

HUDSON BOARD OF SELECTMEN

Minutes of the September 28, 1999 Meeting

1. **CALL TO ORDER** by Chairman E. Lorraine Madison at 7:34 p.m.
2. **PLEDGE OF ALLEGIANCE** was led by Selectman Rhona Charbonneau.
3. **ATTENDANCE**

Selectmen: E. Lorraine Madison, Rhona Charbonneau, Shawn N. Jasper (7:40), Ann Seabury and Terry Stewart.

Staff/Others: Steve Malizia, Finance Director; Priscilla Boisvert, Executive Assistant; Sue Snide, Zoning Administrator; Richard Gendron, Chief of Police; Jana McMillan, Animal Control Officer; Frank Carpentino, Fire Chief; Gary Rodgers, Deputy Fire Chief; Charlie Chalk, Fire Marshall; from the Fire Department, Todd Hansen, Elisa Benton, Steve Benton, Neil Carter and Dave Morin; Diane Callahan; Ruth Parker; Sherri Hamilton-Lavoie; Howard Dilworth, Nancy Regan; Fidele Bernasconi, HLN; Jack Minch, SUN

4. **PUBLIC INPUT**

No one had registered to speak, nor did anyone avail themselves of that opportunity when Chairman Madison asked if anyone in the audience wished to address the Board on any issue.

5. **CORRESPONDENCE**

A. From: Lt. Dave Morin, Hudson Fire Department

Re: Update on Firefighters' Memorial

Referral: Old Business

B. From: Chief Richard Gendron, HPD and Chief Frank Carpentino, HFD

Re: Combined Dispatch

Referral: Old Business

C. From: Chief Richard Gendron, HPD

Re: · Police Department Vehicle Project

· Automated External Defibrillators

· Kirby Building

· Animal Control Facility Committee

Referral: Old Business and New Business

D. From: Steve Malizia, Finance Director

Re: · 1999 Tax Rate

· NHMA Certificate of Authorizing Resolution

Referral: New Business

E. From: Jim Michaud, Assessor

Re: Veteran's Tax Credit Application

Referral: New Business

F. From: Sue Snide, Zoning Administrator

Re: Community Development Block Grant for Sewer Line Extension

Referral: New Business

1. **NOMINATIONS & APPOINTMENTS**

- A. Land Preservation Committee**

1. Linda Walkley Kipnes (Interviewed 9/14)

2. Jean Serino (Unable to be present, due to illness.)
3. Lisa Vermette (Interviewed 9/14)
4. Ruth M. Parker has lived in Hudson most of her life, has seen the growth and changes, knows a lot of its history and is interested in preserving that history and some of the land. She wasn't sure what the committee was charged with, but it sounded interesting. Chairman Madison said Town Meeting voters passed an article that allows available land to be purchased by the Town. Ms. Parker asked if it was restricted to tax-deeded land. Chairman Madison didn't think so. Ms. Parker asked if a Selectman would be on the committee. Chairman Madison didn't know, saying it was a new committee. Ms. Parker said they should know up front what they are supposed to be doing and the scope of work.

Selectman Seabury thought money received from current use was going to be rolled into a fund to purchase land. She made an awful blooper at the last Conservation meeting. She totally spaced the Land Preservation Committee. They were talking about a piece of land in Nashua that used to be the Hunt Home. Someone called the Conservation Commission Chairman and asked if the Town was interested in 21 acres, a landlocked parcel near Second Brook. Mr. Callahan thinks it's a good piece of land and thought eventually they could get into it. She told them Hudson might be interested at \$250 an acre. He was going to go see what they wanted to sell it for. She assumed that when these types of parcels come up, they would consider them for purchase.

Ms. Parker thought the Land Preservation Committee should be a Conservation Commission subcommittee. Selectman Seabury agreed. Chairman Madison said Selectman Jasper asked for the formation of this committee and he wasn't present. Ms. Parker said the answers to her questions wouldn't alter her interest the committee, but they were things that needed to be resolved before they start. Selectman Seabury agreed, saying she thought the Conservation Commission had all kinds of money, but then found out they didn't have a dime! Selectman Charbonneau thought the property at Second Brook should be investigated and followed through on. As for it being landlocked, she said they can find a way to access it somehow.

Motion by Selectman Stewart, seconded by Selectman Charbonneau, to appoint Ruth Parker, Jean Serino, Linda Walkley-Kipnes and Lisa Vermette to the Land Preservation Committee carried 4-0.

Selectman Jasper apologized for being late, but said it was unavoidable. Chairman Madison recapped the previous discussion. Selectman Jasper said the two committees might work together, but are two separate bodies. Selectman Charbonneau thought the land should be offered to the Selectmen, not the Conservation Commission. Selectman Seabury said monies left over in the Conservation Commission's budget each year is rolled over into a fund to purchase land.

Selectman Jasper asked to be on the committee. Chairman Madison said they'd be happy if he was.

A. Library Board of Trustees (1 Member to fill a Vacancy until the next Election)

1. Sherri Hamilton-Lavoie, a teacher at HO Smith, said part of their curriculum is to study the Town and, in particular, it's history. The kids love visiting Hudson's historical 'hot spots.' She is interested in maintaining Hills Memorial Library because of it's historical value.
2. Linda Walkley Kipnes (Interviewed 9/14)

Motion by Selectman Jasper, seconded by Selectman Stewart, to appoint Sherri Hamilton-Lavoie carried 4-1. Selectman Seabury voted in opposition, saying she wasn't opposed to Sherri personally, but she was in favor Linda Walkley Kipnes because that's who the Library Trustees recommended.

A. Composting Committee

1. L. Cheryl Freed (Interviewed 9/14)
2. Abbott Rice (In an advisory capacity; Interviewed 9/14)
3. Donald Whitney (Withdraw name on 9/28/99, due to time constraints)

Chairman Madison said Donald Whitney has withdrawn his name and Abbott Rice would serve as an advisor. Since that leaves only Cheryl Freed, she recommended that appointments be put on hold. Selectman Jasper said they

should probably just drop this since there doesn't appear to be much community interest at this time. If Mr. Rice wants to do something through the Grange, the Town can probably help.

Motion by Selectman Jasper, seconded by Selectman Stewart, to not go forward with a Composting Committee at this time carried unanimously.

1. OLD BUSINESS

A. Update on Firefighters' Memorial

Chairman Madison recognized Fire Lt. Dave Morin, who said at a previous meeting, the Selectman approved the site at Lowell and Central. The objective was for the monument to be up by October 9th, so they worked with Hudson Monument to construct it. They surpassed the goal for raising money for the memorial. When they went before the Planning Board, they ran into some problems. Lenny Smith questioned the site survey, so they've been looking into that. He went to the Registry of Deeds, an ongoing process because they are having problems locating the deeds. He got a Town map of the site, a State map, and a Town resident has a third map—and all three are different. The general consensus is that the Town owns the land, but no one knows how much. Since the boundary lines are uncertain, and they don't want to cause any liability issues, a decision was made to hold off putting in the memorial. During the winter, they will try to get everything straightened out and, hopefully, they can continue with this project in the spring for EMS Week. Unanticipated land surveying costs will be about \$1,200, so they will have to raise those funds. They still feel this is the best possible site in Town. If there are problems with setbacks and things of that nature, he'll make plans to do whatever needs to be done in order to get site approval. The plan is to come back to the Board the first meeting in March 2000 and move forward with it then.

Selectman Charbonneau said that is the old railroad bed, some land that she was thinking of buying at one time. She suggested that Lt. Morin talk with Henry Frenette, who might be able to help. Lt. Morin said the Town map shows that they own 60' by 212'. The State map, dated 1981 when the intersection was fixed, shows the Town owns the whole piece of property. Once they get it surveyed, they will know for sure.

B. Combined Police and Fire Dispatch

Chairman Madison recognized Chief Gendron and Chief Carpentino, commenting that Chief Gendron was looking trim and fit. Chief Gendron said he was in shape and ready to leave for the FBI Academy Friday morning. Selectman Jasper wished him good luck, saying he will be missed.

Chief Carpentino said they were present to follow up on the ongoing process to determine if the Town should go forward with a combined Police and Fire dispatch center. An RFP was distributed to 19 vendors and six replies were received. Copies were distributed to both Chiefs and the Town Administrator. Of the six, he and Chief Gendron narrowed it down to two. Each Chief took a consultant to contact the references and do follow-up checks. They followed that up with interviews, which included both Chiefs and the Dispatch Supervisors from both Fire and Police. The unanimous decision was to recommend hiring RCC Consultants to do the feasibility study. They were not the most expensive, nor the cheapest, but based on the scope of the project, the projects RCC has done in the past, and references, they are the best qualified. The price is not to exceed \$27,385 and it will take about 30 days to complete the task, which includes both on and off site work. Chief Carpentino said that RCC faxed a contract that perhaps should be forwarded to the Attorney for review before the Board signs it.

Selectman Jasper asked if this was a budgeted amount. Finance Director Steve Malizia said no, if it's not in the Fire or Police budgets. Selectman Jasper said before they approve the study, they have to identify the funding source. Chairman Madison said it will probably come from Contingency.

Motion by Selectman Jasper, seconded by Selectman Stewart, to award the contract to RCC Consultants in an amount not to exceed \$27,385, to have legal counsel review the contract, to authorize the Chairman to execute the contract, and that funds shall come from the Contingency account, carried unanimously.

C. Kirby Building

Chief Gendron said, as they are in the middle of budgets, he was looking for some direction from the Board as to whether or not the Police Department could be authorized to renovate the unfinished section for a fitness center. Police officers hired after January 1, 2000 have to undergo a physical fitness test at the Academy, so there is a burden placed on departments to ensure that their officers stay fit. The current small fitness room would be converted into office space. Chairman Madison said in his memo to the Board, he talked about a fitness training room, but now he's talking about a fitness center. Chief Gendron said they've got a community training room now that is set up and they already use the building for various training exercises. He'd like to use some of the money to turn the unfinished area into a training room. Chairman Madison asked what money he was referring to. Chief Gendron said he has been trying to find out from Paul if there was already money available, or if they should budget for it.

(Start Tape 1, Second Side)

Chairman Madison said there was some money in the budget to renovate the Kirby Building when the Fire Department was going to use it, but when they moved to the Parodi Building instead, some of the money was used for those renovations. Selectman Jasper said they had pretty much given over control of the Kirby Building to the Police Department a couple of months ago and recommended that, since there was money designated for the building, that it be utilized. Chairman Madison agreed, saying that was what it was in the budget for. Selectman Jasper said he'd like to see the Chief come up with a long-range plan for the building, which is what was represented to the Budget Committee. Chief Gendron said some of the rooms can be left as is, but the area that needs attention is the unfinished area that seems to suck up all of the heat. Eventually, they could put in a community room. Chairman Madison said it would make a great community room. Chief Gendron said for the short term, they could move in a fitness center, the Explorers and let the band stay. Long range, they may have to take some walls down, etc. He can get estimates, if that's what the Board wants, but he didn't know what their direction was.

Chairman Madison didn't have a problem in using whatever money is left in the account for the Kirby Building. Regarding the band, she understood that it wasn't just Hudson any more. Chief Gendron said three band members are Hudson policemen, and one is from Nashua, but he's a Hudson resident. The band is still very active; they played this weekend at the law enforcement show at the Mall. Selectman Charbonneau asked if the Town can use the band gratis. Selectman Jasper said the band played at Old Home Days for free, and they have performed at other community events gratis. Selectman Charbonneau said if the Town is housing them gratis, they should be expected to perform for various Town events at no cost. Chief Gendron said the band was in such demand, it got out of control. Every city and every school wanted them, which meant them playing every Friday and Saturday night. He tried to work something out with the band, but then there were union issues. But since an individual left the band, it is no longer a big issue. They have agreed to play gratis at three events per year: Old Home Days, Harvest Fest and at Greeley Park. They also do something for the Town of Tyngsboro. They are giving up doing a lot of freebies. Selectman Charbonneau asked if they were practicing on comp time. Chief Gendron said there is no comp time and they don't get paid overtime for practicing. Selectman Charbonneau asked if that was in writing. Chief Gendron said the people in the band are not making an issue of it. Selectman Charbonneau understood that, but there may come a time when it is, and she wanted to make sure the Town was protected. Chief Gendron said he was, too, but if they were to put something like that in front of them, it would create a problem. They are happy playing together with the number of shows. Chairman Madison said as long as they are volunteering, she didn't think it was an issue. Selectman Stewart said one year Justice played at the Chamber dinner. They didn't pay for them, but they asked if there was something they could help out with, so they bought the band speakers. Chief Gendron said they look for equipment and T-shirts for the kids. When they take up donations, they spend the money on shirts for the kids.

Chairman Madison said the Chief feels he can move in the fitness training room, maintain the studio for the rock band, and start to work on the other things for a minimum amount of money, and they he will come in with a long-range plan. Chief Gendron said he doesn't know what it is going to cost to finish the room, or what is left in the budget. That's why he was before them tonight.

Motion by Selectman Jasper, seconded by Selectman Stewart, to give control of the Kirby Building to the Hudson Police Department and authorize the expenditure, by the Police Department, of the balance of the monies in the budget that was allocated for work on the Kirby Building.

Selectman Stewart suggested that Chief Gendron check with Chief Carpentino regarding the cost estimates in order not to duplicate effort. Selectman Jasper thought that the nature of the work was totally different and didn't think the Police Chief was looking at an extensive overhaul. Chief Gendron suggested he could talk with the Fire Chief, then get his own estimates and come back before the Board with them.

Chairman Madison objected to giving control of the Kirby Building to the Police Department. She didn't mind if they use it for a fitness center, if the band stays there, or if some day there's a community room there, but if the Selectmen are no longer in control of the building, it precludes them from using it for anything else. Selectman Charbonneau agreed. Selectman Jasper thought it was understood that the Board of Selectmen ultimately owns all of the Town buildings to the degree that they are needed. The Kirby Building has been sitting idle for a long time, and the Police Department has become the custodian of it. Nobody is really in charge of it, so no one else really feels responsible for it. No one has done anything with the building for years and suddenly the Board thinks they might use it for something. He didn't think so, if they haven't done anything since 1994. If someone wants to use a room at the Kirby Building, at least the Police Department would be in charge of overseeing that. Chairman Madison didn't have a problem with the Police Department being in charge of the building, but she didn't want them to have total control of it because it may become a Police Department annex. She didn't mind them using a portion of the building, but if something else came up, she wanted flexibility with the rest of it. Selectman Jasper said they can't allow the Police to use it for a weight room and a band area, and then give keys out to other people. If there is a need for someone to use a room, and something is available, they will have to go through the Police Department. Someone else shouldn't be controlling the scheduling and giving out keys. Chairman Madison said she had misunderstood what Selectman Jasper meant by the Police Department being in control of the building and ended up agreeing with him. She hadn't thought about the keys, but had envisioned the Police Department immediately using all of the rooms.

Vote: Motion carried 4-1. Selectman Charbonneau was opposed.

D. Animal Control Facility Committee

Police Chief Gendron and Jana McMillan, Animal Control Officer, were present. Chief Gendron said it was Jana's professional opinion that there is a need to look into a facility to house animals taken in, in accordance with applicable statutes. It doesn't mean they will take in all unwanted animals, rehab them, and adopt them out. That is done at animal shelters, such as the ones in Nashua, Salem and Lowell. There are about 2,500 dogs in Hudson so it's time to look at housing dogs that are picked up by Animal Control. Angela Hurshman and Fidele Bernasconi agreed to be on the committee, along with Jana. Jean Serino was asked and she initially agreed, then later declined. The committee will look at the feasibility of building a small facility, preferably near the Police Department on Capricorn Street. A local veterinarian should be included on the committee to give them advice. Selectman Jasper wanted to make sure it is clearly understood that what is being built stays within the scope of an animal control facility, not an animal shelter. He's not thrilled about this, but understands the need for it.

Motion by Selectman Stewart, seconded by Selectman Jasper, to appoint an Animal Control Facility Committee, as outlined by Chief Gendron, carried unanimously.

1. NEW BUSINESS

A. Public Hearing on Donation of Automated External Defibrillators, valued at \$3,000 each, to the Hudson Police Department by St. Joseph Hospital and Southern NH Medical Center

Chairman Madison opened the Public Hearing at 8:10 p.m. and asked if anyone wished to speak.

Selectman Seabury asked about the need for defibs and if the officers know how to use them. Chief Gendron said police officers are often first responders to heart attacks and it's crucial to resuscitate someone as quickly as possible; they will be trained to use them and the new machines are much easier to use. Officer Kevin Sullivan has been trained and can now instruct. Chairman Madison asked if a police officer is included on ambulance calls. Chief Gendron said no, but the ambulance will still be dispatched. If the officer arrives on the scene first, he will use the defib, which are smaller than a briefcase and will be carried in the police vehicle's trunk. Selectman Jasper asked how the Fire Chief/EMS Coordinator viewed it. Chief Carpentino said Chief Gendron discussed this last week with him and he feels it is a positive thing. Police cruisers travel all around Town and if someone is having a heart attack, it's imperative to get first aid to the victim as soon as possible. They will have a much better chance of being revived and kept alive. The Fire Department has offered assistance, if needed, including training. There won't be an issue of assisting with equipment because it is compatible with the Fire Department's. This is definitely a positive thing that will help the citizens of this community.

Chairman Madison closed the public hearing at 8:15 p.m.

Motion by Selectman Stewart, seconded by Selectman Jasper, to accept the donation, with thanks, carried unanimously.

B. Police Department Vehicle Project

FBI Graduation Ceremony

Chief Gendron said people who went to Old Home Days this year saw Nashua's vehicle, Flatfoot. He distributed photographs of show vehicles from other police departments for the Board to look at. Sometimes they refurbish an old department vehicle, if they're not lucky enough to get one donated to them. It's a fun community project and when it's all done, people are really attracted to them. The PD has an old '88 pickup with 131,000 miles, originally the Dog Officer's truck they used for maintenance, but have taken the plow off they don't want to take any chances with it. Since they already own it, however, it would be an excellent vehicle to convert to a show truck. He started to ask local businesses if they'd be willing to get involved with this project, and pretty soon people were calling him. Everyone wants to jump on board. A body shop wants to repaint it; another company is willing to help with tires and a lift kit; another one offered a new exhaust system; someone is putting in a sound system. As a way to thank the businesses that are involved, their names would be on the vehicle. They plan to call it *Project Code 3*. He thinks there will be a lot of support for this, once word gets out. They'd like to get started on it in 2000 and he's talked to Fidele about doing a story on it.

Chairman Madison asked if this would cost the community anything. Chief Gendron hoped that everything would be donated. Maynard & Lesieur donated the tires and rims for Flatfoot at below cost, so Nashua had to pay the balance. Others gave them a free paint job, while others donated the paint. They will try to do everything strictly with donations. Selectman Stewart thought it was a great idea.

(Start Tape 2, Side A)

Chairman Madison thought it was a great idea, too, especially since Hudson would have a truck. Chief Gendron agreed, saying he

was told that trucks do better, unless it's something like a Porsche, Mustang, Camaro or '57 Chevy. Some of the vehicles are donated and some are confiscated.

Motion by Selectman Jasper, seconded by Selectman Stewart, to authorize the Police Department to undertake Project Code 3, as outlined in the Chief's memo of September 1, 1999 carried unanimously.

Chief Gendron thanked the Board for addressing his items. Chairman Madison wished him the best, as he is leaving for the FBI Academy on Friday. Chief Gendron said he's packed and ready to go. After preparing for such a long time, he's glad it's here and wants to get going with it. He will miss being away from his family, however. He's received phone calls all day from other Chiefs, telling him how lucky he is, and they wish they were going, too. He again thanked the Board, saying he appreciates their affording him this opportunity. Chairman Madison said they know he will do them proud. Chief Gendron said he graduates on December 17th and invited the Board members. He'll fax the information. Selectman Charbonneau said Terry will be there. Selectman Stewart said she could turn it into a Christmas shopping trip to Georgetown. Chairman Madison said they could all go. Selectman Jasper said Laurie would love to go to the Chief's graduation. Chief Gendron said the graduation ceremony lasts only about an hour, but the previous day is pretty impressive. They put on a dog and pony show. Visitors get to see the Academy and Hogan's Alley.

C. Community Development Block Grant for Sewer Line Extension

Chairman Madison recognized Zoning Administrator Susan Snide, who distributed information on Community Development Block Grants, saying she was aware of the Town doing one other for SignMax. Selectman Seabury asked if that was the Irish company. She was told it was, to which she groaned. Sue said this was different, that it was only for infrastructure improvements. She asked the Board to hold a public hearing on October 12 for the feasibility study to determine if the mobile home park at Kimball Estates on Kimball Hill Road should be sewered or watered, or both, neither. There has been a public health problem there. They've had problems with their water system, which are two wells, servicing all of the trailers. In the past, they've had water quality problems. The septic systems are nothing more than cesspools, and they can't be replaced with septic systems. It has been a goal of the park owners and the Health Officer to try and get sewer in there, but it has been cost prohibitive. With a development going in at Kimball Heights at the top of Clement Road and the industrial park, the sewer is going to come much closer, so they want to study the feasibility of extending the lines to this trailer park.

Selectman Jasper said they really can't authorize even studying this, due to the sewer moratorium. They told everyone else not even to bother to apply. He doesn't see how they can say they are going to look into the feasibility of hooking up a private entity. Sue said Tom Sommers approached her to say there was a problem down there with the septic systems and leachate. She told him it was a long standing problem but they didn't know what to do about it. Tom told her the sewer was coming in closer, so that's something they ought to think about. Sue subsequently called NRPC and they started the ball rolling. The question was raised that maybe it was the water system, and not so much the septic system or the cesspools. That is the reason for the feasibility study.

Chairman Madison said all Sue was asking for was to apply for a feasibility grant; it didn't say they have to allow sewerage or water in there, and it may come back with a recommendation to extend the water line. She didn't think it would hurt to apply for the grant, since there is a recognized health problem there. The deadline is November 1, so they can't wait until the sewer moratorium is over.

Selectman Jasper didn't necessarily disagree, but it was the park owner's responsibility and he didn't like seeing money that could be used for community things used on a private entity. If the owner has a problem, he needs to deal with it. Selectman Seabury said if it has to be shut down because of health reasons, then it has to be shut down. Then the owner will have to make a decision on what he wants to do with it. Selectman Jasper said if they help him out, he'll raise the rents and will make money from what the Town has done. They would need some sort of agreement with the park owner, as he's the only one that would gain from the Town helping. Selectman Seabury said he wasn't very helpful to the Town, referring to the 'mobile home dumpster.' Selectman Stewart agreed, saying it took four, five months to get him to clean up that mess. Selectman Jasper said they'd be making the property more valuable. Chairman Madison agreed.

Sue said a function of the CDBG grant was to benefit the community at large, and to target populations that are not as economically advantaged as other populations. Part of the feasibility study will determine if they have that target population there, and then go on to further determine if the need is there. A door-to-door survey will be conducted to ask the people if they are interested in allowing the park to be hooked up. Chairman Madison said the people there will benefit health-wise, but it will go right in the owner's pocket. Sue believed there were controls that could be placed on it, if not already in place by the Feds. It's not to economically advantage someone else at the benefit of the community, or the residents of the focus community. She will ask what kinds of controls are in place to prevent the owner from increasing the rents because of the upgrade to his property as a result of the grant. Selectman Charbonneau said this type of grant is for someone paying low-to-moderate rent. If something goes wrong with this park, 69 people will be forced out of housing. There is a shortage of housing in New Hampshire, and everyone is going high on their rent, so where are these people going to go?

Chairman Madison said since there is a little bit of time, perhaps the Zoning Administrator could find out exactly what controls

would be placed on the landlord before the Board agrees to the study in time for the October 12 meeting. She'll still have time to apply for the grant, if the answers satisfy the Board. Sue asked if the Board wanted to hold a public hearing on October 12. Selectman Seabury said someone put up some low cost, economic units on Webster Street for the elderly, and had to comply with federal regulations. They paid rent according to their income and he could not raise those rents. If the Board agrees to this study, and the landlord gets sewer and water hooked up to his park, it will become a high-toned park and he can start to raise the land rents, and the people will be out of a house.

Selectman Jasper said this was a feasibility study versus actually doing the work, but the question needs to be looked at. Right now, that park has some serious marketability problems because of the water and sewer. If the Town puts water and sewer in there, the salability of that, and the long-term ability to raise rents, that park becomes much more valuable and all the economic benefits go to the owner of the park. He didn't want to see them get into a situation where somebody else benefits. Selectman Charbonneau said the owner would have to put in his own water and sewerage; the Town wouldn't do that. In reference to the low-income housing for the elderly on Webster Street, they pay a portion of their income from Social Security, and the federal government—you and I—pays the difference. If they are paying \$300 a month, we are paying \$700. He gets \$1,100 a month for a single bedroom. Selectman Seabury said if she could get half of that, she'd take them in personally.

Chairman Madison recognized Nancy Regan, a resident of the park, who had some concerns about what would become of them if the park was closed down. Chairman Madison said this would be taken up at the next Selectmen's meeting, October 12, at which time Sue will have the answers to the Board's questions.

Chairman Madison recognized Howard Dilworth, who complained that the Sewer Utility was not cc'd on this, since a sentence read, "To increase the likelihood of funding, we could demonstrate our commitment with matching funds, possibly through the Sewer Utility." Chairman Madison said the Zoning Administrator would have an opportunity to do that now, since they weren't going to act on it until 10/12.

D. 1999 Tax Rate

Chairman Madison recognized Finance Director Steve Malizia who said it's time to set the tax rate. In May, the Board took action to reduce the tax rate because of the school funding issue to \$22.32 per thousand. He's now recommending taking \$600,000 from surplus and set a rate of \$21.33. He won't get every number until he gets to DRA, but this is an approximation. It still leaves the Town with a healthy surplus of over \$3 million so if they were to run into tough times, or if there was another project that needed to be done, they'd have the money for it. He'll go to Concord to set the tax rate in mid-October.

Motion by Selectman Charbonneau, seconded by Selectman Seabury, to set a tax rate of approximately \$21.33 by using \$600,000 from surplus carried unanimously.

E. NHMA Certificate of Authorizing Resolution

Chairman Madison said NHMA requires a resolution every five years, authorizing towns' continuing participation in the NHMA Health Insurance Trust. Finance Director Steve Malizia said this does not obligate the Town to stay with them for five years. The Town has the latitude to do something different, but NHMA likes to get a resolution from participating towns.

Motion by Selectman Charbonneau, seconded by Selectman Jasper, to adopt the NHMA Certificate of Authorizing Resolution, as recommended by the Finance Director, carried unanimously.

F. Veteran's Tax Credit Application (Russell F. Davis, Map 28, lot 54, 13 Sunland Drive)

Motion by Selectman Charbonneau, seconded by Selectman Stewart, to approve, as recommended by the Assessor, carried unanimously.

1. OTHER BUSINESS

A. RAVE Parties

Selectman Jasper said he wanted to postpone this item at this time. He's going to meet with the owner of Playmakers before the end of the week and speak with him about his concerns. If he has further concerns, he'll come back to the Board.

B. Benson Memorabilia

Selectman Charbonneau said they'll be getting more memorabilia from the former seal trainer that Esther McGraw picked up today. Now she's working on pictures. They will do an inventory and Selectman Jasper said he'd store the things at his place. Selectman Stewart said someone in Webster, NH also has some Benson stuff, which will be passed on to Selectman Jasper.

C. Canine Police Cruiser

Chairman Madison said Chief Gendron has asked for authorization for Officer Kevin Sullivan to use a PD unit to transport his wife and his Police canine to Atlantic City. Chairman Madison said she and Terry Stewart were given copies of that memo, but Chairman Madison felt the whole Board should act on this.

Motion by Selectman Stewart, seconded by Selectman Jasper, to grant authorization.

Selectman Charbonneau said she'd vote for it as long as the Town isn't liable if there is an accident. Chairman Madison said he's going down to enter into a competition with his canine for the Police Department. Selectman Stewart said after Officer Sullivan and his wife get to Atlantic City, the cruiser will be parked, as other citizens are going, too. Selectman Charbonneau was still concerned as there would be a passenger in the vehicle that was not an employee, and the Town might be liable. She wanted to make sure the Town was protected. Selectman Jasper said any time anyone has someone in their own personal vehicle, that passenger is covered. That vehicle is insured by the Town and if there is an accident, with injuries to anyone, our insurance would pay. There's no other way. Officer Sullivan donates a great deal of his time working with the dog and at community events. This is a reasonable request. They have to understand he is under the Town insurance when he is in a Town vehicle.

Vote: Motion carried 4-1. Selectman Charbonneau voted in opposition.

D. Budget Parameters

Chairman Madison said people are starting to get into their budgets and wondered if the Board wanted to place a parameter on the budget. Selectman Jasper thought that would be reasonable. Capital items fall outside of that and are rated independently. He's not sure what the inflation rate is, but didn't think the operating budgets should be up more than 2½ to 3% for the upcoming year.

(Start Tape 2, Second Side)

The only exceptions are things that come under separate warrant articles. Selectman Charbonneau thought it should be level or no more than 1½ to 2%. Regarding salary impacts, departments should look to cut back in other areas. Chairman Madison thought departments have done extremely well on their budgets. Selectman Jasper said last year they had set a goal, and allowed for a 2% increase.

Motion by Selectman Jasper, seconded by Selectman Seabury, to send parameters to department heads that the BOS expects their operating budget to come in at no more than a 2½ % increase, excluding contractual salary obligations and any additional capital items come in as warrant articles carried 3-2. Selectmen Charbonneau and Jasper were opposed.

E. Raffle Permit by Wattannick Grange for Harvest Fest

Motion by Selectman Charbonneau, seconded by Selectman Stewart, to approve a raffle permit submitted by Abbott Rice on behalf of the Wattannick Grange for a raffle to be held at Harvest Fest on October 9, 1999 carried unanimously.

1. LICENSES AND PERMITS**A. Outdoor Gathering Permit Request by the Hudson Historical Society to hold Harvest Fest on 10/9/99**

Motion by Selectman Charbonneau, seconded by Selectman Seabury, to approve carried 4-0. Selectman Jasper abstained because he signed the permit.

B. Second-Hand Dealer/Pawnbroker License Request by Tool Liquidation Center, 216 Central Street

Motion by Selectman Stewart, seconded by Selectman Seabury, to approve carried unanimously.

2. ACCEPTANCE OF MINUTES**A. BOS Minutes of the September 13, 1999 Meeting****B. BOS Minutes of the September 14, 1999 Meeting**

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

1. COMMITTEE ASSIGNMENTS

9/29 7:00 Visioning Committee in BOS Mtg. Rm.

9/30 7:00 CIP in P/Z Mtg. Rm.

10/5 7:00 HEDCorp in P/Z Mtg. Rm.

10/6 7:00 Planning/Zoning/Conservation Workshop in P/Z Mtg. Rm.

10/9 Harvest Fest

10/11 Columbus Day Holiday, Town Hall closed

10/12 Board of Selectmen in BOS Mtg. Rm.

2. LIAISON REPORTS

A. Highway Department—Selectman Jasper

Selectman Jasper said the Highway Facility is coming along very well. In fact, the block work may be done by now. They were hoping for the steel to get in on time for the roof. They are having trouble getting someone to put in the salt shed because everyone is so busy. The Highway Department did a tremendous job with their little 6-wheel trucks. The amount of material they have moved up there is phenomenal. He understands they had only one flat tire. They did a great job.

B. Town Clerk-Tax Collector and Finance – Selectman Charbonneau

Selectman Charbonneau spoke with Steve and Cecile today. There were some coordination problems in the Town Clerk's area with the remodeling project that the Chairman has taken care of.

C. Recreation Department – Selectman Stewart

Selectman Stewart said the Rec Committee met last week and, according to the Summer Program Director's report, they had 548 kids registered, with an average of 200 kids per day at the Rec Center, so they were hopping up there. There are 600 kids enrolled in the Fall soccer league, which is wonderful. Chairman Madison and Selectmen Charbonneau both said that was great.

D. Conservation Commission—Selectman Seabury

Selectman Seabury said all she had to report was the blooper she made at the last meeting, which she already discussed. She's going to tell the Conservation Commission they don't have any money.

1. REMARKS BY THE SELECTMEN

Rave Parties Selectman Jasper said he's been concerned about the RAVE parties and plans to meet with the owners of Playmaker's. He spent an interesting, eye-opening morning there from about 2:45 till 5:30 a.m. last weekend. They were doing back, leg and food massages in the building at \$10 for 10 minutes. About half of the gentlemen weren't wearing shirts, which he reported to the Health Department. There also were transvestites there, or at least that's what the police said they were. They appeared to have one basic song with a few slightly different variations, which was very annoying. They turned the bass down after receiving a complaint. He asked Selectman Charbonneau why she was laughing. She said she was trying to picture him in there and would have liked to have seen his face. Selectman Jasper said he was very much out of place, wearing work boots and a flannel shirt. Selectman Stewart asked if he got a massage. Selectman Jasper replied emphatically, "NO!"

Recorded Phone Lines Selectman Jasper said probably everyone on the Board has seen the memo regarding recorded phone calls, the result of an inquiry he made. In his role as a member of the State Ethics Committee, an issue came before them regarding taped conversations. A State Representative had a conversation with a constituent that had become somewhat threatening, so he turned on his answering machine. At the end of the conversation, he informed the person he had recorded part of the conversation—which is a Class B felony. That tape is now in the hands of the Attorney General's Office. You used to be able to tape one-party conversations, but it changed at some point. In learning this, it immediately concerned him that the Town records on some lines, so he called the Attorneys to ask about it. As a result, it is clarified. An audible beeping on the line indicates a call is being recorded, but that probably doesn't mean anything to some people. Chairman Madison said the Fire Department has instituted the practice, when answering the phone, of stating that the call is being recorded. They can record the emergency line without saying anything. She thanked Selectman Jasper for bringing that information to the Town's attention.

Adult Store Complaint Chairman Madison received a complaint from a parent about the paraphernalia in the adult store at the White Hen Pantry mall. Selectman Seabury said it's next door to a kids' karate school and she didn't think that was legal. Chairman Madison said the Town has been to court twice and the judge ruled in favor of the store owner both times. The Zoning Administrator asked if that parent would be willing to testify at the appeal. Selectman Jasper said the Judge's ruling was very strange. There were a lot of requirements in the ordinance that had to do with day care being within so many feet that is being violated. He can't understand the Judge ruling as she did.

Chairman Madison said the Judge ruled that way twice.

2. NONPUBLIC SESSION

Motion by Selectman Jasper, seconded by Selectman Charbonneau to enter Nonpublic Session under 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, etc. (b) The hiring of any person as a public employee; (c) Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the body or agency itself, etc. carried unanimously.

Nonpublic Session was entered into at 9:00 p.m. and was terminated at 9:10 p.m.

Motion by Selectman Charbonneau, seconded by Selectman Stewart, to seal the Minutes carried unanimously.

Motion by Selectman Jasper, seconded by Selectman Stewart, to hire Joseph Conrad as Truck Driver/Laborer at a rate of \$12.25 per hour, Grade VIII, Step Minimum, effective October 3, 1999 carried unanimously.

3. ADJOURNMENT

Motion by Selectman Jasper, seconded by Selectman Stewart, to adjourn at 9:15 carried unanimously.

Recorded and Transcribed by Priscilla Boisvert

Executive Assistant to the Board of Selectmen

HUDSON BOARD OF SELECTMEN

Chairman E. Lorraine Madison

Rhona Charbonneau

Shawn N. Jasper

Ann Seabury

Terry Stewart