated with regard to the problem you said arose following this series of e-mails back and forth from the HCTV center going from a functioning room to a non-functioning chamber, that's all being addressed and looked at. Selectman Luszey said that's the issue we're trying to figure out what happened. It may be because of the load bearing wall where the posts had to be. We're not sure. Chairman Coutu said we'll be bringing that up at that meeting.

- a) Hudson Senior Affairs Committee (7 vacancies; 2 member terms to expire 4/30/13; 2 member terms to expire 4/30/14; 1 member term to expire 4/30/15; 1 alternate to expire 4/30/13; 1 alternate to expire 4/30/14)

Dorothy Jacobs
Andrew Renzullo
Diane Weild
Shirley Lafreniere
Lucille Boucher
Therese Coughlin
Sue Hovling
Lynne Ober
Edith Paradis
Joanne Snook

The reason why Chairman Coutu wanted the Board to have your copy is I'm going to read down the list of names that based on the tabulation that Ms. Graham did independently, these are the people. If we were to appoint 8 people, the cut off would be 6 the ones with the highest votes. The first 6 would be the permanent and then we'd have 2 alternates. The number one

vote getter was Sue Hovling; 2) was Andy Renzullo; 3) Shirley Lafreniere; 4) Joanne Snook; 5) Edith Paradis; 6) Diane Weild. The two alternates would be the next 2 highest vote getters were Dorothy Jacobs and Theresa Coughlin. Obviously we would hold any other names we have in abeyance in the event any of these people could not serve. Is there any objection? Selectman Maddox thought one person said they wanted to be an alternate. Selectman Luszey said she is an alternate. Chairman Coutu indicated that would be Theresa Coughlin wants alternate and she's listed as an alternate. Does that sound good and fair?

Motion by Selectman Luszey, seconded by Selectman Brucker, to nominate and appoint to the Hudson Senior Affairs Committee Sue Hovling and Andrew Renzullo as members with a term to expire 4/30/2015; Shirley Lafreniere and Joanne Snook as members with a term to expire 4/30/2014; Edith Paradis and Diane Weild as members with a term to expire 4/30/13; Dorothy Jacobs as an alternate with a term to expire 4/30/214; and Theresa Coughlin as an alternate with a term to expire 4/30/2013.

Selectman Nadeau wanted to make sure that the alternates are like the Planning Board. The alternates on this committee can sit on the committee. Chairman Coutu said just as any other committee if somebody is missing, they can appoint one to fill. Selectman Nadeau said they can sit at the table and they can have input in the...Chairman Coutu said always. Selectman Nadeau wanted to make sure it was just like the Planning Board. Chairman Coutu would hope that they would all show up at the meetings. They will have their input and then when they call for a vote the only thing they could vote unless they're a sitting member if there's an absence. I agree with you. WE need to have whole impact and as much input as we possibly can from everyone.

Vote: Motion carried 5-0.

Chairman Coutu thanked everyone for their cooperation.

Selectman Luszey asked when do we put this into affect. Mr. Malizia said you just did. Given that, Selectman Luszey asked who was the liaison. Chairman Coutu hadn't decided yet. I would like to have some input from all 4 of you. Selectman Luszey indicated that given I'm the liaison, we'd just move it over. I'd become the liaison to finish out my term on this one. Selectman Nadeau asked if they were removing Selectman Luszey from the other one. Selectman Luszey said that's what they talked about when we established this committee. Chairman Coutu said they did talk about it. We didn't say who was going to serve on the new committee but he was going to be slashed from the other one.

Selectman Nadeau made a motion to...Chairman Coutu said it was not a move. It's the Chairman's prerogative. Selectman Nadeau hoped the Chairman would just slide him over. Chairman Coutu appointed Selectman Luszey as liaison for the Board of Selectmen to serve concurrent with my term as Chairman. The new Chairman can do whatever he or she wishes.

Just for clarification, Selectman Luszey believed this was scheduled for the third Wednesday also when we set this up. It was going to be done on the third Wednesday. Ms. Graham believed it was going to replace the Council on Aging. Chairman Coutu agreed. I think that the first meeting should be somewhat of a social gathering. This should not be televised. They should meet with each other, get to know each other, talk about it, and then talk about structure and organization, and the very next meeting should be structure and organization. We would like to have a list of when it's done a list of the officers.

E. Hudson Senior/HCTV Center - design and cost estimate

This item has been removed from the agenda and deferred until the September 25, 2012 meeting.

F. NHMA 2013-2014 Legislative Policy

Chairman Coutu recognized Town Administrator Steve Malizia.

Mr. Malizia brought this back up. This was in front of you on July 24th. Everybody had an opportunity if they wished to weigh in, give an opinion on the various items that will be on the New Hampshire Municipal Association's legislative policy meeting which will be September 21st. The other thing the Board needs to do is appoint a voting delegate. What that basically means is in general it was me last year. It can certainly be someone else if you'd like. I would attend the meeting and vote either the Board's wishes or what's appropriate as these items come up. When I say these items, it's just a bunch of proposals that NHMA Legislative delegation or liaison is making in hopes of improving things for municipalities. I think there were two floor proposals that were also included in this. Those were proposals submitted from other communities, other members of the NHMA. I don't really see any...Chairman Coutu said it doesn't impact us that much either one of them. Mr. Malizia attended last year. Bottom line it's basically voting delegates from the various communities as they see fit to appoint them. Basically there's a discussion of each item

and then a vote. Majority rules. We may not like something but if the majority rules for it that will be NHMA's legislative direction.

Motion by Selectman Maddox, seconded by Selectman Brucker, to appoint Town Administrator Steve Malizia as the Town of Hudson's voting delegate at the 2013-2014 NHMA Legislative Policy Conference on September 21, 2012.

Selectman Luszey had a question on this whole thing. I agree with everything here. It's more for me. Can you bring something up while you're there as a whole new request or you're cut off and it's just voted on that day? Mr. Malizia said you're cut off. Selectman inquired that if there's anything I want added, I have to do for next year. Mr. Malizia said correct. What they're trying to do is shape their legislative efforts. They have a legislative committee. They're just trying to shape those efforts to either argue for or against something to the legislature obviously on behalf of the municipality as I understand it. In that line, and Selectman Luszey didn't know if this was doable, while you're perusing the crowd get a feel for the folks that are up there if there would be support to have legislation to set up the libraries as districts like the school districts so that their budgets have to be voted on by the voters no different than a school budget. I know I get a lot of heat and phone calls from people about our town taxes and they look at the library spending and the programs and what are we doing about it. I tell them that we don't have a lot of say about it. I'm wondering if there might be support for that type of legislation.

Mr. Malizia said what's probably difficult to do, and I'm not trying to discourage anybody, but if you look there are I think 3 different main sections that have in excess of 70 proposals with a room full of probably 100 people. It will probably be difficult to get any kind of pulse for a specific proposal that you're talking about. Either folks are focusing on these whether they've either sponsor it for example Selectman Coutu sponsored something. Selectman Luszey said he'd talk to Mr. Malizia off line. It might be something worthwhile for next year. Mr. Malizia said it would certainly be something you want to keep on your radar for next year if that's appropriate. You might even speak to your legislators to see if there's something that they would introduce. Chairman Coutu indicated it wasn't a difficult process. I got one in this year.

Vote: Motion carried 5-0.

G. Health Officer, Deputy Health Officers' appointment

Chairman Coutu recognized Town Administrator Steve Malizia.

It's probably a little early but Mr. Malizia did receive correspondence from the State, Department of Health and Human Services, informing us that our Health Officer and Deputies' terms will expire December 8, 2012. I figure it's not a really difficult issue so I thought it would be appropriate to put it on the agenda to reappoint Mr. Oleksak as the Town's Health Officer and to reappoint Ms. McMillan and Mr. Webster as the Deputy Health Officers. They currently serve in those roles. This would be a reupping and basically would be another 3 year term.

Chairman Coutu said he would assume that they've all been asked to continue. Selectman Maddox said that commits him for 3 more years. Mr. Malizia pointed out Mr. Miller was one of our Deputies and he resigned. So you have the choice of appointing somebody else in their stead. For now, I'm just looking at...that was going to be Selectman Luszey's question and comment. Why wouldn't we be looking to appoint someone now in place of someone that might be considering retiring within the next year or so to get up to speed while the person is still around. Mr. Malizia asked the question of who would that be. I don't really have anybody. Selectman Luszey said he looked to Mr. Malizia to let him know who that might be. Until we hire another Building Inspector or something, Mr. Malizia said we don't really have anybody that I think would fit the criteria. Selectman Luszey indicated he'd be the Health Inspector. Mr. Malizia said he's already on the Board of Health in theory.

Motion by Selectman Maddox, seconded by Selectman Luszey, to nominate William Oleksak for the position of Health Officer for the Town of Hudson and to nominate Gary Webster and Jana McMillan as Deputy Health Officers for the Town of Hudson, carried 5-0.

There is one thing that Chairman Coutu is going to take leave at this point especially where we're talking about the Health Officers. I have received some communication in the past couple of weeks and I've been trying to stay on top of it. With the assistance of the Town Administrator and Mr. Oleksak, there's been some serious concerns about EEE virus in our community. I knew but it wasn't in the forefront of my thinking that we don't as a community have any money put aside for spraying but we do the testing. What I would like to do is because I've asked the Town Administrator to work with the Health Officer Mr. Oleksak for him to give you a little bit of a briefing because if you read of late, the virus is getting awfully close to Hudson. I will have him give you an update if you would Steve and relative to the testing what the results were for Hudson and where we're going with this at the present time.

Mr. Malizia said Hudson has a larviciding program, which is basically to try to prevent mosquito populations from increasing or spreading. For the last 5, 7 10 years, there's been a larviciding program. The target areas of town that

are known breeding grounds or at high risk to potentially have mosquitoes that carry that virus. As I've understood it from Mr. Oleksak, we've been testing which is part of that allocation that the town makes. To date, there have been no positive hits in Hudson. What does that mean? It means there's been no mosquitoes that they've caught that they've tested that have EEE or West Nile, which are the two viruses that are of concern. However, it appears that Nashua has had positive hits. Litchfield has had some positive hits. I believe Manchester has had a rash of positive hits. It doesn't mean we're immune. It just means we might not have captured the particular one that might have had something. What I asked Mr. Oleksak to do today was if we were to spray certain areas, and there's certain areas that your concern with are basically public areas. I don't have any right to go into somebody's private property and spray. That's not our purview. So what we looked at was the school buildings and the fields attendant to those school buildings, fields where kids or people would congregate for either sports activities or other activities. The other area I asked him to look at was Benson Park, particularly in the more public areas. You're certainly not going to hit the whole 165 acres but you may go around the pond; you may go in the monument, the playground. Those kinds of areas where you get more population. Late today, and I sent it to you via e-mail, there were some estimates to do some spraying around the schools. I asked for direction as to do you want me to forward that to the schools cause to be blunt, it's sort of their envelope. I'm not saying it's not a problem for the Town of Hudson but it's not necessarily the Hudson Selectmen's issue. It may be the School Department wanting to spray around their grounds and their fields. We have not as of 4:30 p.m. gotten an estimate yet for Benson's. We refined the envelope sort to speak where you might want to spray at Benson's to more public areas. Let's face it. If you're on this trail and you're way out there, spraying might not be effective. That's what I know right now. We did not look at some of the other fields because I don't believe we're using them currently. I don't think there's a big use of Greeley Field right now, Merrill Park, Merryfield Park. I don't think there's a big use of those. I'm not sure what kind of water is there.

Selectman Luszey asked about Musquash. Mr. Malizia said it was a conservation swamp. Quite honestly, I think it probably again is more money than we would probably be able to throw at it. To be frank, you're not going to kill every mosquito out there. I think you're just trying to look at maybe things where people are more out there at dusk time when they may be doing a sporting activity. They might be at a football game. They may be at a soccer game. They maybe at a pep rally or band practice. Whatever the case may be, that's why schools were kind of critical. We're certainly not trying to minimize any other location but quite frankly, we don't own those locations and it's probably not our purview necessarily to spray in those locations. Again, the company that we contacted would be the same company that does the larviciding and the testing. They've again forwarded numbers that are approximately in the \$600 range per school or something like that. So if you figure there's at least 6 schools, you're probably talking \$4,000. Again, that's a number I saw late today. I have not seen a number for Benson's. I just think that's probably one of your bigger exposures because the popularity of it and the range of people. To be frank, I'm not sure there's a lot of people wandering around Musquash swamp at dusk.

Quite frankly, Mr. Malizia said people can best protect themselves by wearing appropriate clothing and using bug spray. There are risks in life. We are trying to be reasonable. Again, we're not going to pretend that this stuff doesn't happen around us. We haven't had any hits here but it doesn't mean it won't happen here. We're trying to just look at what kind of limited spraying we could do. Any spraying we did more likely would come out of contingency. When I say contingency, the larvicide and the testing, that budget doesn't go very far. I will say that we've larvicided and tested some of the areas such over by Buttercup where there's an older population. I think there's some testing going on over there because there's either some natural swamp of water. Again, that's just to get an idea of what and where we may find these critters. I guess there's different breeds and different gestations periods. Some can live well into the year. Generally the first frost as we all know kill them because we're not usually swatting bugs in December. That's sort of what I know. It appears that the thrust would probably be towards the schools. If the Board wants, I can contact the Superintendent's office with this information and either they can make a choice or not.

Chairman Coutu asked Mr. Malizia if he received his e-mail. I got it late. I said to dispatch it over to Superintendent Lane. Mr. Malizia said he will do so. Again like Benson's, we do not have a number yet. They were trying to figure out kind of the scope of where you would go. You know Benson's, 165 acres. Well where do you want us to spray? We're not going to drop a plane on that. I think it's more local ground spraying.

Selectman Maddox thought this is going to be something that's going to be fluid I guess would be the word I'd use.

Motion by Selectman Maddox, seconded by Selectman Luszey, to expend from contingency an amount not to exceed \$10,000 at the discretion of the Town Administrator and the Health Officer William Oleksak.

Selectman Maddox said they can't make every decision. I think we have two qualified people to be able to say that's what it needs to be. I'm sure that the School Department would kick in. I'm not even worried about that. I think it's just a function of being able to make the decision. If they feel that there's something that has popped up or whatever it needs to be, they need to be able to do that without our getting involved. I think this expenditure is something that they need to spend it, we need to spend it. There's hundreds of people going through Benson's every week easily

and on the weekends. You don't need that hanging over. I think, again, spending the money where we need to where this concern needs to be done.

Selectman Luszey dittoed that.

Selectman Nadeau knows that we've done the spraying in the past. I'm not sure if the school paid for their spraying or we paid for our spraying, Benson's back then was not a concern to us. I am concerned with this. I don't know what they're using for chemicals and what the time frame is that we should be allowing people to be in the park, whether we should close the park at whatever days that they're spraying at 6, or whatever times they're spraying. I do think that when we know they're spraying that we should either put it on the news station that we have here, our cable, or to tell people that tonight we'll be spraying at 7:45 at Benson's, or whatever dates that we know that we will be spraying. Some people are sensitive to the chemicals that are being sprayed. If we know that they're spraying and they tell us that we should close the park, that we need to post the park if we know they're going to be spraying Friday or Thursday evening. It's on our town website. We send out a press release to The Telegraph and to the different news papers, the HLN if it gets out there on time. I think we need to get the word out that if we are going to be spraying what we are and the name of the company because you do have different companies that spray and you don't want just random things out there being sprayed and what they're spraying. I think it's very important that we know when and where it's going to be happening.

Chairman Coutu agreed with Selectman Nadeau wholeheartedly. The State of Massachusetts has had some serious West Nile Virus cases and EEE is rampant especially in the southeast corridor of the State of Massachusetts. It affected a 7 town-wide area. I know that when they did the spraying, people were advised to close their windows; they were told what time they should close them; air conditioners should be turned off because it's only going to draw the pesticide into the house. I agree with you and I think that regardless of what the decision is that the Town Administrator and the Health Officer should come up with, you can't just call them and say we'll be there in a couple of hours and we'll drop some spray. Everything has to be programmed and timed because they have to acquire the spray, load the plane, or however they're going to do it. Some of them have trucks and we'd do that at Benson's and we'd have to allow them to go in there to do that. I don't want people to think there's an epidemic but I did receive a few e-mails and we have been in touch, then there was a couple of areas of the community that there was an expressed concern about swamps and things of that nature. As the Town Administrator pointed out, we don't have the liberty of going into private property and doing selective spraying. We could if it became necessary to do an overhead spray. I think that Selectman Maddox giving the option to two people that we feel can make that decision and having the funds readily available though this motion makes an awful lot of sense. I think this is the best way to handle it.

Selectman Nadeau said the other thing is we do have...I don't know if we use it, I know the school uses it, if you want to call it the reverse 911 notification system. The social media is also pretty big. We do have a Facebook account for the Police Department. If we do spray at Benson's, let the Shepherd's Hill community know up there that we will be spraying. That's a pretty large population up there. We just have to let everybody know that if we do intend on doing this.

Mr. Malizia knows on the school system has the technology. So if you were looking at the school envelope sort to speak, I think they would have the ability because they do snow days. In our case, it would be more of the Benson type of thing. I would have to think that there are protocols for this sort of thing. You don't just randomly walk out. When I was a kid, we used to run around and the guy would come down the street and you'd hold your breath and the guy would leave. I think it's changed since then. I'm sure they have a protocol. This stuff is pretty highly regulated. They have the policies and the notifications and everything else.

Chairman Coutu indicated that we do have the reverse 911 at the PD because I remember when we had a problem over off of Lowell Road with somebody trying to pick up a kid. There were reverse calls made in that neighborhood and it emanated from the Police Department. Captain Tousignant said a child was lost. They couldn't use it for something like this. Chairman Coutu said it was geared for a specific police matter. It was a great idea Selectman Nadeau and we can probably use the school system anyway. Mr. Malizia said we would certainly do whatever the protocols are. For example, I don't even know what the period is. It might be 20 minutes. It could be an hour. I don't know what the current technology is. Like I said, I remember being a kid and you ran around the stuff when it was being sprayed.

Again, Chairman Coutu indicated there was nothing to panic about. We just want to be prepared in the event that it should spread into our community in the immediate future.

Vote: Motion carried 5-0.

9. OTHER BUSINESS/REMARKS BY THE SELECTMEN

Selectman Brucker - I attended the Planning meeting with Selectman Maddox where the senior center was discussed at length. I think that they're aware that they need to provide some more future parking possibly. Other than that, it's been quiet.

Selectman Maddox - Thank you Mr. Chairman. On Saturday I attended the services for Howard Dilworth. I want to thank the Fire Department. They did an excellent job. They took out the Squad A truck and did a nice job for Mr. Dilworth. That's all I have for this evening Sir.

Selectman Luszey - I said everything I needed to say about the seniors.

Selectman Nadeau - The first thing is Town Hall will be closed September 3rd for Labor Day. I just wanted everybody to be aware that it will be closed this coming Monday so that you don't try to register your car. There's always somebody coming to register their car that day or pay their taxes.

The other thing is Selectman Nadeau wanted to thank the Old Home Day Committee. They did a really good job this year. Being their first year doing it since the Historical Society is stepping away from it. They had great weather for the most part except for the monsoon that came in but that's always expected at Old Home Days.

The next thing is Benson's. Today Selectman Nadeau was in the office at noon time and Harry Schibanoff came in. He told me he was on his way to Benson's to check out the Eagle Scout project that just got done which we'll see come before us - the bridges up at Storybook Hill. This evening on my way here I stopped over to take a look at them. Excellent job. They put a lot of time and energy into that. We'll see that come before us in a couple of weeks once we get all the paperwork for him.

Selectman Nadeau went on Friday to the services for Mr. Dilworth. The Fire Department had their Honor Guards there. Howard served many years as a volunteer fireman for this town. He was many years on the Budget Committee with me. I would like to make a motion if the Chairman would allow it so that we can get it started that we dedicate the Town Report to former Selectman Howard Dilworth. I think it's something we should think about while we have it right in the forefront. Sometimes we have 2 or 3 people that we dedicate it to. Mr. Malizia said we have Mr. Jasper. We've certainly done more than one.

Motion by Selectman Nadeau, seconded by Selectman Luszey, to dedicate the Town Report in memory of Howard Dilworth, carried 5-0.

Selectman Nadeau would like to know how the lettering of the vehicles is going. I still happen to see quite a few of them driving around without the Town seal on them.

Mr. Malizia said all of the Town vehicles parked out back, which are under the purview of Community Development, Assessing, all of those have had either decals removed and put on - the smaller ones - they were replaced. I believe all of the Highway Department vehicles are done. I'm not aware that they're not. I believe the Fire Department is now done. They have the Town seal. Again, lettering. The Town seal is what we were told to put on. Selectman Nadeau said permanently correct? Mr. Malizia asked when you say permanently what do you mean? Nothing was permanent. I think you could take them all off at some point. Selectman Nadeau wanted to make sure that they don't come off with magnets. Even if they do, Chairman Coutu said it makes the car more valuable if you can pull a magnetic sign off. Selectman Nadeau indicated he could pull the plastic signs off just as well. I just don't want to a) see the emblems taken off the vehicle. If they're parked in a parking lot, the emblems disappear because they can be just walked up and taken off. I don't want to see them on a Ford pickup truck or a Chevy pickup truck down the road because they're not permanently attached to a vehicle. I thought it was pretty clear when we talked about it that they were permanently attached. Having magnetic is absolutely useless.

Chairman Coutu said he was not in the sign business. Selectman Nadeau realizes that and he takes a lot of signs off of vehicles when people are trading them in. The vinyl ones come off just as easy. You take the heat gun and take it off and buff it out and it's fine. We do authorize these vehicles to go out of town to go to a conference. They use these vehicles all the time. I don't want to see the magnetic strip come off it and it go to another place and we don't know that it's our truck. We noticed that a lot of our vehicles now do not have G plates on them because they other than G plates now. Chairman Coutu said there's a reason for that. Selectman Nadeau still believed that it's a town vehicle and it should have a G plate but other people don't think that it needs a G plate. If it's a town vehicle and we all agree that they have a town seal on them, I'd like to make sure that all the departments that we've told that need the town seal have the town seals on the vehicles. That's the reason I'm asking the question do all the Tahoes have seals on them? If not, when they're going to be done.

If Mr. Malizia could finish, so as far as I know that was the Fire Department, the Highway Department, the town vehicles. My understanding is obviously all the cruisers are marked. It came to my attention that a support services Tahoe is not marked. I spoke to Chief Lavoie. He assured me that that would be marked. We talked about the vehicle that he uses and he has not marked that. I asked him for a memo or a letter explaining why. Again, I can only...Selectman Nadeau said he hasn't seen it that's why I'm asking. Mr. Malizia has not gotten that either. I did remind him again. I did send him a request for that document either a memo or a letter outlining the reasons why for that vehicle. I do not have that. When I get it, I will convey

it. I will tell you that undercover vehicles, there are some over there too. They are not marked. Selectman Nadeau said he was very aware of those.

Chairman Coutu said that's the direction he was going in with the G plates. I don't know of any other municipal vehicles that don't have a G plate. Those I would hope do not. That's what I was thinking. I thought you were alluding to them. I certainly don't want to put G plates on those vehicles. Selectman Nadeau absolutely understands. Chairman Coutu didn't know of any other vehicles that we own that don't have G plates. Are you aware of any Steve? Mr. Malizia said there may be one that I can think of but I'm not aware of any others again other than the undercover. Chairman Coutu said to Selectman Nadeau that if you have something tell us. We're a Board. We run the town together the 5 of us. Selectman Nadeau said if that's what he's telling us, I have to take that...Chairman Coutu mentioned that Selectman Nadeau said there were vehicles without G plates that we own other than the...Selectman Nadeau indicated Mr. Malizia said the support services one was not marked. Mr. Malizia said he did not survey for G plates.

Useless information. Selectman Maddox said the G plates on police vehicles is going away. They're going to be changed over to MP plates. Chairman Coutu said its standard identification for police units. Selectman Nadeau indicated that was fine. He was all set. I got the answers I was looking for.

Selectman Coutu - I'm going to give you an update on the 9-11 ceremony. Allison Cummings from the Police Department will be performing TAPS. We have a bagpiper coming from the New Hampshire Firefighters band who will be bag piping. The American Legion is providing an Honor Guard. I would ask Selectman Nadeau to see if you can do a little follow up for me because you have some friends over there. I do too but I'm tied up this week. I'm going on vacation. This is the first one in years. The VFW has not responded. If we can get them to get a hold of Captain Morin at the Fire Department. It was brought to my attention today that the Governor's office has called and is considering coming to the half hour ceremony. Maybe we could get him to stop by the polls even though he's not a candidate. So that brings you up to date relative to that. The dedication of the book is done.

Chairman Coutu wanted to remind everybody again that primary day is September 11th. If you wish to vote and you're not going to be in town, you may come to the Town Clerk's office or you may call and an absentee ballot will be sent out to you. You have to return it personally or by mail in order for it to be accepted by the Town. Absentee ballots are available and you should make inquiry as soon as you can in order to be able to have your vote count on primary day.

The last item on Chairman Coutu's agenda for this evening is that I'm going to put it on the table for discussion only because I've had a little discourse with Selectman Maddox relative to this matter. I'd like to get it resolved and I don't want to make the decision unless the Board wants to get involved and frankly I think we should. We heard a statement made here to us - presented to us in evidence that all of the asbestos was removed from the elephant barn. We know now that there is asbestos as Selectman Nadeau and I both said we felt very convinced that we had seen asbestos. I certainly had seen it and it was in the area that we did see it. I think now that we know that, that there is asbestos in there and the health officer went and took a piece and brought it into the office. He went to turn around and I said there it is Bill its right there. There's the asbestos. I know what it looks like. That's exactly what I saw in the walls. I think we have an obligation to our citizens, to the people who volunteer, and to the people who may or may not be going into that barn to make a decision whether we should seal off that barn until such time as they come up with a plan to mitigate the asbestos in that building. I'm throwing it out there to see where you want to go with this.

Selectman Maddox thought Chairman Coutu hit the high points. I think the people over there have the best of intentions. They're not going to disturb it but I don't know who has access to that building, what they're doing. I just don't want us to be in a position where we could have, should have to say people it's sealed until such time. I know they're working on a plan. Let's see what the plan says. Until that point I think having people in there just sets the Town up for a position we don't want to be in. Chairman Coutu concurred. Anything further? What would you like the resolution to be Selectman Maddox as I propose that we close the building until we see a mitigation plan? Selectman Maddox said the only problem is we'd have some mechanism so that they can get a mitigation plan.

Selectman Luszey read and reread the lease agreement. We granted access to the Friends of Benson's to that building. It really doesn't say that they are required to give us a plan. They're required to notify us if they're doing anything - major structural changes or what not. Should we seal that building will we be violating the terms and conditions of that lease? Chairman Coutu said that was a fair question. I would defer to ask the attorney because I don't want to try to play attorney here. That was Selectman Luszey's question because I know what we're trying to do here. We asked the opinion of our attorney when we signed the lease and it was a solid lease. Now because of this asbestos ordeal, it sounds like a room has been mitigated of asbestos but then there's some asbestos left. Do we seal the rest of the building and leave the room that they mitigated open to them?

It would seem to Mr. Malizia that we should discuss it with the attorney and have the attorney render an opinion as to a) we've discovered or it's come to our attention that there's this issue. He knows the lease as he wrote it. What does he recommend as the course of action? When I say what does he recommend, he may say you can or can't keep people from going in there. Obviously somebody has to go in there to look at it to figure what the mitigation is. Not to diminish anybody but it's probably not the Friends of Benson's. They're probably not an expert in the asbestos mitigation field. Then when you say "they", who are we assuming is going to do that us or them? Chairman Coutu indicated they're working on a plan I was told.

Selectman Luszey said it was a catch 22 then. They're trying to mitigate the asbestos. Chairman Coutu said he was still concerned about it's still our building and it's still our responsibility. If you read it in the lease, we certainly have that latitude. I just don't want people walking into a building that's contaminated with asbestos in a confined area. It's confining. It flakes. It comes right off the walls and people can inhale that. Selectman Luszey said we may have been derelict in our duties almost to have leased this building knowing that there's asbestos in it that should have been mitigated. Chairman Coutu didn't know there was asbestos in it until I took a close look at it. Selectman Luszey said of course we did. Did you know there was asbestos in there prior to that lease? Selectman Nadeau said he did. Chairman Coutu said he didn't prior to. I went in and looked at it after the lease. Selectman Luszey would like to find out. Chairman Coutu said he had no problem with that. I think that's the avenue to do. Why don't we pursue a conversation with our attorney and explain to him the situation and see what he advises. Selectman Nadeau said to maybe ask them what their plans are. Selectman Maddox said he was looking for this report. I think that we just need to say there should not be anything done in there until that report is done. I know they're going to have to go crawling up to look at beams to see if there's asbestos up there absolutely. We'll have to limit that to who and hopefully professional doing that as opposed to just somebody going in trying to do something and it disturbs asbestos. Again, we're on the hook. Good or bad, it's still our building.

Selectman Luszey asked if we wanted to assign our Engineering Department or health officer to do that climbing around and tell them to go do that report or are we looking for the Friends of Benson's to do that report? I know we're looking for a report and you're saying you want somebody to go look at it...Selectman Maddox said they were going to provide one. The Friends of Benson said they were going to provide one. All I'm trying to do is stop people from going in there unnecessarily. I absolutely agree that people need to go into the building. We're not vinyling it shut. The intent is to stop a many people from going in there as possible. I don't know if they're still doing it. I know they had the doors open and were selling stuff at the front of the thing. People are going in and out. Where is the asbestos in relationship to...again, we don't know all of this stuff. So we're just looking for that report to say what has been mitigated, what still needs to be mitigated, what the time frame for that is, and marking off what areas are of concern from somebody other than me who doesn't know what they're looking for. I just don't want somebody going in and starting to run wire or do something that would disturb this and we're on the hook.

Chairman Coutu said why don't we wait. We'll get our attorney's opinion and we'll react when we see that. Mr. Malizia said it certainly would seem that a critical decision point would be the attorney letting you know what you are and are not responsible for. We're speculating here that we are and assuming that the buck does stop here, you maybe but we need the attorney to give you that so that you could chart a course that says if we're responsible it's now verboten to go in. We will contract with a licensed asbestos mitigation company to give us a report and an estimate to mitigate. Or in the inverse if for some reason it's not our liability, then you could cause that to be on the shoulders of the Friends of Benson's. I don't know until you get the attorney...that seems to be a critical item. Chairman Coutu wanted to react to that when we get that. Mr. Malizia said he would initiate that tomorrow.

10. NONPUBLIC SESSION

Motion by Selectman Luszey, seconded by Selectman Brucker, to enter Nonpublic Session pursuant to RSA 91-A:2 (a) Strategy or negotiations with respect to collective bargaining; and 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 Coutu indicated that Nonpublic Session is being entered at 8:34 p.m., thus ending the televised portion of the meeting. Any votes taken upon entering open session will be listed on the Board's next agenda. The public is asked to leave the room.

Chairman Coutu entered open session at 9:36 p.m.

Motion by Selectman Luszey, seconded by Selectman Maddox, to temporarily increase the weekly hours for the Part-Time Administrative Aide position occupied by Amy McMullen from 29.5 hours up to 40 hours, with no medical/retirement benefits, for a time period not to exceed September 29th, 2012, carried 5-0.

Motion by Selectman Brucker, seconded by Selectman Maddox, to hire Patrick C. Morrissey, Rachel K. Desilets, Charles J. Katsikides and Philip C. Sepe effective September 9, 2012 with a starting salary of \$20.98 per hour according to Police Union Local #3657, carried 5-0.

Motion by Selectman Luszey, seconded by Selectman Brucker, to hire Daniel Clarke, Jr., of Hudson, NH, as a Truck Driver/Laborer at a rate of \$17.67 per hour (Grade VIII, Step Minimum) effective September 9, 2012, carried 5-0.

11. ADJOURNMENT

Motion to adjourn at 9:38 p.m. by Selectman Luszey, seconded by Selectman Maddox, carried 5-0.

Recorded by HGTV and transcribed by Donna Graham, Recorder.

HUDSON BOARD OF SELECTMEN

Roger E. Coutu, Chairman

Benjamin Nadeau, Vice Chairman

Richard J. Maddox, Selectman

Ted Luszey, Selectman

Nancy Brucker, Selectman