

HUDSON, NH BOARD OF SELECTMEN
Minutes of the December 27, 2005 Meeting

1. **CALL TO ORDER** by Chairman Ken Massey at 7:00 p.m. in the Selectmen's Meeting Room at Town Hall.

2. **PLEDGE OF ALLEGIANCE**, led by Selectman Teresa Stewart.

3. **ATTENDANCE**

Selectmen: Kenneth J. Massey, Teresa Stewart, Kathleen MacLean & Richard Maddox. (Selectman Cole was out of Town.)

Staff/Others: Steve Malizia, Town Administrator; Priscilla Boisvert, Executive Assistant; Kathy Carpentier, Finance Director; Sean Sullivan, Director of Community Development; Howard Dilworth, Jr; Ray Rowell; Ben Nadeau; Bruce & Wanda Pearce; Linda Kipnes; John Knowles; Arlene Creeden; Doug Robinson, HLN

4. **PUBLIC INPUT**

John Knowles, 51 Quail Run Drive – asked the Board to consider changing the language on the Town warrant articles from, “To see if the Town...” to, “Shall the Town...” He then spoke on the Library expansion warrant article that the Board did not support at their last meeting. Every year construction costs go up, so it is important to make some progress this year. In January, the Trustees are going to request from the Planning Board some of the \$56,000 Library impact fee money to hire an architect to do a detailed plan. He wanted to give the Board a heads up because this will come back to the Board at some point.

Bruce Pearce, 21 James Way -- expressed his sincere thanks and deep appreciation to the Board and especially to Sean Sullivan for his efforts in addressing the safety issues concerning the bridge across the wetlands to Acorn Acres in order to get him and his family into their home before Christmas. He and his wife were very grateful.

5. **NOMINATIONS & APPOINTMENTS**

A. **Building Board of Appeals** (1 member, term to expire 12/31/08; must be associated w/building trades)
Paula Hubert withdrew her name.

B. **Planning Board** (1 alternate, term to expire 12/31/06)

- 1) Paula Hubert (withdrew)
- 2) Connie Owen (Interviewed 12/13/05)
- 3) Amy Ostberg (Interviewed 12/13/05)
- 4) Richard Turcotte (Interviewed 12/13/05)

Motion by Selectman Stewart, seconded by Selectman Maddox, to appoint Richard Turcotte to the alternate's seat, with a term to expire on 12/31/06. Selectman MacLean asked for the rationale for nominating this person. Selectman Stewart said he has attended many Planning Board meetings over the many years he has lived in Town. She felt he would be a good fit for the Planning Board. *Vote: Motion carried 4-0.* Selectman MacLean said at the last meeting, there were four positions open and four incumbents. She didn't understand that one of the incumbents was an alternate, who moved up to a regular position, which opened an alternate's position. She had wanted someone new on the Board, so she kept voting no. If she had understood that, she would have gone along with the whole thing.

C. **Recreation Committee**

Rupert Cote (Interviewed 12/13/05)

Selectman MacLean said with the Board expanding the size of the Cable Utility Committee at their last meeting, she thought it would be a good idea to expand this committee, too. At that time, there was some concern whether or not that was allowed under the RSA's. After researching the matter, they found that it was permissible. The Recreation Director told her increasing the number of members on the committee sounded like a good idea, given the expansion of the Rec program.

Motion by Selectman MacLean, seconded by Selectman Stewart, to expand the committee by two members, for a total of seven members, carried 4-0. Selectman MacLean wanted to appoint Mr. Cote, but no one was sure of what the expiration date should be, so they decided to take this up January 10. Dave might want to talk to the alternate to see if he wants to move up to member.

D. **Sewer Utility Committee** (1 member and 1 alternate, terms to expire 12/31/08)

- 1) Ben Nadeau (current alternate, term to expire 12/31/08; interviewed 12/13/05)
- 2) Paula Hubert (withdrew)
- 3) Doris Ducharme (withdrew)

Motion by Selectman Stewart, seconded by Selectman Maddox, to appoint Ben Nadeau to the membership position, term to expire 12/31/08, carried 4-0.

E. **Water Utility Committee** (1 member, term to expire 12/31/08; 1 member term to expire 12/31/06.)

- 1) Catherine Valley
- 2) Paula Hubert (withdrew)

Motion by Selectman Stewart, seconded by Selectman MacLean, to appoint Catherine Valley, term to expire 12/31/08, carried 4-0. Selectman Maddox wanted to readvertise these positions in the hopes of getting people who are interested. If someone doesn't show up in two meetings to sit before the Board of Selectmen, he's not sure he wants to vote for them. Chairman Massey said that Catherine Valley serves on both the Water Utility and Sewer Utility committees, and in his position as liaison, he noted that Ms. Valley attends both meetings regularly and is a valued member.

6. **CONSENT ITEMS**

Selectman Maddox removed Items B & D.

Motion by Selectman Stewart, seconded by Selectman MacLean, to accept Items A, C & E, as noted or appropriate, carried 4-0.

A. **Assessing Items**

- 1) Current Use Lien Releases, Copper Hill Estates, Map 223/Lot 43 & 42-1; Map 224/Lot 8, w/recommendation to approve.
- 2) Current Use Lien Releases, 15 James Way w/recommendation to approve.
- 3) Current Use Lien Release, Map 153/Lot 7-1-27) w/recommendation to sign
- 4) 2004 & 2005 Property Tax Appeals (Map 124/Lots 6 & 34; Map 133/Lot 10/Map 161/Lot 24; Map 182/Lots 220 & 222; Map 178/Lot 33) w/recommendation to approve
- 5) 2004 Abatement, Map 161/Lot 16, w/recommendation to approve
- 6) 2004 & 2005 Abatements, Map 159/Lot 34, w/recommendation to approve
- 7) Veterans' Tax Credit Applications (1 Madeleine Ct; 29 Bowes Cir) w/recommendation to grant
- 8) Abatement Application, 7 Washington Street, w/recommendation to deny
- 9) Abatement Application, 7 Baltrusol Drive, w/recommendation to deny

B. **Sewer/Water Items**

Sewer Abatements--S-06-03 (49 Derry St, #2201; 8 Nevens Street, #4339; 37 Lund Drive, #4309; 49 Bear Path Lane, #5626) w/recommendation to grant.

Motion by Selectman Maddox, seconded by Selectman Stewart, to postpone till January 10, 2006 carried 3-1. Selectman MacLean voted in opposition. The rationale to postpone was that two addresses, noted on the second page of the SUC's submittal packet, were not listed on the agenda, and one of those addresses did not have a separate sentence indicating that the Sewer Utility Committee approved the abatement. Selectman MacLean did not think that rationale rose to the level of deferral.

C. **Acceptance of Minutes**

Minutes of the Selectmen's Meeting of December 13, 2005.

- D. **Other--Employees' Earned Time Fund** (requesting distribution of \$145,707 from Trustees of Trust Funds by Finance Director) Selectman Maddox realized this was probably just a housekeeping item, but he didn't think this should have been under the consent agenda, since they were talking about such a large sum of money. In addition, the SS#'s of the affected individuals were included in the backup—an activity he disdains.

Motion by Selectman Maddox, seconded by Selectman Stewart, that the Town Administrator draft a policy to clearly state that Social Security numbers should not be released, except for payroll issues. Selectman Maddox said identity theft is becoming more and more prevalent. Everyone tries to treat these documents with care, but by accident, leaving people's Social Security numbers, where they work, how much they received, etc., is just setting themselves up for a problem. The employees shouldn't have to go through that excruciating program, as he did a few years ago-- and it was not a nice time. There should be a Town policy that seriously addresses and clearly denotes this type of thing, and actions taken, if it is not. Vote: Motion carried 4-0.

Selectman Maddox said this should be an agenda item; people should know there is a \$145,000 request for earned time. Chairman Massey said this is a contractual obligation that the Town is required to pay to those employees who have either left or are receiving reimbursement for their unexpended earned time or for those employees who are eligible to purchase some part of their earned time. This is before them because the Trustees have changed their procedures on how they want to be notified for requests for reimbursements. In the past, a letter the Town Administrator was sufficient. The request is simply an acknowledgement that these people requested reimbursement. To make it an agenda item will create discussion for nothing.

Motion by Selectman Stewart, seconded by Selectman MacLean, to accept item D, Other, Employees Earned Time Fund, requesting distribution of \$145,707 from the Employees' Earned Time Trust Fund from the Trustees of the Trust Funds, requested by the Finance Director, carried 3-1. Selectman Maddox voted in opposition.

(Tape -B)

E. **Calendar**

- 12/28 7:00 Budget Committee in BOS Meeting Room
- 12/29 7:00 Budget Committee in BOS Meeting Room
- Jan 2 New Year's Day Observance—Town Hall closed
- Jan 2 7:00 Budget Committee in BOS Meeting Room
- Jan 4 7:00 Budget Committee in BOS Meeting Room
- Jan 4 7:00 Planning Board in CD Meeting Room
- Jan 5 7:00 Budget Committee in BOS Meeting Room
- Jan 7 8:00 – 2:00 Christmas tree/brush/leaves disposal @ West Road Landfill (storm date Jan 14)
- Jan 10 Last day to accept petitioned warrant articles
- Jan 10 7:00 BOS in BOS Meeting Room
- Jan 11 7:00 Budget Committee Public Hearing @ Community Center
- Jan 11 7:00 Planning Board in CD Meeting Room
- Jan 11 7:00 Seniors in BOS Meeting Room
- Jan 12 6:30 Rec Committee @ Rec Center (added by Selectman Stewart on 12/27/05)
- Jan 12 7:00 Budget Committee Public Hearing @ Community Center
- Jan 12 7:00 Sewer Utility Committee in BOS Meeting Room
- Jan 16 Town Hall Closed for MLK Day

Jan 17 7:00 Budget Committee in BOS Meeting Room
Jan 17 7:00 Budget Committee Public Hearing (if necessary)
Jan 17 7:00 Cable Utility Committee in CD Meeting Room
Jan 18 5:00 Water Utility Committee in CD Meeting Room
Jan 18 6:00 Library Trustees in BOS Meeting Room
Jan 19 7:30 Budget Committee in BOS Meeting Room
Jan 23 7:00 Conservation Commission in CD Meeting Room
Jan 24 7:00 BOS in BOS Meeting Room
Jan 25 Filing Period Opens
Jan 25 9:00 a.m. Joint Loss Management Meeting in CD Meeting Room
Jan 25 7:00 Planning Board in CD Meeting Room
Jan 26 7:00 Open Space Meeting in BOS Meeting Room
Jan 30 Last day to post the warrant
Jan 31 7:00 BOS Workshop in BOS Meeting Room
Feb 1 7:00 Planning Board in CD Meeting Room
Feb 3 Filing period closes
Feb 4 9:00 Annual Town Meeting @ Community Center
Feb 8 7:00 Planning Board in CD Meeting Room
Feb 9 7:00 Sewer Utility in BOS Meeting Room
Feb 10 School District Annual Meeting @ Community Center

7. **OLD BUSINESS**

A. **Warrant Articles**

1) **Library Employees Salary Increase for 3 ½%**

Chairman of the Library Trustees John Knowles said this was the second time this article was before the Selectmen. At their last meeting, this was a request for 4%, at which time the Selectmen requested that the Library Trustees lower the request to 3 ½%, which they would probably approve. However, he was asking for the 4% increase because that group of employees, who are not unionized, did not get a raise. It was not their fault that the Trustees dropped the ball. Over two years, the increase would be 5% or 6%, so 4% for two years was reasonable and it was only ½ a percent more. Also, that group of people are woefully underpaid and they are not seeking compensatory pay increases. After some discussion, the consensus of the Board was to forward a 3 ½% article because no one else is getting 4%.

Motion by Selectman Maddox, seconded by Selectman Stewart, to forward a warrant article for the Library employees in the amount of \$12,165, a 3 ½% increase in wage and benefits carried 3-1. Selectman MacLean voted in opposition.

2) **Purchase of Right of Way known as Wall Street**

Town Administrator Steve Malizia said at the Board's last meeting, there was a question about where the funds were coming from, so he amended the article by adding, "The purchase cost shall be offset by local agency funds, designated for access and improvements to Constitution Drive to Route 111." Selectman Maddox wanted this to be deferred again, saying he had three plans and they didn't know which one they were talking about. Mr. Malizia said the Budget Committee is holding their public hearing January 11 and didn't think they would approve something they just got that night, even if the Selectmen approve it on the 10th. Chairman Massey said he learned today there were some legal issues involved with this parcel. Selectman Maddox said that was another reason he wanted this deferred.

Motion by Selectman Maddox, seconded by Selectman Stewart, to defer until January 10 carried 3-1. Chairman Massey voted in opposition.

B. **Riverwalk Update**

Community Development Director Sean Sullivan said a few months ago, he came before the Board with a proposed outline of the Riverwalk project. In the Board's packet was a copy of a plan that was originally drafted by NRPC in 2000. The Town has acquired some additional easements that the Code Enforcement Officer has noted on that plan. Some additional work needs to be done, but this plan depicts those areas along the Merrimack River where it is feasible to construct a river walk. Some areas are just too steep. There are others that they may be able to negotiate with PSNH—hopefully, for no fee—to use their easement, which traverses a portion of the river bank in Hudson. The goal is to build a walkway along the Merrimack River for pedestrians and bicyclists, stretching from the Massachusetts line to the Litchfield town line, about 6.5 miles. River walks are common in neighboring communities, including Manchester, Nashua and Lowell. The projected cost in 2007 dollars, using as a base line, the 2000 NRPC document, is approximately \$1/2 million. The Town's 20% match would be \$100,000. The walk is between 10' and 20' in width, if they want to duplicate what is in Nashua, Manchester and Lowell. He recommended applying for a Transportation Enhancement Grant for federal transportation monies. If granted, the Feds, through the State, will provide 80% of the cost of the funding, which could include engineering. They would submit the grant in late summer, which would go to the Governor's Advisory Committee. In early 2007, they would appear before the GACIT committee in Concord to present the Town's position, provided they get through the NRPC grant round because there are a multitude of communities within the region that will also have various projects. Those projects get ranked on a regional basis. The top 10% of the grants make it to the next round. Within the last few years, Hudson has been successful in utilizing this process. He is optimistic they can bring this project to fruition. (He distributed a cost estimate handout.)

Selectman Stewart asked if this was the same grant money Sen. Gregg got for Nashua's river walk. Mr. Sullivan thought so, but would find out for sure and get back to her. Selectman Stewart wanted to make sure they tap all the funding sources they can, as this has been a pet project of hers for many years. Selectman MacLean was surprised that the project came in at such a good cost. She thought it would be more expensive; she sees this as an investment and asked if they should consider doing this project in

segments, noting that that's how the sections were broken down on the plan. They could see how segments 4, 5 & 6 are kept up or maintained, rather than go for the whole thing. She also asked if they wanted to include the area south of the Sagamore bridge. She thought they could do only a portion that seems feasible to see how it is received. Mr. Sullivan did not think that would be problematic, but he'd want to discuss it with NRPC first, to see if it was feasible.

Selectman Maddox said there had been some talk about this being done as a Boy Scout project, getting the Road Agent and Town Engineer to do the walk to see if they could put in a 5' wide path, a mile long, to see if it works, not building a 20' wide, six mile long thing that costs a \$1/2 million. He thought they were going to do some of it and, if it was successful, they'd go from there. He'd rather see some part of it done rather than wait for a landing strip on the river. This doesn't need to be a full-scale, huge project. If people start using trails that are marked, and they see enthusiasm, then there will be support to go after \$1/2 million. This isn't a bad thing to apply for, but he didn't want to see them waiting for it to happen. This could go no where, and they still don't have the river walk. Mr. Sullivan said yes, Selectman Maddox had talked about doing that, but in the Fall there was a lot of heavy rainfall, so they didn't get a chance to do the walk safely along the river bank. At Spartan Technology and C & M Machine, where they were able to get some easements, the slope is very significant. They could create some sort of shelf along the river bank. It's a goal the Board can set, but they want to be careful, particularly with the Boy Scouts, because the terrain varies greatly, especially from one segment to another. He's not sure the Town would be eligible for grant funding, if they were going to do something 5' wide. Selectman Maddox said about three years ago, the Conservation Commission, the Planning Board, Curt Laffin and he walked from the Sagamore Bridge to as far as they could go and it was difficult at times, but they made it—and he is “old and lazy.” He couldn't see why they couldn't do *something*. It would be great to have a 20' boulevard for people, bikes, horses and planes can all use, but unless they get something to start from, this is another one of those goals they are never going to get close to, much less hit. Selectman Stewart asked how wide the one in Manchester is. Mr. Sullivan said about 20' wide, as are the ones in Nashua and Lowell; he's sure Federal funds are involved in each one of them. Selectman Stewart thought they should go forward with this.

Motion by Selectman Stewart, seconded by Selectman MacLean, to authorize the Community Development Department to seek additional easements, where necessary, and to authorize submittal of a Transportation Enhancement Grant application to seek funding for construction of a river walk for Hudson.

Amendment by Selectman MacLean, seconded by Selectman Maddox, to insert after the words 'river walk', 'segments 4, 5 & 6, up to Radcliffe Drive. Selectman MacLean's rationale for the motion was that it was a lot less expensive; it's already friendly for walking; they could get Boy Scouts interested in Segments 8 & 10.

(Start Tape 2-A)

Selectman Maddox said the 1/2 mile long, 5' wide sidewalk on Lowell Road will cost \$1/2 million. He didn't understand how a 20' wide, 6 mile long project could cost the same thing. Mr. Sullivan said he used NRPC's numbers from 2000 and added 4% per year. He hoped that through the process, they'd get a detailed engineering analysis conducted, like they did for Chase/Library & Central. Selectman Maddox reiterated he thought it would cost more than this projected figure, going through some of the terrain that they are talking about. Chairman Massey observed that in all of the projects he's seen in New England, the ones that have been successful have a distance sufficient to be of interest to walkers, joggers and bicyclists. To only do a piece of this would not be conducive to getting people interested in something that has a long distance to it. He didn't support the amendment.

Vote: Amendment failed, 1-3. Selectman MacLean voted in favor.

Selectman Maddox asked if the money spent to get an engineering study would be considered part of their match. Mr. Sullivan thought that would qualify. Selectman Stewart said they could use some of the donations the Rec Department has collected over the years toward this project. Mr. Sullivan agreed that that was an option.

Vote: Motion carried 4-0.

C. **James Way**

Selectman Maddox called for a Point of Order, saying that at their last meeting, he made a motion that passed 5-0 to have the Community Development Director provide the Board with a time line of the project at James Way for tonight's meeting. That wasn't in the packet and he wondered why. Chairman Massey believed it would be covered in nonpublic. Selectman Maddox said there wasn't anything in his packet to reference that. Chairman Massey confirmed that there was not. Selectman Maddox asked how that item disappeared. Chairman Massey apologized. Selectman Maddox said people came in under Public Input, saying this Board issued CO's. Chairman Massey said Community Development may have, but the Board hasn't. Selectman Maddox said the motion was to look at the history and the plan. Chairman Massey took responsibility that it's not on the agenda, but they can put it back on for January 10.

Motion by Selectman Stewart, seconded by Selectman MacLean, for a recess at 8:05 p.m. carried 4-0. Meeting resumed at 8:15 p.m.

8. **NEW BUSINESS**

A. **Certificate of Occupancy Process**

Community Development Director Sean Sullivan said this was an explanation of the CO process. In 2001 when he came here, the department was understaffed and overwhelmed with the volume of occupancy permits that were being processed. He and his staff fine-tuned the process and they are in much better shape than they were two years ago. They have a detailed review process. They have people in the field on a daily basis that review on-going projects. They have a detailed distribution of information that

comes in, primarily through the Community Development Department, but also includes the Fire Department, who they work closely with, mainly Steve Dube and Joe Triolo. That information is translated into field information via a detailed computer process. It is tracked from the first date an application is received, even for a building permit, up to the final inspection, which is done prior to the release of an occupancy permit. Prior to the issuance of a CO, the Engineering Division gets a copy of the request and review things, including water, sewer and driveway issues. The Fire Department looks at the fire hydrants, sprinklers, etc. Prior to the issuance of a CO, the Fire Department reviews those items in the field. They review the plans upon submittal of the initial application. Egress is an issue, primarily with residential structures. Windows need to be a certain size. The Fire Department reviews issues such as those during the initial plan review and then prior to the issuance of the CO. One of the inspectors will go out literally and measure the window. The Fire Department inspectors work hand in hand with the Building Inspector and Code Enforcement, who complement each other with regard to that element of the review. Cisterns are more common today than they were a few years ago in Hudson. Deputy Chalk has been managing that process in terms of its design, installation and ultimate approval. All of the things covered by the Fire Department are covered in detail, prior to issuance of a CO. Relative to zoning, they want to ensure the structure is located in the place where it should be and does not encroach upon any setbacks, that the use is permitting within the zoning district, etc. Relative to planning, to be certain the site has been developed in compliance with the Planning Board's stipulations. If it is a residential structure, growth management would be another element of review. The Town Planner manages that, with assistance from Community Development staff. The Building Inspector is ultimately responsible for the final building inspection. He is the authority, under the International Building Code and the NH RSA's, who makes the final determination whether or not to issue a CO. That responsibility is his. He reviews the plans upon original submittal. He coordinates all the inspections, scheduled by the department's clerical staff. They can turn around an inspection in less than a day, but a two-day lead time is requested. At the peak time in summer, it might take two days to get an inspection scheduled and conducted, but those instances are few and far between. The Electrical Inspector works a couple days a week, and his inspections are scheduled on the days he works. When Mr. Burke shows up, he is out the door at 8:45 and they don't see him until he is ready to leave for the day. They can tell someone what the address is, when the call was made for inspections, the time they were done, if they needed to go back and if it was approved or disapproved, and if it was disapproved, they will know exactly why. In addition to new homes, new business and new constructions, they also do a lot of additions to people's homes—family rooms, kitchens, etc. From a customer service standpoint, they try to be efficient and polite. If someone chooses to wire their own house and not hire a contractor, they won't educate them on how to wire a house. That's not their role in the process. But they will tell them what is wrong. The Town has one of the best electrical inspectors in the State of NH—Joe Burke. Not only is he a retired State electrical inspector, he has got about 35 years experience. The Town does very well with Joe on its team. They may hit an occasional bump in the road, given the volume of CO's issued annually. Last year, they did 189. About 95% of the time, they are on track. If there is a blip in the screen, they can correct it pretty quickly. If they can't, he'd like to know about it so they don't make that same mistake again.

Selectman Maddox questioned the 189 number of CO's in a year, since there are about 120 building permits on the monthly listing that is provided to the Board. Shepherd's Hill itself probably generated 100 CO's. Mr. Sullivan said he had asked one of the secretaries to get that number for him. He will look into it to verify the data and get back to Selectman Maddox. Pools, sheds and decks don't always require CO's. Selectman Maddox said he was given a chart about a month ago that showed all the people coming to Community Development for final signoff, but there is no one that says everything has been checked off. He asked how that happens. Mr. Sullivan said he and the Building Inspector make that final determination. Bill ultimately signs the permit; Mr. Sullivan signs it in Bill's absence. If there are any questions, they discuss it. If they decide not to issue it, they tell the person and it's up to that person to make the corrective measures. Selectman Maddox asked if there was a log that he could review, to look at the last 50 CO's and how they went through. Mr. Sullivan said certainly, that it would be both computerized and paper.

Selectman Maddox said if Green Meadow comes to fruition, there are going to be a lot of CO's, since mall stores change tenants regularly. He was afraid things would fall through the cracks if there is no one to say, for instance, there is a receipt, but it hasn't been inspected. There are also Planning Board stipulations that must be adhered to. He wondered how those kinds of things were either fixed or tracked. Mr. Sullivan said the Planning Board works with people to make it work. If he could turn the clock back, he would recommend to the Planning Board not to do that because it is way too difficult to track. They would have to get a better computer program that they could somehow initially plug in that data and, upon issuance of that CO for that street, a flag would go up. To expect that to be done manually is not realistic. If they had a computer-aided program to help with that, they could make it work. When it comes to gas inspections and burners, that is a dual responsibility between the Fire Department and the Building Inspector. Based on volume and availability of either one of those two people, they share that responsibility. The Building Inspector will do a building gas pipe inspection, period. Essentially, a plumbing inspection. Anything that deals with flammable from there on is up to the Fire Department. When a person comes in, sometimes there is confusion because they don't know where to go. If it's a gas piping, a plumbing permit, you apply in Community Development. A licensed, certified plumber will be issued the permit. If a homeowner wants to install a gas fireplace, the Building Inspector will do his part of the inspection, then it's up to the Fire Department to actually flip the switch to make sure it does what it's supposed to do. Communication is key, because it's a two-phase process. They try to do everything possible to accommodate that person. Probably that part of the process can be made even better. He would have to sit down with the Fire Chief and all the staff that is involved in the process and make it more user-friendly. Selectman Maddox asked if there was software available to track a building permit from issuance to the CO. The Planning Board is trying to be accommodating, also, so there needs to be a process that is consistent. If the Planning Board says they have to come up with X amount of dollars at building permit one, that they have to have a bridge installed before permit number one, that is the way to go. That was, obviously, a mistake on the Planning Board's part, and that needs to be fixed. It will only get worse as more building is done, especially if you are going to have a commercial application of 3 million sq. ft. They need to be prepared. Although this works well most of the time, the unknown part needs to be fixed. He asked the Town Administrator and Community Development Director to do some research to see what type of software is

available and if it's compatible with the Town's computer systems and see if they can streamline the tracking that anyone can look at at any time and see what the status of any given item is.

Mr. Sullivan said their computer program was developed by a former employee, who spent a considerable amount of time making the system work. Three secretaries input data on a daily basis upstairs, specifically for inspections of a number of different types for the building and CO process. Only one of those computers can use the system at a time. There have three phone lines. Nine months out of the year, by 8:15 on a Monday morning, they have 15 phone calls inquiring about inspections, and only one computer at a time can access that data base. They get it done, but it's slow. During that peak time of the morning, they are handcuffed in what they can do, so he'd be happy to research software programs to bring back to the Board.

On the engineering side, Chairman Massey said there was no indication that roads were part of the department's responsibility to sign off on for a CO. Mr. Sullivan said yes, for a CO. That was one of those things that was not written, but was included—drainage, curbing, etc. Chairman Massey said they may already be doing this on the Planning Board but, if not, it would behoove them to do so. On all commercial and industrial site plans, the framing permits would not be issued until the foundation as-built plan was submitted to the Planning Department to determine that all of the setbacks, etc. had been met—as a stipulation on the site plan. Mr. Sullivan said they do that anyway. Chairman Massey said there is a stronger enforcement if it's on the slips. Selectman Maddox said the Planning Board was doing that now. Chairman Massey always thought that when someone comes in to fill out a certificate of occupancy, they would get the OK to move in, but there appears to be some sort of cycle time involved. Could you, at any time during that cycle, find out where the process was? Mr. Sullivan said yes, but only one computer at a time can access that information. Chairman Massey asked if the software tracked the routing to the appropriate department. Mr. Sullivan said they would be able to identify when that information was distributed to each of the individuals on the master list.

Selectman Maddox asked, if Bill Oleksak goes out and inspects the plumbing, and he signs off as the Building Department on the sheet, but he didn't finally say it's a go as a CO, how would you know the difference? Mr. Sullivan said Bill just knows, and he keeps notes. He will review the file and the secretaries who prepare the data for his signature would likely catch that as a result of the computer data telling them what was done and when. If they didn't, then he would check the file before he issues any CO. Chairman Massey said the question that rises is somebody pulls a plumbing a permit and it is indicated in the data base. Is there a notation in the data base on the date on which the plumbing was inspected and approved. Mr. Sullivan said absolutely. Selectman Maddox said maybe they need a printout of that, but he thinks the need to seriously consider looking at some sort of electronic method of being able to track this, have a procedure. His mantra for 2006 is *procedure*. The Community Development Department does this well 96% of the time. It's the 4% during the crazy season that something written at the Planning Board level or Engineering saying this needs to be done prior to getting a CO. If it doesn't get noted, there needs to be a way to stop it at that point. There needs to be some method by which it says if these people haven't signed off, it can't go to that final step. We're relying on a human being, who is out for two weeks. The next person is supposed to know somehow what he has stored in his head is not a good process for a community the size that we are now.

(Start Tape 2-B)

He followed Bill Oleksak around during one day and was stunned by the amount of work expected out of him on a daily basis. He hoped that in 2006, they start breaking up his job into territories because they literally drove from one end of the Town to the other, back and forth, trying to satisfy everyone's desires. It ate up a lot of time, driving back and forth. There needs to be a procedure that says if you call for a plumbing inspection in the south end of Town, it will be Mondays, Wednesdays & Fridays. If he's not driving all over Town, he'll get more done in a day. He had sheets of paper, scribbling here and there, putting it here and there, over his visor—he needs a filing cabinet in his vehicle.

Chairman Massey said they already have a request to look at the cycle for the last 50 CO's. Selectman Maddox said there is also a request for the Town Administrator and Community Development Director to come up with any software that is readily available, and the price, to do a lot of the automated procedure.

B. Mileage Reimbursement Rate

Finance Director Kathy Carpentier said this is the rate that is reimbursed to employees who use personal vehicles for company business. The last time the rate was increased was January 2004. This isn't a big ticket item and there are funds in the budget for this purpose. People use it when they drive to Concord or to seminars when a company car is not available.

Motion by Selectman Stewart, seconded by Selectman MacLean, to amend the Personnel Policies, Section VIII Training, sub B, Travel, to increase the mileage reimbursement rate from \$0.375 per mile to \$0.445 per mile, effective January 1, 2006, as recommended by the Finance Director carried 4-0.

C. Bid Recommendation—Photocopier Lease

Finance Director Kathy Carpentier said this represents three different departments—Town Hall, Community Development and the Police Department. They put this out to bid and this is a budget item. The breakdown is \$365 per copier per month. Selectman Maddox asked if the rate of the overages were the same. Mr. Malizia said they take the readings off the copiers and try to use that as a baseline for every successive contract. As the Town gets bigger, we generate more paper. At the end of this three-year cycle, they were 68,000 copies over what was budgeted. That has been built into the new rate. They are all in the same ballpark, 004 – 006 because their money is in the main lease; the overage is just an add-on. Selectman Stewart asked what the name of the machine was. Mr. Malizia said they are all the same; they just have a different name plate.

Motion by Selectman Stewart, seconded by Selectman Maddox, to award the photocopier lease contract for three machines for 36 months to the lowest bidder, Imagistics International, Inc. in the amount of \$39,420 as recommended by the Finance Director, carried 4-0.

D. Acceptance of \$500 Donation to Recreation Department from So NH Radio Control Club

Motion by Selectman Maddox, seconded by Selectman Stewart, to accept the donation from the Southern NH Radio Control Club of \$500 for the Recreation Department with the Board's thanks and appreciation, carried 4-0.

9. OTHER BUSINESS/REMARKS BY THE SELECTMEN

A. Rick Maddox

1) **Vehicle Accidents** – Selectman Maddox asked if there was a Town-wide log of all of the vehicles involved in automobile accidents. Mr. Malizia said there is claims data they can get, but he wasn't sure about a log. Selectman Maddox said he's seen a lot of paper lately about Town vehicles involved in accidents. Is there a plan to reduce those, track them, and what is the policy for people who are involved in traffic accidents with Town vehicles? Is there a suspension after so many? What is the criteria? Mr. Malizia said the Police, Fire and Highway Departments all have a procedure. They are tested to make sure no drugs or alcohol are involved. The last two accidents involved cars parked on the side of the road that were hit by a plow trucks. They are working with a big wing plow, there is no wing man, and sometimes you just can't see the parked cars—and there is a parking ban on Town streets. Relative to the Police if, after investigation, it is determined to be more than 50% the Town's fault, there is a remedial course that officers are subject to take, along with a letter of reprimand placed in their file. In the Highway Department, it is investigated by Kevin Burns. If it is the overwhelming fault of the driver and if it can't be corrected or if it's not something accidental, those people no longer work here. Selectman Maddox said there needs to be a Town-wide program that if someone is involved in an accident, what is done. What they do to remediate a bunch of little backup accidents that are still accidents—hitting a trailer, a pole or whatever—but there could have been a person standing there instead. Is there something they are not doing? In the business world, traffic accidents are a big problem and they are doing everything they can to try to reduce those. The Town has more traffic and vehicles on the road, so there needs to be some sort of procedure of how to handle them. They see some of the accident reports from the Police Department. Mr. Malizia said the Board sees all of the ones that come into the office. Selectman Maddox questioned if the Administrator was seeing all of them. He didn't know how the Chairman wanted to handle this, if he wanted it to be an agenda item, or what. What is the history? What is their exposure? If 85% of the accidents are with backing up, do they need to look at bigger mirrors, or whatever it may be. He is trying to be pro-active. Chairman Massey said he'd cover that is his remarks.

2) **Library** – Selectman Maddox said the Board had asked the Library Trustees to come up with a plan, but without some commitment from the Selectmen giving them a piece of property that they can use, they are going in circles. It's not like giving them the land forever, but the Board should give the rights to some land to the Library Trustees for five years so they can get an architectural rendering, based on the topography. Then they can do the plans that the Board of Selectmen, the Budget Committee and the voters want to see. The Trustees have made great strides, and the Board should support them. He wondered if the Board should send a letter to the Department of Transportation, asking, as a gesture of their greatness and benevolence, if the Town could put a building at Benson's. He has always felt that the library should be at Benson's. It would be a reason to go to Benson's; it would be a reason to go to the library. They need to give the Library some sort of direction. Perhaps the State would consider, after all the pain they've been through, waiting and hazardous waste and all the things at Benson's, maybe they'd consider allowing the Town to put the library at Benson's. The Selectmen need to give the Library Trustees some sort of property to start from. Chairman Massey said if they are going to talk about land use, it should be done when all members of the Board are present. They have to be careful about such an open-ended commitment. If they were going to do any kind of commitment on that level, it would have to be tied to benchmark deliverable dates, and those dates would have to be provided to the Selectmen by the Trustees. An open-ended, carte blanche would not work, but they can discuss it at the next meeting.

3) **End of the 2005 Year** – Selectman Maddox said 2005 flew by and 2006 is going to be interesting, as well as for the Planning Board. 2005 has been interesting and they have accomplished a lot, sometimes not as fast as any of them would like. People think that they don't get along, but he has the greatest respect for Ken Massey and what he does for the Town of Hudson. His questioning and pointed remarks are at the Chair and not at Ken Massey. They may not be perfect, but they have a great Town. This is a great community, when you look at the crime rate and the fire protection and how the highways are taken care of. It's a safe place. The taxes may seem high when they get their tax bills, but if you look at some of the neighboring communities, Hudson is probably one of the lowest—by a lot of hard work by a lot of different people. Sometimes the roads are crowded and getting over the bridges is getting tougher already, this is a great place to come home to. He hopes they look at the positives and say it was a great year and look forward to 2006.

B. Terry Stewart

Board Notification of Serious Incidents – Selectman Stewart apologized if she appeared upset with the Chairman, but she was very disappointed in the incident over the weekend with the fire on Dumont Road with the lack of notification to the Board of Selectmen. She understands only the Chairman received a phone call. Chairman Massey said, as it turned out, his phone was not working and he didn't know it, so he didn't find out until the next morning. Selectman Stewart said any time a major accident happens in the Police Department, the Chief or one of the Captains sends an e-mail, notifying all of the Board. The Board should have been notified; she shouldn't have been getting her information by watching it on television, especially since three fire fighters were injured. The lack of communication is not acceptable, nor was the e-mail she received from the Fire Chief this morning. She hoped that, in the future, individuals will take Chief Gendron's lead and pattern themselves after the way he notifies the Selectmen. When the accident happened on Ferry Street about three weeks ago at 7:00 a.m., the Board received an e-mail by 10:00 a.m., notifying them of the details. That's the level of notification she expects from any other department. **Happy New Year** to everyone.

C. Kathleen MacLean

- 1) James Way – Selectman MacLean said it was heartwarming to see Mr. and Mrs. Pearce here. She was so happy to know that those people were in their homes for Christmas and she was wondering if anyone would come back to say thank you. All the Selectmen did was take the advice of Sean Sullivan, the Town Engineer and the Fire Chief. Kudos to Sean Sullivan. She appreciates everything that everybody did to get these people back into their homes. That was a nice thing to do, and it was nice that Mr. & Mrs. Pearce came back. Chairman Massey said he wants to make sure everyone understands that the Board did not give the OK to issue a building permit. They told the Community Development Director that the Board of Selectmen was satisfied that the safety issue with the bridge was OK, and it was their decision, based on that to do what they did. The Board did not say to issue a building permit. Selectman Maddox said the Chairman said the Board didn't issue CO's for James Way, that he had a consensus from the Board. Selectman Maddox wanted it on record that the Chairman didn't call him because he certainly would not have voted to do anything until the plan was clearly outlined.
- 2) Changing the Wording on the Warrant – Relative to the issue that John Knowles raised in Public Input, Selectman MacLean has no problem changing the words from, "To see if the Town," to "Shall the Town." She thought it would be clearer and easier to understand. Mr. Malizia said what Mr. Knowles didn't say was that the lawyers and DRA didn't have a problem with the wording the way it is, which is how the Town has been doing it for several years. Selectman Stewart said she wasn't losing any sleep over the way it is now. Selectman Maddox wanted to leave it the way it is.
- 3) HCTV Camera Operators – Selectman MacLean said she had e-mailed everyone about the possibility that when the Board enters Nonpublic Session, they can announce this will be the end of the televised segment for the evening. Sometimes, the camera operators may be of school age, and the Nonpublic Session goes late sometimes. Oftentimes when they come out of Nonpublic, they seal the minutes or just adjourn. When the meetings are replayed, there could be a scroll, indicating the votes that were taken when the Board came out of Nonpublic Session. It might also save a little money over the course of the year if the camera operators can pack up and go home when the Board goes into Nonpublic Session. That's what the School Board does. Selectman Maddox said if they start, they should finish it. Selectman Stewart said they don't know until the end of the Nonpublic Session if they are going to go back into public session. Chairman Massey said with very few exceptions, when they come out of Nonpublic, they are only going to do one of two things. They are going to make some motions, based on some discussion that occurred in Nonpublic, or they are going to adjourn. So, the amount of time after they come out of Nonpublic is usually less than five minutes. It might be reasonable to think that if they go into Nonpublic that they indicate that they are at the end of the public session and that any motions made if public session will be made public. At the last meeting, they were in Nonpublic Session two and a half hours. They are paying someone just to sit there, waiting for the Board to come out again. The School Board does the same thing. He thinks that makes sense. Selectman Maddox said the Board usually makes motions only to hire someone, or things like that. They could put it on their next meeting agenda to make it public. Chairman Massey thought that was an excellent idea and asked Selectman Stewart what she thought about it. Selectman Stewart went along with it.

(Tape 3-A)

Selectman MacLean asked if they would be able to tell the camera people tonight that when they go into Nonpublic Session, they can go home. Chairman Massey said sure.

Selectman MacLean thanked everyone for a very good year and she looks forward to a whole new year ahead.

D. Ken Massey

- 1) CALEA – Governor Lynch was unable to attend the public input meeting for CALEA. He would have been there, had it not been for a previous engagement and was physically on his way home from Washington, DC that day. The Governor did take the time to send a letter to the accreditation team, in which he said, "I wish to express my support for the Hudson Police Department's application for re-accreditation." He went on to talk about all the good things the Hudson Police Department is doing, ending with, "I urge you to grant the Hudson Police Department re-accreditation. Sincerely, John H. Lynch, Governor." Chairman Massey thought that was a very nice gesture on the part of the Governor to take the time to acknowledge all the good things. One of the things he indicated was the Child Protection Act that Selectman Stewart is so heavily involved in, and he was most appreciative of that. Kudos to the Police Department and it was a credit to them that the Governor was willing to take that extra step.
- 2) Green Meadow Traffic Analysis – The Board received an interoffice memo from the State DOT, Bureau of Traffic, in which they indicate that on Tuesday, January 24, 2006 at 10:00 at the John O. Morton Building in Concord, there is going to be a meeting on the redevelopment of the Green Meadow Golf Course, in which they are going to be talking about NH 3A, the circumferential highway, relative to the scope and impact of the traffic. The Town has been invited to send a representative, and he thought several "representatives" should attend. Community Development staff should attend and perhaps a Selectman should attend, probably either Selectman Maddox or Selectman Cole, one of the two liaisons they appointed to that project. The obvious staff person would be the Town Engineer, but that would be up to Sean Sullivan. Selectman Stewart thought this should be put on the January 10 agenda. Selectman Maddox said they should have as many people as possible from Community Development attend—the Town Engineer, the Town Planner, the Community Development Director. They need to be well represented at this meeting. Chairman Massey agreed, even though the request was for Hudson to send "a" representative. Selectman Maddox said he's the NRPC representative, so he could attend under that hat. Chairman Massey said it appears that the developer was not asked to attend this meeting.

- 3) **Update on 3rd bridge—meeting w/DOT on December 20** – Back in August, the question was raised by Selectman Cole of what it would take to build a third bridge across the river. At the time, the Board appointed Selectman Cole and the Chairman to be the Board’s representative to talk to Commissioner Murray on that subject. There was a meeting in September at which the Commissioner indicated that the bridge could be built, but it would have to be built with monies that were the result of selling State-owned land. Before the DOT wanted to go any further, they requested that Litchfield and Hudson Selectmen be on board, willing to explore that. He and Selectman Cole met with the Litchfield Board of Selectmen last month and they indicated that they were interested in moving forward. Another meeting was scheduled with Commissioner Murray on the 20th, last Tuesday, to indicate to her that there was interest in pursuing this. Her feedback was that the DOT has no interest in building the circumferential highway. Their only interest now is to sell the property that they own and use it for highway projects. They believe that if they want to build the bridge, somewhere between the current Taylor Falls Bridge and the bridge on 293, that the monies would have to come from the sale of that land. Commissioner Murray is now asking to have the Selectmen sit down with her and her representatives and look at the properties involved and come up with a plan for whether or not they are commercially marketable, the order in which they ought to be sold to maximize the value to both the Town and the State, and to put those monies into a Capital Reserve Fund that would then be used to construct the bridge. The next step is for her to send a copy of the lands that she believes the State owns in Hudson and then to sit down with her and look at the feasibility of selling that property. One way or another, they plan to sell the property. They would rather do it in conjunction with the two towns so that the towns have a say in how that property gets developed.

Selectman Maddox said that would be very foolish of the Town of Hudson to sell off that land, or to rezone it as anything other than parkway. It is, at the very least, an avenue for, at some point, roadway traffic mitigation in the Town, whether it be Green Meadow or some other project that gets them from 111 to Lowell Road. To sell that with the promise they’ll get a bridge sometime in Litchfield is absolutely foolish and shortsighted. It sounds good today, but in 10 years, if Green Meadow is built, and all the traffic has to go somewhere, whether it be Wason Road, 3A, Musquash, whatever, and the Town gave up a roadway... they don’t need to build a circumferential, but at least a level road like they did in Litchfield, Albuquerque, to get you from one side to another, is just shortsighted. It’s not in the Town’s best interest and they really need to have more discussion as to whether they want to be part of selling off the only real traffic solution that’s there to them for the amount of traffic that’s going to be going into Hudson. He hoped they don’t say great idea; you promised us a bridge if we sell this land. It’s not a good plan.

Chairman Massey wanted to be clear that the State is going to sell the land because they own it. The only opportunity the Town has to have an impact on that is to work with them on how it gets sold. If they walk away from the bridge, Commissioner Murray is basically telling him that the bridge won’t get built. They will use the money elsewhere. That doesn’t mean that they have to roll over and say go sell the land. The Selectmen have the opportunity, because the State is willing to sit with them and find out what it is, and if the Town doesn’t think the zoning change makes sense, they have to make the zoning change, not the State. The Commissioner was very clear that if the Town chooses not to engage on the bridge, she is still going to go forward with selling the land. Selectman Maddox said if they rezone it “highway,” it’s not going to be much else than that. They are shortsighted that after owning the property for 50 years, the State now decides to walk away. This is the first time the State has committed to build a roadway, over many years, and now they are saying, “not going to do it,” and just walk away. Hudson is being short-changed and they need to make the State clearly aware that everything that has been done—zoning, design of the Town—is based on this roadway and now they are going to sell it off to become something. Chairman Massey said if they do the bridge, it will be basically from 111 to 3A, Daniel Webster Highway, in Merrimack. Selectman Maddox questioned the 111. They are going to have to buy land because the State doesn’t own that land. Chairman Massey said they would probably do it in two phases, from 102 over to Daniel Webster and then from 102 to 111. The Board said it was very important to get a bridge across the river. The State is saying, “if you want to get a bridge across the river, this is the mechanism by which you can do it.” If the Board chooses to walk away, that’s their decision. Selectman Maddox said the State is going to build a \$60 million bridge if they sell \$10 million worth of land. Chairman Massey didn’t know how much land the State has, or how much it is worth. That’s the next step. They have to determine how much land they have and how much it is worth and if, in fact, it could be used. Selectman Maddox said the Chairman was saying that all the State was going to sell was from 111 to Lowell Road. Chairman Massey said no; the State is going to sell all of their property, and they may own property other than the circumferential corridor. In terms of the bridge, they see the viability of the bridge is 111 to Daniel Webster in Merrimack, done in two phases—102 to 3A as step one and 111 to 102 as step two.

Selectman MacLean said that with the development of Green Meadow, that wasn’t in the picture a few years ago, thought it be a great opportunity to bring this up at the January 24th meeting. Chairman Massey said it would be a great opportunity, but not to lose sight of the fact that the bridge is needed. Even if they were to do from Lowell Road to 111, they still have not solved the real problem in Town that exists today. The south end problem exists only at some point down the road. They already know, based on the traffic study they did during the summer, that Selectman Stewart initiated, that no current thing they could do in the north end to solve that will work except a bridge across the river. Even if they tell the State not to sell the land from 111 to Lowell Road, they still have the problem of getting a bridge across the river. It’s not an either/or, but they certainly won’t get the bridge if the Town doesn’t sit down and talk with the State. That’s where it is at the moment. It is up to the Board on what they are going to do because he, by himself, cannot commit the Town when he meets with the department. In fact, they Board might want to sit down with the State as a Committee of the Whole, rather than just the two liaisons, i.e., himself and Selectman Cole. In those discussions, it may turn out that the other issue becomes more paramount and the bridge is never looked at again, at least in the near term. Unless he hears otherwise, he will at least schedule a meeting with the Commissioner and look at the plan the

State wants to do and see if it makes sense from a financial perspective. Selectman Maddox was right in that if the cost of the bridge is \$60 million and they get only \$10 million, how long will they have to wait to get the other \$10 million? Selectman Maddox said and the price keeps going up. It's going to be another library situation. You take \$10 million and get 5%, but the cost of construction goes up 10%, they are never going to get there. Chairman Massey said they have to keep both things in focus and stay engaged with the State on this. Selectman MacLean asked if the meeting could be scheduled for after the 24th, so they will have a better idea of the picture. Chairman Massey said they will have to worry about when they can schedule it because it involves the State, Litchfield and Hudson—calendars get interesting. They will schedule it when they can. Selectman MacLean asked him to at least try for after the 24th. Chairman Massey agreed; he will try.

- 4) **Street Sweeping** – Chairman Massey said he had an opportunity for the Board to look at joint operations with the School District. During the budget hearings, now that the Highway Department has a new street sweeper in their budget, Road Agent Kevin Burns indicated that he can do in five days what used to take him seven days, so he is not planning on any overtime, and is planning on getting the work done before Memorial Day. When Kevin was making the presentation for the street sweeper, the Budget Committee asked him if he'd be able to do the parking lots for the School Department. Kevin had said he would look at it. Chairman Massey talked to Kevin subsequently, and it would cost him four days of overtime with a fifth day added, as a contingency, to do all of the street sweeping for the School Department. It would cost \$3,000 in labor; \$230 in gas and \$500 in expendables, for a total of \$3,730. Chairman Massey talked to the Superintendent of Schools, and although he hasn't brought this before his Board, if the Selectmen agrees to it tonight, he thinks the School Board will agree. The total cost in the School Department's budget to do street sweeping is \$6,400. If the Town was to do it for the School, it would be a net savings of approximately \$2,700 for the voters. Chairman Massey recommended that the Board accept Kevin Burn's offer; he is more than willing to do it and believes it can be done in the time frame that the School Department would like to see it done. He hopes the Board will let him bring this to the Budget Committee, as a change in the budget. It would mean increasing those three items by \$3,730 and a decrease in the School budget of \$6,400. He asked for a consensus to take that recommendation to the Budget Committee. Selectman Maddox said the Town would end up paying overtime in order for the schools to be swept. Chairman Massey said yes. He talked to the Superintendent about that. The Town is already doing things for them that isn't cost-charged, and the School does things for the Town that they don't cross-charge. The "administrivia" of trying to cross-charge the School for the \$3,700 isn't worth it, from the Town's perspective. Selectman Maddox said he wanted to make sure the Highway budget shows the reason for the increase. Chairman Massey said he would make sure that is documented. There was a unanimous consensus for the Chairman to bring this recommendation to the Budget Committee. Chairman Massey said the School was happy with that because they recognize they can get the work done with Kevin's crew a lot easier and faster than they could with their contractor.

10. NONPUBLIC SESSION

Motion by Selectman MacLean, seconded by Selectman Stewart, to enter Nonpublic Session under 91-A:3 II (a)Dismissal, promotion or compensation of a public employee or the disciplining of such, or the investigation of charges against him, unless the employee has a right to a meeting and requests that it be open, in which case the request shall be granted; (c)Matters, if discussed in public, would affect adversely the reputation of a person, other than a member of the body, unless such person requests an open meeting; (e)Consideration or negotiation of pending claims or litigation which has been threatened in writing or filed against the body or agency, until the claim or litigation has been fully adjudicated or otherwise settled carried 4-0 by roll call vote. Nonpublic Session was entered into at 9:30 p.m. and was terminated at 10:35 p.m.

Motion by Selectman Maddox, seconded by Selectman MacLean, to forward the multiyear labor contract between the Town of Hudson and the Hudson Firefighters Union, IAFF Local 3154, to the ballot, with the Selectmen's recommendation, carried 4-0

11. ADJOURNMENT

Motion by Selectman Stewart, seconded by Selectman MacLean, to adjourn at 10:36 p.m. carried 4-0.

Recorded and transcribed by Priscilla Boisvert, Executive Assistant

HUDSON BOARD OF SELECTMEN

Kenneth J. Massey, Chairman

Teresa Stewart, Vice-Chairman

William P. Cole, Selectman

Kathleen R. MacLean, Selectman

Richard J. Maddox, Selectman