

## HUDSON BOARD OF SELECTMEN

### Minutes of the April 27, 1999 Meeting

1. **CALL TO ORDER** by Chairman E. Lorraine Madison at 7:35 p.m.

2. **PLEDGE OF ALLEGIANCE** was led by Selectman Ann Seabury

### 3. **ATTENDANCE**

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

**Staff/Others:** Paul D. Sharon, Town Administrator; Priscilla Boisvert, Executive Assistant & Recorder; David Yates, Recreation Director; Frank Carpentino, Fire Chief; John Drabinowicz; Howard Dilworth; Nancy Reagan; Coleman Kelly

4. **PUBLIC INPUT** (30 Minutes unless extended by majority vote; 5 minutes per person)

Chairman Madison asked if anyone in the audience wanted to address the Board. Howard Dilworth stepped forward and said he received a phone call this evening from one of the citizens that attended the public hearing on the widening of Derry Road, noting that Selectman Seabury and Charbonneau were also in attendance. He had to tell the citizen that he wasn't a Selectman any more, and explained who Selectman Stewart was. After the hearing, he had told Selectman Seabury that there were a lot of people who didn't understand much about this, which is another reason why meetings should be aired on tv. When NRPC comes in to do the TIP and those types of things are discussed in the Selectmen's regular meetings, if the public saw it on tv, they would be more informed on how the process works. People enjoy watching their local officials on television. He hoped the Selectmen would do whatever they could to move the process along.

Regarding Public Input, Chairman Madison knows there's always the unexpected and someone will need to speak to the Board the night of their meeting, but she'd like to stick to the process of signing up in advance, in case staff needs to prepare a response. If an urgent matter does arise, they can still call the Selectmen's Office any time during the day of the meeting.

### 5. **CORRESPONDENCE RECEIVED**

A. From: Steve Malizia, Finance Director

Re: Ducharme Well Pump Failure

Refer to: New Business

B. From: Kevin Burns, Road Agent

Re: ·Police Department Blazers

·\$1,000 Cash Donation for Jette Field by Hudson Youth Baseball

Refer to: New Business

C. From: PSNH

Re: Donation of a Tree in honor of Arbor Day

Refer to: New Business

D. From: David Yates, Recreation Director

Re: Storage Shed at Greeley Field

Refer to: New Business

E. From: Assessing Department

Re: Various Items

Refer to: New Business

F. From: Sewer Utility Committee

Re: Sewer Acceptances

Refer to: New Business

*Motion to receive the Correspondence, with appropriate referral, by Selectman Charbonneau, seconded by Selectman Jasper, carried unanimously.*

**6. OLD BUSINESS** (There wasn't any.)

**7. NEW BUSINESS**

**A. Ducharme Well Pump Failure**

Town Administrator Paul Sharon referred to the report submitted by Don Ware, Chief Engineer for Pennichuck, on the reasons for the Ducharme well failure. The well needs to be recharged chemically to open it up to provide for greater yield and less draw-down. The pump had been pulled six years ago by Consumers and repaired, but they made no effort to restore the yield capacity. It's important to get that well up and running to its maximum capacity before summer. If the Board authorizes the \$20,704 expenditure, he will call Pennichuck in the morning and give them the go-ahead.

*Motion by Selectman Jasper, seconded by Selectman Stewart, to authorize the repairs to the Ducharme pump in the amount of \$20,704, as recommended by Pennichuck, carried unanimously.*

**B. Police Department Blazers**

Chairman Madison recognized Town Administrator Paul Sharon, who said the Police cruiser bids came in low, so Chief Gendron was able to get another Lumina out package, which went to Planning and Zoning. They had scheduled trading in two Blazers from the Police Department, but Chief Gendron suggested diverting them to the Town and trading in instead the two Building Inspector vehicles that are literally eating up money with repair costs. The anticipated trade-in for the Blazers is \$9,000 each. For another \$1,000 the Town can paint and retrofit them for use in the Building Department. The \$18,000 plus retrofitting costs would still allow for Chief Gendron to run well in the black. They have discussed this extensively at staff meetings. An additional wrinkle is that Recreation Director Dave Yates reported he has been using his own vehicle to cart around Rec equipment and personnel. Paul suggested taking the best of the junk cars and devoting it to the Re Department, and next year, put in for a new vehicle for that department. The joint recommendation between the Police Chief, the Road Agent, the Zoning Administrator and him was to proceed with this plan.

Chairman Madison said if an older vehicle is approved, it must be used *only* by the Rec Director and he couldn't take it home with him at night. Paul said that was understood. Selectman Charbonneau said to repair the mechanical problems on the older vehicles would be throwing good money after bad. Selectman Jasper agreed, saying they are better off paying mileage for the Rec Director to use his own vehicle. Perhaps next year they can either get a vehicle for him or take a good trade-in from the Police Department. He wasn't comfortable transferring an older vehicle to another department. Paul said the animal control vehicle may be ready for trade next year, a logical vehicle for the Rec Department.

Selectman Charbonneau asked about a government surplus vehicle. Paul said the Police Department has one, but it is dedicated to police use. Selectman Charbonneau said the Town could do something like that, too. Paul said yes, if they can find one. Chairman Madison agreed they shouldn't repair the older vehicles, but it's not just the mileage on Dave's vehicle, it's the wear and tear from hauling around equipment and personnel. Next year, he can request a vehicle in the budget.

Selectman Charbonneau said he really needs a truck. Chairman Madison asked he could share something because he shouldn't have to use his personal vehicle. Paul said the Highway Department pledged to make something, or personnel, available, adding that they will work something out.

*Motion by Selectman Charbonneau, seconded by Selectman Jasper, that the Blazers be kept by the Town and used by the Building Inspectors and the junk vehicles be traded in carried unanimously.*

#### **C. Public Hearing on receipt of \$1,000 Cash Donation for Jette Field by Hudson Youth Baseball**

Chairman Madison opened the Public Hearing at 7:55 and asked if anyone wished to speak on this donation. There was no response, so she closed the hearing.

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

#### **D. Donation by PSNH of a Tree in honor of Arbor Day**

*Motion by Selectman Jasper, seconded by Selectman Charbonneau, to accept with thanks carried unanimously.*

Chairman Madison said PSNH would like a planting ceremony on or close to Arbor Day, April 30, and the Town will have to select a place for the tree to be planted. Paul said it will be a flowering crab. Selectman Seabury suggested planting it in the area across from Hetzer's Bike Shop, where the crossing guard stands. A tree would help to beautify that area.

#### **E. Storage Shed at Greeley Field**

Chairman Madison said Hudson Youth Baseball would like to put a shed at Greeley Field to store their equipment. The Rec Department will also be able to store some of their equipment there. They have already received authorization from the Planning Board to construct the shed without having to go through a formal site plan review. It will be owned and maintained by Hudson Youth Baseball and the Rec Director will have a key to it.

*Motion by Selectman Jasper, seconded by Selectman Stewart, to allow Hudson Youth Baseball to construct a storage shed on Town property, with the provision that they maintain liability insurance on the shed, carried unanimously.*

## **F. Assessing Items**

### **1) Elderly Exemption Application, 3 Alpha Street, Map 049, Lot 052**

*Motion by Selectman Stewart, seconded by Selectman Jasper, to uphold the recommendation of the Assessor and grant the exemption carried unanimously.*

### **2) Veteran's Tax Credit Applications (Dennis R. Bleau; Carlton E. Hamm; Lucien O. Vallancourt)**

*Motion by Selectman Stewart, seconded by Selectman Jasper, to uphold the recommendation of the Assessor and approve the applications carried unanimously.*

### **3) Current Use Application, James Petersen Map 006, Lot 042**

*Motion by Selectman Jasper, seconded by Selectman Stewart, to uphold the recommendation of the Assessor and approve the applications carried unanimously.*

### **4) Notice of Intents to Excavate Earth (Brox Industries & Nash Family Investment Properties)**

*Motion by Selectman Stewart, seconded by Selectman Seabury, to uphold the recommendation of the Assessor and approve the applications carried unanimously.*

### **5) Yield Tax Warrant (Etchstone Properties; John Brown & Sons)**

*Motion by Selectman Jasper, seconded by Selectman Stewart, to uphold the recommendation of the Assessor and sign the warrants carried unanimously.*

### **6) Warrant for Excavation Tax (Brox Industries & Nash Family Investment Properties)**

*Motion by Selectman Jasper, seconded by Selectman Stewart, to uphold the recommendation of the Assessor and sign the warrants carried unanimously.*

### **7) Charitable Exemption, Hitchcock Clinic, 321 Derry Road**

*Motion by Selectman Stewart, seconded by Selectman Jasper, to uphold the recommendation of the Assessor and deny the request carried unanimously.*

## **G. Sewer Acceptances**

### **1) Lexington Place**

*Motion by Selectman Stewart, seconded by Selectman Charbonneau, to accept the sewer, as recommended by the Sewer Utility Committee and staff, carried unanimously.*

### **2) Lockwood Place**

*Motion by Selectman Charbonneau, seconded by Selectman Stewart, to accept the sewer, as recommended by the Sewer Utility Committee and staff, carried unanimously.*

**H. Legal Services Bid**

Chairman Madison recognized Paul, who said 32 RFP's have gone out, with a bid opening scheduled for May 19. It is expected that this will be on the May 25th agenda for the Board's consideration.

(Start Tape 1, Second Side)

**8. OTHER BUSINESS****A. Renovations of Cable TV Room**

Selectman Jasper asked when the renovations for the Cable TV room would occur. Paul said when the Town Clerk's area is renovated, after July 1st.

**B. Thurston's Landing**

Selectman Charbonneau said she had more phone calls concerning Thurston's Landing. She is going to the Wetlands Board in Concord tomorrow to see what kinds of permits have been pulled. The callers are saying the wetlands are being filled in, and there is a house *in* the wetlands. She asked who was watching the store to check on these things. She thinks the Conservation Commission should be brought in on this because they are familiar with that area. Paul said the Building Department is checking into the complaints that have been received.

Selectman Jasper asked Paul if he found out anything relative to the road near the Jackson's property. Paul talked with the Town Engineer, who said he and Gary Webster didn't feel there was anything inappropriate. However, Paul said *he* felt that it *was* inappropriate. Selectman Jasper thought it was inappropriate, too, saying there is standing water there constantly. Selectman Seabury asked who put the road in. Paul said Combat did. Selectman Jasper said it's part of Thurston's Landing. Selectman Charbonneau said wetlands are in that area. Selectman Jasper finds it incredible that Town staff does not see a problem covering over standing water. Paul said Mike had not visually seen it when they had spoken, but would go look at it himself. Selectman Jasper said it must be pretty well filled in by now. Paul didn't think anything has been done since Selectman Jasper talked to him about it.

Chairman Madison said the Building Inspectors are supposed to be on top of these things. Selectman Seabury said requests for special exceptions should be on file. If they got permission to do a dredge and fill of wetlands, that should be well documented. Whatever was approved should be on file. Chairman Madison said once something is built, it's too late to do anything about it. Selectman Seabury disagreed, saying that the Zoning Board recently ruled that a house that was already built, with people ready to move in, had to be torn down.

Selectman Stewart said if Town staff was on top of things, Thurston's Landing I would not have happened. She didn't know if staff looked the other way, but someone moved in without a CO. Paul said, at that time, no one checked on the issue of top of foundation elevations versus street elevations. One hand thought the other hand was doing it and nothing got done, but that has been changed. The roadway on the north side of Bush Hill Road is a long way from being accepted and, if necessary, will get ripped out, but the subdivision plan allowed for them to go through that general area.

Chairman Madison thought inspectors should be pro-active, not reactive, and be out in the field on a regular basis, staying on top of on-going construction projects. Paul said they *are* out there on a regular basis. Selectman Charbonneau said that's where the wetlands are and

why there's such a problem with the Circumferential. She didn't understand how they are getting away with what they are, adding that it shouldn't be up to her to go to the State to find out about the dredge and fill, it should be the Building Inspectors, especially with all the complaints they are getting. She thinks no one is watching what is going on because their eyes are closed and it is ridiculous that people have to call her because of what is going on.

Chairman Madison asked Paul to check into it. He said he would and will get back to them on it.

### **C. Thurston's Drive**

Selectman Stewart said several meetings ago, the Board refused to accept Thurston's Drive because of the Road Agent's concerns and wondered if that had been resolved. Paul said the Town can't make the contractor finish the work, but the street won't be accepted until the punch-list is finished.

### **D. Messy Mobile Home**

Selectman Stewart asked for a status of the trashed mobile home. Paul said the owner told Bill that it was the Town's, which he relayed to Susan, which she relayed to Paul, who told her no, it's not. Paul Giannelli has been told to move it, but as of now, it's still there.

### **E. Benson's Memorabilia**

Selectman Seabury asked if anyone went to look at the memorabilia and if there was anything of interest. Selectman Jasper said he and Selectmen Charbonneau and Stewart looked at it. The stuff isn't wonderful, but it's very much a part of Benson's--the stands that the elephants stood on to do their shows, a couple of signs, elephant saddles, some coffee mugs and a jacket. The auction is Saturday and he thinks it would be appropriate for the Town to spend up to \$600 which would include buyer's premium and taxes. The Selectmen that are planning to attend can go with Paul Graveau. They would have to go down another time with a truck to pick up whatever they buy. Selectman Charbonneau thought \$600 was high. Chairman Madison said the understanding is they are buying these items with the idea of putting them in the restored buildings on Benson's, but could probably be stored at the Kirby Building. Selectman Jasper said one of the few buildings left is the elephant barn. Selectman Charbonneau said she'll be picking up more memorabilia on Saturday, as well.

*Motion by Selectman Jasper, seconded by Selectman Stewart, to authorize the expenditure of up to \$600 for Benson's memorabilia, including the buyer's premium and tax.*

Chairman Madison said Selectman Charbonneau thought \$600 was high. Selectman Jasper hoped they wouldn't have to spend that much. He will not be able to attend the auction, but he put together a list of what he felt should be the maximum bid they'd be willing to pay for the items they want.

*Vote: Motion carried unanimously.*

Selectman Jasper said they need either cash or a check, unless someone was willing to front the money. Selectman Charbonneau volunteered to front the money.

### **F. Excavation Project near Whitney Hill**

Selectman Seabury said blasting has been going on on Whitney Hill and apparently they are excavating up there, with a machine to chop the stone into gravel. She asked if that was legal. Paul said yes, as long as the gravel is left on site. If it is exported, it falls into a different

category. Selectman Seabury said big dump trucks go in and out. Selectman Jasper said if they are crushing and processing on site, and moving it off site, that's excavation. Selectman Seabury said maybe it should be checked out because it goes on all day.

## **9. LICENSES AND PERMITS**

### **A. Request for Second-Hand Dealer/Pawnbroker License (renewal) by B & T Bargain Exchange, 76 Lowell Road**

*Motion by Selectman Stewart, seconded by Selectman Seabury, to approve the request and grant the license carried unanimously.*

### **B. Request for a Hawker-Peddler's License by Matthew Reddig to operate a Mobile Food Unit in the interest of Spring Hill Catering**

*Motion by Selectman Jasper, seconded by Selectman Stewart, to approve the request and grant the license carried unanimously.*

### **C. Request for Second-Hand Dealer/Pawnbroker License (renewal) by Bargains Unlimited, 5 Central Street**

*Motion by Selectman Stewart, seconded by Selectman Seabury, to approve the request and grant the license carried unanimously.*

## **10. ACCEPTANCE OF MINUTES**

### **Minutes of the April 13, 1999 BOS Meeting**

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

## **11. COMMITTEE ANNOUNCEMENTS**

4/28 7:00 Planning Board in P/Z Mtg. Rm.

5/01 8 - 2 Spring Clean-up at West Road Landfill

5/05 7:00 Planning Board Workshop in P/Z Mtg. Rm.

5/08 Curbside Leaf Collection

5/10 6:30 Visioning Committee in P/Z Mtg. Rm.

5/11 4 - 8 Open House on Circumferential Highway at Alvirne

5/11 7:30 BOS Mtg

## **12. REMARKS BY THE SELECTMEN**

## **13. LIAISON REPORTS**

Selectman Stewart said she is attending the Citizen's Police Academy.

## **14. NONPUBLIC SESSIONS**

Motion by Selectman Jasper, seconded by Selectman Stewart, to enter Nonpublic Session under 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, (b) The hiring of any person as a public employee, (c) Matters which, if discussed in public, likely would affect adversely the reputation of any person, other than a member of the body or agency itself carried 5-0 by roll call vote.

Nonpublic Session was entered into at 8:20 p.m. and was terminated at 8:55 p.m.

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

Motion by Selectman Jasper, seconded by Selectman Stewart, to hire Summer Rec staff, as recommended by Rec Director David Yates in his memo dated 4/14/99, which will be effective 6/18/99, carried unanimously.

(\$7.25: Frank Girginis, Kelly Griffus, Chris Hodge, Amy Caron, Heather Locke, Kim Malley, Stephanie Maye. \$6.75: Amy Blanchard, Sheri Dobens, Erin Murphy, Heather Murphy, Meg Hassey. \$6.25, Joshua Porter)

**15. ADJOURNMENT**

Motion by Selectman Jasper, seconded by Selectman Stewart, to adjourn at 9:00 p.m. carried unanimously.

Recorded and Transcribed by Priscilla Boisvert

Executive Assistant to the Board of Selectmen

**HUDSON BOARD OF SELECTMEN**

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**E. Lorraine Madison, Chairman**

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**Rhona Charbonneau**

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**Shawn N. Jasper**

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**Ann Seabury**

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**Terry Stewart**