

HUDSON BOARD OF SELECTMEN

Minutes of the January 11, 2000 Meeting

7:00 - 7:45 with Atty. John Ratigan in Attorney-Client Session.

1. **CALL TO ORDER** by Chairman E. Lorraine Madison at 7:54 p.m. of the first televised Board of Selectmen's meeting.
2. **PLEDGE OF ALLEGIANCE**, led by Selectman Rhona Charbonneau
3. **ATTENDANCE**

Selectmen: E. Lorraine Madison, Rhona Charbonneau, Shawn N. Jasper, Ann Seabury and Terry Stewart.

Staff/Others: Paul D. Sharon, Town Administrator; Priscilla Boisvert, Executive Assistant; Frank Carpentino, Fire Chief; Matt St. Laurent, Assistant Fire Chief; Police Sgt. Bianchi; John Drabinowicz; Fidele Bernasconi, HLN

4. PUBLIC INPUT

Chairman Madison asked if anyone in the audience wished to speak to the Board about anything. There was no response, so she moved on.

5. CORRESPONDENCE

A. From: Richard Gendron, Chief of Police

Re: Donation from SAM's Club

Refer to: New Business

B. From: Jim Michaud, Assessor

Re: Various Assessing Items

Refer to: New Business

C. From: Frank Carpentino, Fire Chief

Re: Various Fire Department Items

Refer to: Old and New Business

Motion by Selectman Jasper, seconded by Selectman Stewart, to accept Items A-C, with appropriate referral, carried unanimously.

6. OLD BUSINESS

A. Combined Dispatch

Chairman Madison recognized Town Administrator Paul Sharon, who said Chief Carpentino has been working with RCC Communications, the Police Department and him, but unfortunately, RCC has had some personnel changes and some other issues that delayed getting the report to the Board. A preliminary report was delivered to Chief Carpentino this morning, but not in time for an in-depth review. Chief Carpentino has already scheduled a meeting with Chief Gendron, the consultants, and the Town Administrator for next week to go over the report. Therefore, he didn't think they felt it was a good idea for the Board to act on this matter tonight, and asked that it be deferred to the next meeting.

Selectman Jasper asked if that meant they have missed the window of opportunity for this year's budget. Mr. Sharon said yes, but they don't have any choice because they don't have any numbers.

Motion to defer this until the January 25, 2000 meeting by Selectman Jasper, seconded by Selectman Charbonneau, carried unanimously.

B. Warrant Articles

1. Blasting

Chairman Madison asked Fire Chief Frank Carpentino to summarize the amendments to the rather lengthy document that he distributed to the Board. Chief Carpentino said there were about 20 changes that he just finalized this

afternoon with legal counsel and it would take half an hour to explain them. The changes, drafted by consultant Gene Simmons of Hager-Richter Geoscience of Salem, brings the Town's current ordinance in compliance with State law. The changes ensures everyone's rights are protected and it allows for due process. The bad news is that the Town's attorney said both the amendment and the entire current ordinance on explosives have to go on the warrant, in order to get the information to the voter. Chairman Madison said the voters have to be informed, and they will do what needs to be done. Selectman Jasper questioned that because when zoning or other changes are made, they don't include the entire verbiage on the ballot. He would like that explored further because he doesn't think there ever has been a case where an entire ordinance has been on the ballot, which would make for an extremely lengthy ballot just for one question. Chairman Madison said they are usually posted ahead of time, are all around the meeting room, with a synopsis of the article on the ballot. Mr. Sharon said they are posted in the back of the room. Chairman Madison asked for an opinion to see if that's the way it can be handled instead of putting the entire ordinance on the ballot.

Chairman Madison asked for a motion to move this to the warrant, with the questions being answered by the attorney. Selectman Charbonneau so moved, seconded by Selectman Jasper. Motion carried unanimously.

2. Capital Reserve Fund for Purchase of Open Space for Conservation Purposes

Chairman Madison read as follows: "To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of acquiring land, development rights or conservation easements, and to appropriate the revenues received from the Land Use Change Tax to be placed into said fund, including the unappropriated fund balance as of January 11, 2000."

Chairman Madison asked for a motion to send the aforementioned article to the warrant. Selectman Jasper so moved, seconded by Selectman Stewart.

Selectman Jasper said the Land Use Committee met several times to try to find land they could negotiate for development rights on, but that didn't happen. They don't want to lose the money already in there. Statutorily, they can keep the money to combine with future monies and, hopefully, next year they will come forward with some purchases.

Vote: Motion carried unanimously.

Chairman Madison said two petitioned articles were submitted, and she'd like to take them up at this time.

3. **Tree Ordinance**, submitted by Jean Serino.
4. **Purchase of Properties for Library Expansion**, submitted by Lisa Riley.

Chairman Madison said the signatures have been verified by the Town Clerk's Office and asked for a motion to move both petitions to the warrant. Selectman Jasper so moved, seconded by Selectman Charbonneau, and motion carried unanimously.

6. NEW BUSINESS

A. Donation from SAM's Club to the Police Department

Chairman Madison said SAM's Club was donating an oak computer desk, valued at \$315, for one of the community policing offices and asked for a motion to accept, with thanks. Selectman Charbonneau so moved, seconded by Selectman Jasper. Motion carried unanimously.

B. Request by Wal-Mart to conduct Fundraising Events for the Fire Department

Chairman Madison said Wal-Mart has requested authorization to conduct several fundraising events for the Fire Department. They do not know what the dates will be, nor do they know what the events are. *She asked for a motion to approve the concept, with the understanding that Wal-Mart will apply for the appropriate permits for each of the events. Selectman Jasper so moved, seconded by Selectman Charbonneau.*

Selectman Stewart asked if the fundraisers would benefit the union or the Fire Department. Chairman Madison clarified that it was for the Fire Department.

Vote: Motion carried unanimously.

C. Assessing Items

1. Veteran's Tax Credit Applications (Donald Bean; David Crooker; Diego Barela; Gerald Langlois)

Motion by Selectman Charbonneau, seconded by Selectman Jasper, to grant, as recommended by the Assessor, carried unanimously.

2. Supplemental Tax Bill (Steven & Denise Dick)

Motion by Selectman Charbonneau, seconded by Selectman Jasper, to sign, as recommended by the Assessor, carried unanimously.

3. Abatement Application (John Sederquist; David Crooker)

Motion by Selectman Jasper, seconded by Selectman Charbonneau, to grant, as recommended by the Assessor, carried unanimously.

6. OTHER BUSINESS**A. Request for Direction for Liaison to the Budget Committee**

Selectman Jasper said at a Budget Committee meeting, they took a preliminary vote on bond items. He was questioned by the School Board representative whether or not he had his marching orders from the Selectmen. He had replied he hadn't, but would get them prior to their final vote, after the public hearing on Monday. He requested an opinion of the Board as to how he should vote on the bond for the \$19.8 million school project. Chairman Madison asked for a motion.

Motion by Selectman Jasper, seconded by Selectman Stewart, that he be instructed to vote "No" carried 3-1, with 1 abstention. Selectmen Jasper, Stewart and Charbonneau voted in favor; Selectman Madison voted in opposition; Selectman Seabury abstained.

B. Exotic Dance Show at a Local Establishment

Selectman Stewart said Thursday night there is an event happening in Town that Selectman Jasper and the Building Inspector should attend, as they would be better qualified to do the site inspection. She and the Zoning Administrator did the last one. Selectman Seabury asked if it was the girls this time. Selectman Stewart said it was exotic dancers. Selectman Jasper said he'd have to check with his wife first, but he thinks he must have a meeting Thursday night! Selectman Seabury said if he didn't, she's sure his wife will find one for him. Selectman Stewart said the Building Inspector agreed to attend.

C. Police Department Grants

Chairman Madison said Lt. McCrady of the Police Department is responsible for a number of grants the Police Department has received, such as a Federal block grant to purchase portable radios for \$16,986; NH Highway Safety Child Safety Seats for \$1,149.15; NH Highway Safety Accident Software for \$4,775; and NH Highway Safety Speed Trailer for \$6,000. The speed trailer, however, must go on the warrant to be voted on, but she wanted to recognize Lt. McCrady for all of his hard work, which has resulted in a tremendous savings to the Town of Hudson. Selectman Charbonneau said that was very good.

D. Hawker-Peddler Request

Motion by Selectman Jasper, seconded by Selectman Stewart, to approve the hawker-peddler permit request for Glen Smeltzer to sell flowers for the Blushing Rose at the Hudson True Value on Derry Road, with the caveat he will renew his state license in May, carried 4-1. Selectman Charbonneau voted in opposition, saying because it's not fair for hawkers and peddlers to come in and take business away from florists in Town who pay taxes.

E. Placement of Warrant Articles in the order they will appear on the Ballot

The Town Administrator said traditionally, the Board has put the collective bargaining agreements and salary adjustments first, then the operating budget. For the first five positions, he suggested that the first five would be Trustees of the Trust Funds Bookkeeper Increase; Wage and Benefits Increase for Town Clerk/Tax Collector; Wages and Benefits Increase for Non-Union Personnel; Wage and Benefits Increase for Library Employees; and Town Operating Budget. Mr. Sharon said the default budget number is \$18,512,233; the first number won't be determined until after the public hearing.

Chairman Madison asked how the order should appear. Selectman Jasper said the next item should be the Lowell Road widening. Mr. Sharon said there was a correction on that article. \$669,886 should be \$699,886. Chairman Madison said all of the positions should be next, and then the Capital Reserves. Selectman Jasper reminded them that the land preservation item they voted on tonight should be included.

Selectman Jasper said the new positions should have the verbiage, "This appropriation is in addition to the Operating Budget." Mr. Sharon said this is the way it came back from the attorney. Selectman Jasper said then he should check with them because any additional monied articles need to say that, as they did last year. At the very least, Mr. Sharon should ask the attorneys why they don't feel it is necessary because last year every single article that contained money last year had that phrase added to it. He thinks it was an oversight because the Town Civil Engineer *does* have the verbiage included. Mr. Sharon said he could either check on it, or they could just go ahead and add it.

Chairman Madison referred to the article, "Establishing a Vehicle Replacement Capital Reserve Account for Fire Apparatus," and said "motor vehicles" was erroneously included by the attorney because the Town buys these vehicles under leases. The consensus of the Board was to take out "motor vehicles." Selectman Jasper thought the phrase, "...and to designate the Board of Selectmen as agents to expend," should come out. He didn't believe they had any articles left with that verbiage in them. Chairman Madison agreed, saying they had taken them all out. Selectman Jasper doesn't like that verbiage anyway, but thought they had taken it out specifically in this one. Chairman Madison asked Mr. Sharon to check on it.

Regarding "Rescission of Article 34 of the 1993 Annual Town Meeting," Chairman Madison questioned the attorney's comments. Mr. Sharon said the attorney was suggesting that the Board might also want to include rescinding the requirement to include increases in salary and benefits, too. Selectman Jasper said they didn't need to rescind that portion of it thought they might be biting off more than they can chew if they try to rescind everything all at once. Where the Unions have to go forward with collective bargaining, it's not unreasonable to have everyone else's increases voted on, too. The consensus was to leave the article as written.

Chairman Madison said the next one should be Gambia Street, then the Speed Awareness Trailer and lastly, the blasting ordinance. Mr. Sharon clarified that the Board didn't care how they were ordered. Chairman Madison said no.

6. LICENSES AND PERMITS

A. Hawker-Peddler Permit Request by Michael MacDonald to operate a Canteen Truck on 111 Industrial Drive

Motion by Selectman Jasper, seconded by Selectman Stewart, to grant, pending renewal of licenses in March, carried 4-1. Selectman Charbonneau voted in opposition.

B. Hawker-Peddler Permit Request by Joseph Kubit, Jr. to operate a Mobile Catering Unit in South Hudson

Motion by Selectman Jasper, seconded by Selectman Stewart, to grant carried 4-1. Selectman Charbonneau voted in opposition.

6. ACCEPTANCE OF MINUTES

A. Minutes of the BOS Meeting of December 14, 1999

B. Minutes of the BOS Meeting of December 28, 1999

A. Minutes of the BOS Meeting of January 4, 2000

Motion by Selectman Charbonneau, seconded by Selectman Stewart, to accept the Minutes as presented and refer to file carried unanimously.

Selectman Seabury said she knew of a volunteer for NRPC and she thought he could start right off. Chairman Madison didn't think that was appropriate, as the Board already voted to re-advertise for all of the vacant positions.

(Start Tape 1, Second Side)

6. COMMITTEE ANNOUNCEMENTS

1/12 7:00 Planning Board in the P/Z Meeting Room

1/13 7:30 ZBA in the P/Z Meeting Room

1/14 7:30 Public Hearing on the Town Budget at Library Street School

HUDSON BOARD OF SELECTMEN

1/17 Martin Luther King/Civil Rights Day--Town Hall closed

1/17 7:30 Public Hearing on the School Budget at Library Street School

1/20 7:30 Sewer Utility Committee in P/Z Meeting Room

1/24 7:30 Conservation Commission in P/Z Meeting Room

1/25 7:30 BOS Meeting in the Selectmen's Meeting Room

1/26 - 2/4 Time Period to File for Candidacy

7. REMARKS BY THE SELECTMEN

Rhona Charbonneau announced that George Bush will be at the Alvirne High School on January 30 at 1:45 p.m. Anyone wishing to attend to meet and chat with him is welcome. She is thrilled that the Culinary Arts students are doing the desserts.

Shawn N. Jasper said it was appropriate to start their first meeting in 2000 with cameras rolling and in front of a vast audience. He will have to get used to looking at the cameras, which will be difficult. He thinks this is a good public service that and people can see them in action--or lack thereof--and, hopefully, many will decide to turn off their sets and look for something more exciting! Chairman Madison quipped that she thinks Selectman Jasper was the only one aware of the cameras. Selectman Charbonneau said they should just conduct the meeting as usual and appear natural. Chairman Madison asked the Board not to get into an argument about cameras! Selectman Jasper said the good news is that after tonight, Fidele can stay home and watch the meeting on t.v.

8. ADJOURNMENT

Motion to adjourn at 8:25 p.m. by Selectman Stewart, seconded by Selectman Jasper, carried unanimously.

Recorded and Transcribed by Priscilla Boisvert

Executive Assistant to the Board of Selectmen

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Chairman E. Lorraine Madison

Rhona Charbonneau

Shawn N. Jasper

Ann Seabury

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