

HUDSON BOARD OF SELECTMEN

Minutes of the April 14, 1998 Meeting

1. **CALL TO ORDER** by Chairman E. Lorraine Madison at 7:30 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 and Terry Stewart

Staff/Others: Paul D. Sharon, Town Administrator; Priscilla Boisvert, Executive Assistant; Frank Carpentino, Fire Chief; Mike Gospodarek, Town Engineer; Mike Reynolds, Town Planner; George Hall, Planning Board Chairman; Lenny Smith and Richard Maddox, Planning Board members; Kevin Burns, Acting Road Agent; Jim Michaud, Assessor; Lisa Riley, Chairman of Library Trustees; Pat Hetzer, Cemetery Trustee; Len Lathrop; Lt. Don McCrady, HPD; John Drabinowicz; Coleman Kelly, Cable Committee; Nominations and Appointments candidates Howard Dilworth, Jr., Carol Boston and Frederick W. Sheldon; Len from HLN; Tim from the SUN; Signe from the TEL

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

A. Howard Dilworth, Jr. -- Planning Board Issues; Legal Contract

Mr. Dilworth said the corridor planning item on tonight's agenda was something that kept coming back. He asked the Selectmen to read the Planning Board workshop Minutes of March 4, which he attended, in order for them to get a flavor of what actually transpired. They seem to have a bad habit of making land use regulation changes at workshops that aren't very well attended.

Secondly, concerning the petition on the zoning questions, he didn't think the Town does a good job in 'selling' changes. He said he brought that up last year at the second meeting in April and he wanted to reiterate that they need to do a better job of getting information out. He thought they should take advantage of cable tv and the print medium to try to get the message out.

Thirdly, he talked about the legal contract. Two years ago, it was voted to address contract renewal at the first meeting in April because, the prior year, they went two weeks past the expiration date. If discussions start in April, they will have ample time to do whatever needs to be done. Last year, they just voted to renew the contract. He understands this will be on next month's agenda but, since there wasn't any mention of it here, it looks like they dropped the ball. He said record-keeping serves as a basis for documenting change and recording

history and he asked them to remember who will most likely write the next book on the history of Hudson. Chairman Madison said the Board hasn't dropped the ball, that the RFP's for the legal services contract are going out on schedule. She pointed out that the vote taken two years ago states "April," not *the first meeting* in April.

B. Pat Hetzer, Cemetery Trustee--Dr. Paul Teeney Tomb (across from Cahill's, on State property)

Pat said the Cemetery Trustees wanted to start cleaning up the Dr. Paul Teeney Tomb, but found out that it no longer belongs to the Town of Hudson because it is on the Benson land that was acquired by the State. The underground vault was not identified on the map in the Town Planner's office and State officials may not be aware that this is a burial site, which is in a deplorable condition. The Trustees would like to have control of the burial site, as provided for by RSA 289, and would like to see it revert back to the Town of Hudson. The vault has 100' frontage and is 50' deep. The Cemetery Trustees requested that the Board of Selectmen take appropriate action to reacquire the land from the State so they can get it cleaned up. Chairman Madison said they would look into it and get back to her on it. Pat distributed photographs of the site, which she will leave with the Selectmen. She said a scout was looking for an eagle project and she suggested this tomb to him. After looking at it, he declined, saying that it was too big a job.

The Cemetery Trustees asked that an ordinance be passed on rules and regulations for the Town cemeteries. They left the 'fines' amounts blank because they didn't know what to charge. Chairman Madison asked her to leave that material and the Board will ask the attorney to look into it.

C. Lisa Riley, Library Trustee -- Land for Library Expansion

Lisa said one of the properties on School Street that the library had been hoping to purchase for their expansion is on the market, and an offer is pending. The assessed value of the property is \$109,000 and is listed at \$99,000. The seller will have to clean up the asbestos, which will cost \$15,000-\$20,000. Had Article 47 passed, they would probably have been able to acquire that property for about \$85,000. With the pending sale, that property will be lost to the Town and it seriously jeopardizes the possibility of expansion at that location. She is hopeful that the three properties on Ferry Street are within their reach. This issue will be discussed at their meeting on Monday night.

She said Selectmen Seabury and Jasper commented publicly a couple days before the election that they were in favor of a library expansion at the current location. The other Selectmen haven't been publicly forthcoming about their positions. She hoped their liaison would be a Selectman who would work closely with them over the next year. She has been in contact with all of the property owners, indicating their willingness to negotiate.

5. CORRESPONDENCE RECEIVED

A. FROM: George Hall, Planning Board Chairman

RE: Corridor Planning, Route 3A

REFER TO: New Business

B. FROM: Hudson Nottingham West Lions Club

RE: Donations to the Fire Department and Police Department

REFER TO: New Business

C. FROM: Michael Gospodarek, Town Engineer

RE: Street Acceptances: Garrison Farm Road and Campbello Street

REFER TO: New Business

D. FROM: William Cunningham

RE: Request for Town-owned Property

REFER TO: New Business

E. FROM: Coleman Kelly, Cable Committee Chairman

RE: Cable Committee Items

REFER TO: New Business

F. FROM: Sewer Utility Committee

RE: Abatement Requests

REFER TO: New Business

G. FROM: Bell Atlantic

RE: Requests for Placement/Licensing of Phone Poles

REFER TO: New Business

H. FROM: Robert Clegg

RE: Motion for Rehearing

REFER TO: New Business

I. FROM: Jim Michaud, Assessor

RE: Various Assessing Items

REFER TO: New Business

J. FROM: Frank Carpentino, Fire Chief

RE: Various Agenda Items

REFER TO: New Business

K. FROM: E. Lorraine Madison, Chairman, Board of Selectmen

RE: Committee Assignments

REFER TO: New Business

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

6. NOMINATIONS AND APPOINTMENTS

Chairman Madison recognized Selectman Stewart.

A. Conservation Commission

(1 Alternate, Term to expire 12/31/98 [to fill unexpired seat vacated by Paul Estavillo])

Frederick W. Sheldon

When asked why he applied, Mr. Sheldon said he grew up in Massachusetts and has lived in

New Hampshire for the last five years. He'd like start becoming active and involved in the community. Selectman Seabury said the Conservation Commission meets on the third Monday of the month and they do a lot of site walks on Saturdays. She asked if that would be a problem for him. Mr. Sheldon said no. There were no further questions.

B. NRPC

(1 Alternate, Term to expire 12/31/98 [to fill unexpired seat vacated by Paul Estavillo])

1) Carol Boston

Ms. Boston said they are new to Hudson. Her husband had been in the military and they moved around quite a bit. They want to put down roots and she thought it would be nice to get involved, meet some people and try to help out. She applied for this board previously.

2) Frederick W. Sheldon

When Chairman Madison asked, Mr. Sheldon said he preferred Conservation, having grown up in Concord, Mass and he loved Henry David Thoreau and wandering Walden Pond.

C. Sewer Utility Committee

(1 Member, Term to expire 12/31/98 [to fill unexpired seat vacated by Abbott Rice])

Howard Dilworth, Jr.

Chairman Madison said she asked Howard to consider signing up for Sewer Utility because he loves details and he would be perfect for this committee--and he would do a good job for the Town.

Motion by Selectman Stewart, seconded by Selectman Charbonneau, to waive the procedures and make the appointments tonight carried unanimously.

Motion by Selectman Stewart, seconded by Selectman Charbonneau, to appoint Frederick Sheldon to the Conservation Commission as an Alternate, with to expire 12/31/98, carried unanimously.

Motion by Selectman Stewart, seconded by Selectman Charbonneau, to appoint Carol Boston to the NRPC as an Alternate, with a term to expire 12/31/98 carried unanimously.

Motion by Selectman Stewart, seconded by Selectman Charbonneau, to appoint Howard Dilworth to the Sewer Utility Committee as a Member, with a term to expire 12/31/98 carried unanimously.

7. OLD BUSINESS

A. Agency Fees relative to Pine Road Reconstruction

Chairman Madison asked Town Administrator Paul Sharon for an update. Paul said staff is in the process of reconsidering the position of the Highway Safety Committee and would like to have this brought back at a later date after they have an opportunity to re-look at it. A legal opinion was received which said that, in the absence of any party that the Town would have to pay the money back to, it could be used for a related purpose.

Motion to defer this issue, pending input from Town Staff, by Selectman Charbonneau, seconded by Selectman Stewart, carried unanimously.

B. Lowell Road Bottleneck Project (Rena to Dracut Road)

Chairman Madison recognized Town Engineer Mike Gospodarek, who said in March, the Selectmen asked him to put together a brief history of this project and where it might be headed. He did that, and now he needs direction by the Board on how to proceed. The Planning Board had tried to work a deal with the State that, with the improvements that Wal-Mart and Sam's Club did to 3-A, would be credited to the Town and those funds would then be shifted down to the bottleneck between Rena and Dracut Road. One of the stipulations was that the Town of Hudson would be required to

(Start Tape 1, 2nd Side)

obtain the property to do the improvements. He wanted to know if the Board wanted him to move the project forward by taking the properties, which would necessitate involving the Attorney, or if they wanted it turned over to the State, who could do the land-taking.

Selectman Seabury asked which option was cheaper. Chairman Madison said the second one. Selectman Jasper said on Page 34, Item 7, of the 7/24/91 Planning Board minutes it makes it perfectly clear that no Town monies are to be expended doing this. On Page 21, one of the engineers, Mr. Holden, stated, "I don't think the Town wants to pay it out of their CAP money." The conversation went on about the Town not spending the money, but would just be involved in the negotiating process. Eminent domain is never discussed. Mr. Mills' motion is on Page 7: "The Town shall be involved in the process of land acquisition, handle negotiations for the right-of-way, with no cost to be borne by the Town." It's clear the Planning Board never intended for the Town to spend Town money for the right of way for the road project for the State.

Chairman Madison asked Planning Board Chairman George Hall if this has been discussed by his board since 1991. If so, those minutes weren't provided. Mr. Hall said this issue has been discussed many times. Chairman Madison asked if it was still the feeling of the Planning Board that this should be handled by the State and not use Town monies for the project. Mr. Hall said there has been a lot of discussion, with a lot of differing opinions. It was always his understanding that the Town was responsible for getting the land, but he never heard it stated that the Town was going to pay for it--even though those two things conflict with each other. The State has taken the position they will do the work, and somehow there are credits available for the work that Wal-Mart did at the intersection. He didn't know why--or when--the State agreed to do the work but not the land taking. He yielded to Lenny Smith to provide additional information.

Mr. Smith said there are two proposals: one with the TIP program, which would cost the Town about \$10,000 and one from the State, who said if the Town acquired the land, they would do the project. He recommended going with the TIP program and suggested contacting NRPC see where they are with it and whether or not they will go forward with that because that would be the least expensive option, (using Wal-Mart's \$70,000 for design). When he first negotiated with the Assistant Commissioner, he said if the Town acquired the land then they wouldn't have to go through the eminent domain proceedings. The Town was to get agreements from the people to release the land. Then a new engineer came on the job, Mr. Rogers, and he thought the Town was going to pay for it. The landowners are agreeable to a point, but then they walk away from the table.

Chairman Madison said perhaps they should talk NRPC and see where they are at this point. She asked Mike how he felt about that. He said that was fine, but his recommendation is to let the State continue with the project and the Town can stay in the background, helping the landowners get the best deal they can. Chairman Madison asked Mike to check with NRPC to see how things were going and then it will go on the April 28th agenda. Then the Board will be able to give him direction.

Selectman Jasper said Page 35, Item 9, of the Minutes say, "The Planning Board will allow a so-called credit on this overage. This credit is only offered to Wal-Mart, is not transferrable, and may *not* be used to offset possible future CAP amounts that may be incurred by Wal-Mart on other pieces of property contiguous to the roadway improvement." Mr. Rankin asked Mrs. Seabury to read it back and, when she did, the 'not' was still there. Yet, on the second

page of the development agreement, it says, "The Planning Board will allow a credit on the overage. This credit is only offered to Wal-Mart, is not transferrable and may only be used to offset possible future CAP amounts." There is a discrepancy between the Planning Board vote and the development agreement. He didn't know if it was relevant at this time or not--or where those credits are--but there's a big difference. Paul thinks the contract agreement has more substance.

Chairman Madison asked Mike to check into the discrepancy between the Planning Board vote and the development agreement to make sure they are on the right track, for the next meeting.

8. NEW BUSINESS

A. Corridor Planning, Route 3A (w/Planning Board)

Chairman Madison recognized Planning Board Chairman George Hall, who said concerning the credits he mentioned earlier, the Planning Board required Wal-Mart to do the design for the bottleneck section. The value of that design, and any other work in that section that was actually done by Wal-Mart, may have created credits for the Town of Hudson for other improvements. In other words, the State would have had to do a lot of that work. He didn't know how any existing credits could be verified or substantiated. This is how they got to the topic they are here for tonight.

It appears the Selectmen now support a four lane section between Executive Drive and Flagstone. The Planning Board-approved corridor study shows five lanes, including a center left turn lane. Either can work, but it would be nice if they all were reading off the same page and that is why they are suggesting the formation of a committee to explore the issues. There wasn't a burning desire on the part of the Planning Board to go with five lanes; it was the recommendation by the consultant and they ended up accepting it. If the Selectmen feel that four lanes is what they should have, that is fine with the Planning Board, but the corridor study should be changed to match it. He said whatever is decided impacts the intersections. Dividing islands create more U-turn movements at intersections, if no left turns are allowed anywhere in that stretch.

The Planning Board had discussed adding another intersection at Haffner's and Market Basket's and felt these are issues that should be addressed by them, the Selectmen and the State to make sure it all fits together. Some of the Planning Board members were concerned about the design of Wason, Flagstone and 3-A and how that will all come together, i.e., five or four lanes, a barrier or not, etc. That then led them to the discussion of any possible credits that might be available. He thought Mr. Smith could better explain the credits, if they exist. The thought is now with the work being done at the end of Wason Road, if they should approach the State to find out just where they are. If they are not going to go forward with the bottleneck project, and there are credits available, they should document those credits and find out what they can be used for, how much they are, if they have a life, etc. A committee should be formed to do all of that.

Chairman Madison said the Board recently voted to change the lanes. Selectman Jasper said the only discussion and vote they took was relative to the intersection of Lowell and Executive Drive and that was to go from a three to a five lane cross section. The Board is committed to buying right-of-ways to allow for a five-lane cross section, but he didn't think they discussed actual road width, something he feels very passionate about. Chairman Madison said she knew they covered up to Executive Drive. She thought they were going to contact the State and see if they would bring their project up as far as Hardy Road. Mr. Hall said that's why the Planning Board thinks a Town committee should approach the State and ask some of these questions. The State has designed an intersection at Wason and Flagstone, but there should be some engineering coordination to make sure everything is taken into consideration. Now is the time to ask and if there are any available, that needs to be documented and they need to find out what the State is willing to do.

Chairman Madison asked if he wanted them to invite NHDOT in to discuss it. Mr. Hall said the people involved, including Mike Reynolds, Mike Gospodarek, Lenny Smith and perhaps himself, should go to the State to talk to them and report back to the Selectmen and Planning Board to decide where to go from there. Chairman Madison asked the Board if anyone had any objections. Selectman Jasper said not as long as the Town has no position in terms of four or five lanes, just that they are committed to buying enough right of way for five lanes, and see what the State is willing to do. Chairman Madison asked Mr. Hall if they planned to come back to the Selectmen after going to the State. He said that was his hope. She asked when it would be done. Mr. Hall said as soon as possible.

Chairman Madison recognized Lenny Smith, who said the reason they are here is that not everyone is reading from the same sheet of music. He thinks the objective should be to get the traffic from the industrial park to go over the bridge into Nashua rather than through Hudson. Nashua has the same idea, in reverse and that is why the bridge is going in next to the Sagamore bridge. (He referred to maps that were displayed on the wall.) A two lane road will be in failure before it even gets built, but this is what they are building and if the Town doesn't do something now, they will be stuck. Now is the time to negotiate with the State. He hoped Selectman Charbonneau would be on the committee, which can come up with a solution that will work. They don't want a suicide lane in the center. Nashua tried it and soon put in a divider. He didn't know if the Selectmen officially approved the five lane intersection, transitioning down to four lanes, but it's the only thing that would make sense. The State has four lanes of traffic funneling into two lanes. He didn't think the State is planning to go all the way up to Hardy Road.

(Start Tape 2, Side A)

He talked about the possibility of another intersection at Haffner's/Market Basket and thought it should be engineered to see if it is feasible. With traffic lights governed by a timer, it will take the pressure off and make a very smooth road going over. He hoped the committee could convince the State to work with the Town. He said, in previous discussions, Executive Councillor Normand kept saying, "Are you sure you want this? You're going to be stuck with

a lot of traffic." Concerning the credits, when Sam's Club and Wal-Mart came in, they built a 7-lane section of the circumferential highway and it cost about \$2.3 million. Then the State decided they only needed five lanes, not seven, so they allowed a credit of about \$1.8 million. He'd like to see that money put toward the intersection. The Selectmen and the Planning Board need to work in concert with each other.

Chairman Madison asked Selectman Charbonneau if she would serve on the committee. She said she would. Chairman Madison said the committee should include Paul and/or the Road Agent. Lenny said only three or four of them need to go up initially, and then when it comes down to working out the details, Paul and the Road Agent can be included. Paul said staff--Mike G, Mike R, the Road Agent and he--can be available to support for the group that goes to Concord. Lenny said he wanted to make sure both the Selectmen and Planning Board agree on what the committee is asking for. He didn't expect the Selectmen to vote tonight, but it's something they should talk over.

Chairman Madison asked for a motion to endorse the committee of Selectman Charbonneau, Mike Gospodarek, Lenny Smith and possibly Paul Sharon and another Planning Board member, to go to Concord to talk to the DOT.

Selectman Charbonneau said both boards need to get on the same wavelength relative to four or five lanes. Selectman Jasper said everyone knew his position on the roadway, but he lost the battle, so he won't try to re-fight it. He feels very strongly that if they are going to have four lanes of travel down through there, they need to have the fifth lane in the middle. The traffic count is nowhere near what it is in Nashua and the five lanes work very nicely in Londonderry on Route 102 and in Amherst on 101. It's a big impact to the businesses not to have that fifth lane, unless they have a plan for jug handles, or reverse turns--and that's a real nightmare because people go up over the curb and it's a mess. He thinks the Board should support five lanes.

Paul said he is trying to remember the Board's action the night Mike G came before the Board. The topic of conversation that night was whether or not the Board was going to endorse a wider cross-section of Lowell Road in that whole stretch. His recollection was that the Board did support that. The majority of the Board felt that it did warrant a wider cross section. Selectman Jasper didn't think they got into the specifics of four or five. Paul said he thinks the decision was at least four and then the question of whether or not there should be a protected or unprotected fifth lane and that was not discussed or decided and he also knows that there was some concern by staff over whether or not there should be a barrier as opposed to a mountable median or curb, adding that the Fire Chief has expressed some concern on whether or not that section should have a barrier fifth lane. But the Board *did* endorse going to at least four lanes. Chairman Madison said they endorsed the four lanes, but they wanted to make sure they have enough land if they had to go to five. Selectman Jasper didn't believe that and said he'd have to see the Minutes first. Chairman Madison said they voted on the four. Selectman Jasper disagreed again, asking her to get the Minutes on it.

Mr. Hall said the most important thing is to determine whether or not there are any credits

available and what the amount is before they can make an intelligent decision on anything else. They all know something has to be done about the road in the near future. Chairman Madison said, at this point, the committee needs to meet with the DOT. She asked for a consensus to see if they were in favor of the committee. There were no objections.

Selectman Jasper said the Minutes will bear out what the Board actually voted on, but he has felt that, if they got to the point of discussing what to do beyond the intersection, he was going to ask the Board to have a public hearing before they voted, particularly on a four lane design, because many businesses would be impacted and it would be unfair to make a unilateral decision without proper notice and input. He would have vocalized that at the time. He wants to go on record as saying that before they do adopt anything, if the Board is leaning towards a four lane cross section, they should have a public hearing and notify the abutters.

Selectman Charbonneau said a large business is looking at the property on Executive Drive. Chairman Madison said after they get the report from the committee, they will go from there.

B. Donations to the Fire Department (Smokey Bear Program) and Police Department (DARE Program) of \$100 each by the Hudson Nottingham West Lions Club/Public Hearing

Chairman Madison opened the public hearing for acceptance of a donation at 8:43 p.m. and asked if anyone wished to speak. There was no response, so she closed the hearing.

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

C. Street Acceptances--Garrison Farm Road and Campbello Street/Public Hearing

Chairman Madison opened the public hearing at 8:45 p.m. and asked if anyone wished to speak. There was no response, so she closed the hearing.

Selectman Seabury asked if the high water table in the area will affect these streets. Mike Gospodarek didn't think so. This went before Town Meeting in either 1994 or 1995. At that time, there were some problems, so they put in some underground drainage and some other things. They feel they have done what they can down there. He isn't aware of any new complaints about housing foundation problems or drainage problems in that area. His focus was to fix the drainage problems and protect the roadway--and they feel they did that.

Selectman Jasper said this was laid out by the Council, endorsed by Councillor Wozniak, and there was a provision in his resolution that the connection of the new Campbello Street to the old Campbello Street be an emergency access only. He asked if that emergency access exists. Mike Gospodarek said yes, the two streets are connected by a gate. Selectman Jasper said it is regrettable that there are two Campbello Streets that are not connected. The Board ought to consider changing the name of the new Campbello Street, which is within their power to do. Chairman Madison said Selectman Jasper brought up a good point and that the Fire Department should be involved. Chief Carpentino said duplicate street names cause confusion. Even names that are similar can confuse the dispatcher and crews that respond.

Motion by Selectman Seabury, seconded by Selectman Stewart, to accept the streets, as presented and recommended by the Town Engineer, carried 4-1. Selectman Charbonneau was opposed.

Motion by Selectman Stewart, seconded by Selectman Jasper, to bring back for the May 12, 1998 meeting, the issue of renaming the new Campbello Street.

Selectman Seabury said it has been called Campbello Street Extension. She didn't think there were any houses on it, that it was just an access right of way. The neighbors fought not to have it opened up because they didn't want traffic running through their neighborhoods. Selectman Jasper said there is a legal procedure to follow for changing a street, so that has to be researched. Paul said there are two other streets that the Fire Chief would like to have looked at regarding names. In all three instances, the Board needs to reaffirm what the names are or should be.

Motion by Selectman Stewart, seconded by Selectman Jasper, to bring back the three streets, following necessary legalities regarding the re-naming procedures, at the first meeting in May carried unanimously.

D. William Cunningham's request for Town-owned Property (Lot 34, Map 12)

Chairman Madison said the Town Planner pointed out that the Master Park Plan recommended the Town keep this property as conservation land. Selectman Seabury said the land is all wet.

Motion by Selectman Charbonneau, seconded by Selectman Stewart, that the Town does not sell Map 34, Lot 12, but be kept as Town land carried unanimously.

E. Committee Assignments

Chairman Madison said she talked over the assignments with the Town Administrator. She tried to be fair. Normally, the Chairman doesn't have any assignments, but she felt that since there were some heavy meeting schedules, she would take a couple.

Motion by Selectman Stewart, seconded by Selectman Charbonneau, to accept the assignments carried unanimously.

(Start Tape 2, Second Side)

F. Sewer Abatement Requests (Reference #8)

1) SUTL9823 Clayton & Hildreth Stulz, 3 Summer Avenue, 3903G, \$29.05

Motion to grant, as recommended by the Sewer Utility Committee, by Selectman Charbonneau, seconded by Selectman Stewart, carried unanimously.

2) SUTL9824, American Legion Post 48, 14 Reed Street, 4868G, \$23.93

Motion by Selectman Charbonneau, seconded by Selectman Stewart, to grant the abatement, as recommended by the Sewer Utility Committee, with the proviso that a notice be attached to the deed specifying that, if in the future, there is an attempt to build a habitable structure on the lot with a sewer connection, all back access fees shall be paid by the property owner and that this stipulation shall be recorded in the Hillsborough County Register of Deeds office carried unanimously.

G. Cable Committee Items

1) Cable Franchise Transfer

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Chairman Madison recognized the Chairman of the Cable Committee, Coleman Kelly, who said they received the 394's and are in the process of reviewing them to provide questions to Americable and Harron to clarify issues. A significant number of the pages were forms that have yet to be completed. They are in the process of that at this time. The next meeting of the consortium is scheduled for

April 22 in Milford. The following meeting is tentatively scheduled for April 29th in Merrimack, where Harron and Americable will formally answer the questions delivered to them after the meeting on the 22nd. The 394's will have to be signed by the Board of Selectmen sometime before the 8th of July.

2) Cable Committee Activity

Lately, the committee has been working on the franchise agreement. They discussed space requirements and visited Londonderry and Pelham to get their opinions of Harron, as a provider. Both towns praised Harron. The major concern in the transfer process is the difference between what Harron seems to be advocating to do beyond cable tv, such as Internet access and high speed data, which would necessitate a significant upgrade and how much that upgrade will cost over and above the acquisition costs and how much of that is going to end up being transferred into the base rate that the basic tier of services subscribers have to pay.

Chairman Madison asked the Board to approve the rate increase for the consortium's attorney, from \$110 to \$150. A number of towns contribute to the hourly rate and the Town is really getting a lot for their money. Coleman said it is divided by three towns, or \$50 an hour per town. For the generalized work on the transfer, the rate will be divided by nine towns, bringing the per-town rate even lower. Selectman Jasper thought a \$40 per hour increase was obscene. Paul said the process is finite and it will stop after the re-franchising has been done. Attorney Epstein is a high-priced specialist in cable television, and he is who the consortium wanted to go with. Coleman said this is the first increase since Attorney Epstein started working for them in 1994.

Motion by Selectman Charbonneau, seconded by Selectman Stewart, to approve the new hourly rate of \$150 carried 4-1. Selectman Jasper was opposed.

Coleman asked the Selectmen to provide him with their thoughts, interests, concerns, etc. with regard to the potential transfer so it can be built into what gets delivered to Harron.

H. Requests by Bell Atlantic for Placement/Licensing of Phone Poles

(2 new poles and 1 existing pole on Executive Drive; purchase of ½ interest of 1 pole on Washington Street; purchase of ½ interest of 1 pole on Executive Drive; 1 new pole on Executive Drive)

Motion to approve the placement/licensing of phone poles by Selectman Charbonneau, seconded by Selectman Stewart, carried unanimously.

I. Robert Clegg's request for a Motion for Rehearing (March 10 Ballot issue)

Chairman Madison recognized Town Administrator Paul Sharon, who said he has not had any conversations with Mr. Clegg since this was delivered and he wasn't certain what Mr. Clegg wishes to accomplish that the declaratory judgement won't clear up.

Attorney Elizabeth Dunn, an attorney with Boutin and Associates in Londonderry, stepped forward and said she represented Mr. Clegg, who was unable to be present. She presented the Chairman with a request for a copy of the recording and a statement from Mr. Clegg, authorizing Boutin and Associates to represent him. Chairman Madison announced that the request was to preserve any recording of any discussion of Mr. Robert Clegg's request for a Motion for Rehearing of the March 10, 1998 ballot vote on zoning amendments and they request a copy of any such recording and a copy of any minutes of any discussion on the matter under RSA 91:A.

Attorney Dunn said Mr. Clegg brought the procedure that was used by the Planning Board and Board of Selectmen to their attention and she is present to discuss it. She thinks the motion, which Mr. Clegg submitted to the Selectmen, is clear in that RSA 675:3 sets forth the procedures for adoption of a zoning amendment. It says no zoning ordinance can be amended without at least one public hearing by the Planning Board. It requires that after that public hearing, the Planning Board shall determine the final form of the amendment be presented. It requires that an additional hearing be held, if the proposal is substantially altered by the Planning Board after the public hearing. And it requires that official copies of the proposed final form of the amendment must be placed on file in the Town Clerk's office not later than the fifth Tuesday prior to the date of the vote. This year, that date was February 3. The Hudson Planning Board discussed zoning amendments, according to the records that she had been given, on December 3, 1997 and January 7, 1998. On January 26, the Selectmen posted the Warrant for the Annual Town Meeting, including the amendments to the zoning ordinance. The Planning Board held a public hearing on those zoning amendments two days later, after the posting of the zoning amendments and after the posting of the Warrant. RSA 675:3 VII requires that if there is more than one amendment to be submitted to the voters at an election, each of the amendments has to be voted on separately. That statute also prescribes the wording that must be used when amendments are proposed. It specifies that, if there is more than one amendment, the wording must say, "Are you in favor of Amendment number such and such, as proposed by the Planning Board." Minutes of the January 28 Planning Board public hearing show that the public was invited, as appropriate, to comment on the proposed amendment. She said it was interesting to note that the Chair invited the comment on each of the amendments separately, in recognition of the fact that the topics of each of the amendments was separate and that one might want to comment on one and not another. Those different sections had to do with minimum buildable lot area, lot area requirements, maximum density of manufactured homes and open space requirements with regard to wetlands and slopes. There were also separate hearings on the telecommunications zoning amendment and

on the height restrictions. Again, the Chair invited comment on both of those proposed amendments separately. Yet, at the end of that meeting, and two days after the posting of the Warrant, the Planning Board voted to combine those articles. She said they believe that since that was the one and only and final hearing on the proposed amendments, it is contrary to statute to make that change to combine the amendments. No further public hearings after that were held by the Planning Board, nor could there be, since the Warrant had already been posted. No further posting occurred. Voters on March 10 were given a ballot in which they had only one opportunity to vote on (grouped) Articles 9, 10, 11 and 12 and also on the two that had to do with the telecommunications and height restrictions. She said the grouping of the amendments is a violation of RSA 675:3 VII, which requires that if there is more than one amendment, each of them must be voted on separately. It is also a requirement of the prescription of the form, which sets out how the votes must be put on the Warrant. It is also a violation of 675:3 V, requiring that the Warrant, in its final form, be posted on or before the fifth Tuesday before Town Meeting. As a result of that, under 677:2, Mr. Clegg has petitioned for a rehearing and asked the Board to call a special Town Meeting in order to clarify what the status is on the zoning amendments.

Chairman Madison said the Board has asked for a declaratory judgement on this, but she didn't know if it has been filed or not yet. She recommended that the Board not take any action until they consult with their attorney on this matter. Attorney Dunn said, as of yesterday noon, it had not been filed. Chairman Madison said the Board had voted to ask for a declaratory judgement, so it will occur. Attorney Dunn said unless Mr. Clegg, or any other petitioner, appeals within a statutorily required time, they lose the right of appeal. Their position was to request the Board to hold back on the declaratory judgement. She said, based on the facts, it was clear that, under the standards of the court, the ordinance will not be upheld. She said the Town would save themselves problems and money by going through the process on their own, rather than through the court. Selectman Seabury said never. Chairman Madison recommended that the Board not take any action until they consult with their attorney. Selectman Seabury agreed.

Attorney Dunn asked when this would occur, because she was concerned with the timing. Chairman Madison said they would be in touch with their attorney tomorrow. Selectman Jasper wanted to hear what Attorney Dunn had to say relative to timing. Attorney Dunn said 677:2 says, "If the decision complained against is that made by Town Meeting, the application for rehearing shall be made to the Board of Selectmen and upon receipt of such application, the Board of Selectman shall hold a rehearing within 30 days after receipt of the petition." The Town Clerk and Board of Selectmen received the petition on March 30, which was delivered by Mr. Clegg. RSA 677:3 covers rehearing by Boards of Adjustment and appeals from the local legislative body. In that section, it says, "If the motion for rehearing is against a decision of the local legislative body and the Selectmen, as provided in 677:2, and if the Selectmen shall have called a special town meeting within 25 days of the receipt of the application of the hearing, the town shall grant or deny the same or suspend the order upon the terms the town may prescribe." She said their concern is that if a decision is not reached by the Selectmen on whether or not to grant a rehearing and to have the special town meeting, the time period may be up whereby the petitioner himself would have to file for a declaratory judgement.

Town Administrator Sharon said the Selectmen, on their own volition, cannot call for a

special town meeting; it would require court action. Attorney Dunn said no, because there is no request for an appropriation of funds. The statutes spell out the proper method for calling a special town meeting. Selectman Jasper said that was correct. Selectman Madison said since they have asked for a declaratory judgement, she would like a motion from the Board to take action between now and the next meeting on this, after they consult with their attorney. She suggested a telephone poll. Selectman Jasper didn't think a telephone poll would be appropriate. Chairman Madison said if they have a special meeting, they would. The Board will have to take action between now and the next meeting, after consultation with the attorney.

Selectman Charbonneau so moved, seconded by Selectman Stewart.

Selectman Jasper said he was uncomfortable referring it back to the attorney who set up things whereby this happened and, because of that, he may be prejudicial in terms of looking at this. Selectman Jasper wasn't sure the attorney could be objective and maybe they should consider having another attorney look at the situation. Selectman Seabury asked what the attorney would be prejudicial about. Chairman Madison said the law is the law.

(Start Tape 3, Side A)

Selectman Jasper said if the law was easy to read, nothing would ever go to court. Every time two lawyers go to court, one, or both of them, sometimes, is wrong. A third lawyer, known as a judge, sits in judgement of the other two lawyers. Chairman Madison said since Attorney Ratigan is working on the declaratory judgement, she thinks they should stay with him.

Vote: Motion carried unanimously.

Attorney Dunn asked to be notified if there is any special Board of Selectmen meeting. Chairman Madison said yes.

J. Assessing Items:

1) Elderly/Disabled Tax Deferral, 18 Merrimack Street, Map 54, Lot 1

(Pauline Laine, 18 Merrimack Street)

Motion by Selectman Seabury, seconded by Selectman Stewart, to sign, as recommended by the Assessor, carried unanimously.

2) Totally/Permanently Disabled Property Tax Exemption (New Applicants)

(Joseph Hughes, 49 Heritage Circle; Barbara Frediani, 23A Holly Lane)

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

3) Totally Disabled Property Tax Exemption (Re-qualification)

(Robert Dumond, 27 Baker Street)

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

4) \$100 Veterans Tax Credit

(Robert Conant, Jr., 44 Lund Drive; Sandra Palmer, 2 Plaza Avenue; Robert C. Amburg, 11 Par Lane)

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

5) Elderly Exemption (New Applicant)

(Lionel Laine, 214 Webster Street, \$45,000; Barbara J. Buckley, 2 Sycamore Street, \$45,000)

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

6) 35 Elderly Exemptions (Re-qualification)

(Richard Cleveland, Edna Wood, Lena Bright, Irene Dame, Mary Batura, Marylou Dubuc, Ruth Hardy, Barbara Burton, Mildred McCoy, Ernest Leveille, Julien Duplease, Roberta Howatt, Jeannette Guill, Shirley Gould, Glendon Brown, Elizabeth Durand, Mildred Martineau, Gertrude Daniels, Lorraine Martin, Lois Kopiski, Muriel Goodwin, Laurette Levy, E. June Champigny, Thelma Betts, Ella Connell, Raymond Drouin, Normand Durand, Elliott Adams, Clarice Paradise, Clara Charest, Ann Marston, Lucie B. Black, Virginia Smith, Perl Benner, Chester A. Libby)

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

7) Notice of Intent to Excavate Earth, Map 33, Lot 39-1, Old Derry Road, Nash Family Investment Properties

(Nash Family Investment Properties, Map 33, Lot 39-1, Old Derry Road)

Motion by Selectman Charbonneau, seconded by Selectman Stewart, to sign, as recommended by the Assessor, carried 4-0. Selectman Jasper, an abutter, abstained.

8) Warrant for the Collection of Yield Taxes

(FWM, Inc., Map 13, Lot 8-6, Friars Drive; Alcro Limited Partnership, Map 24, Lot 39, Highland Woods; Roger Jette, Map 8, Lots 45, 45-1 & 46, Lowell Road)

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

K. Fire Department Items

1) New Fire Truck

2) New Ambulance

Chief Carpentino said he was looking for authorization to go out to bid for the new engine and the ambulance so they can place the order and receive on or after July 1, 1998. These were two items approved at Town Meeting.

Selectman Stewart so moved, seconded by Selectman Seabury, carried 40. Selectman Jasper abstained because it was a Fire Department issue.

3) Fee Schedule--Reimbursement of Arson/Criminal Mischief Cases

Chief Carpentino said there is no reimbursement fee schedule for this type of activity. There is a Town policy, however, which allows them to collect fees for hazardous material incidents they respond to. Recently, there were brush fires and small fires on properties that involve charges of arson, most of which are filed against juveniles. The judge usually asks that the Town submit a bill to recapture expenses, but Hudson has no set fee schedule to do that. He has proposed a draft schedule of what he would like to see charged. The last brush fire they went to about a week and a half ago consumes about five acres of land between David and Lenny Drive. They lost about 400' of hose and another department lost a pump. They brought in all of their resources, as did the four neighboring communities and they had to call mutual aid. Everybody incurred a cost because of two juveniles starting a fire in a field. They are working with the Police Department to charge those two individuals with aggravated arson. They had three fires recently in the same area--and not all are acts of God. This is the time of year that activity will pick up. The Town can recapture cost and he thinks it would be in the Town's best interest to have an established fee schedule so they can be consistent.

Chairman Madison asked if he has looked at fee schedules in other communities. Chief Carpentino said the department he was in prior to coming here has a fee schedule similar to the one he is proposing. One community gets \$80 for an engine versus the \$50, which he is proposing. Chairman Madison asked him to survey other departments. He said he would.

Selectman Jasper endorsed the idea in general, adding that the fee schedule is for equipment, not for personnel. He thought there were some inequities in that an engine is \$50 an hour, and a staff vehicle is also \$50 an hour and a rescue boat, which was donated, is \$100 an hour. He didn't think a rescue boat should be twice as much as the engine. Chief Carpentino said the dive team boat is specialized and he was considering the replacement cost. The schedule is subject to amendment by the Board. Selectman Jasper said the State and the law is always careful about having some connection to reality. He questioned the fees for the Forestry Truck and Staff Vehicles, saying those may be out of line.

Chairman Madison said peoples' taxes have to pay for something. Every time an engine or a car goes out to help a resident, they can't be billed for it. Chief Carpentino said the intent of this is for large scale incidents, not for someone who is, for example, snow blowing their driveway and breaks a fuel line. He will clarify that in the schedule. Chairman Madison asked the Chief to come back with an adjusted schedule, after he surveys other towns.

4) User/Maintenance Fee Schedule for Fire Alarm Systems

Chief Carpentino said this is something he's talked about several times since he

has been here and Selectman Charbonneau questioned the cost of doing this in-house, as opposed to sub-contracting it. They have determined that it will be much more expensive to sub-contract it out. He provided the Board with a handout, which he referred to, entitled "Fire Alarm User Fee Information." In the future, they plan to put together a fee schedule so this can become more self-sufficient. Hopefully, they will be able to put money into a capital reserve account so that when they have to replace something, money will be available without having to go into the budget. The money will also be used to help offset the overtime and the cost of buying the needed wire and associated equipment to work on the system to do the necessary upgrades. There are two different kinds of systems: the street master boxes and the communicators. Communicators are run by phone line and they don't do a lot with that, other than they monitor it and take care of the equipment that it goes into. The user pays the telephone line cost to have that alarm come into the Fire Department. It was brought to their attention over the past couple of weeks that the department is not in line with certain regulations. There are three options. One is to leave things the way they are, which he does not recommend. A quick-fix would be to install a hardware package, format the digitizer and add a second phone line at about \$26 per month to have the communicators come into the department. If there is a storm and the lines go down, there are 33 accounts that all come in at the same time. If the phone line goes down, there is no redundancy. The other thing would be to say they're not going to take these alarms any more and give these people a window of time to go to a private alarm company, but he didn't think that was fair because it's not providing a good service to the customer. It will cost them more money and it will delay the Fire Department's response because it goes from the building to a central alarm center and then to the Fire Department. They should look at this issue and decide what to do.

Motion by Selectman Stewart, seconded by Selectman Charbonneau, to authorize the Fire Chief to establish a fee service and to come back to the Board with a schedule.

Selectman Jasper announced a conflict of interest on this as he has two master boxes on his property. He is not opposed to a maintenance fee schedule, but in looking at the total cost of operating it, a couple things needs to be considered. People that have an excess number of alarms pay a fine to the Town, so that could be considered an offset. Many boxes are on commercial buildings, which have a positive impact to the Town. The Town requires them to put the boxes in, so the fee should be reasonable. It's totally positive tax revenue and they get nothing from the Town, except fire and police protection. They don't have the option of not having it. The Town required him to buy a mile of cable, from Route 102 to their building. Chief Carpentino said he might be able to recapture his costs. Selectman Jasper said it was in '84, so it would be too late for that now. Chairman Madison asked the Chief to take that into consideration when he comes up with the fee schedule, adding that the Board can always amend it. Selectman Charbonneau thinks a fee schedule is a good idea.

Vote: Motion carried 4-0. Selectman Jasper abstained.

5) Combined Fire Dispatch w/Area Towns

Chief Carpentino said he was at a conference recently and was approached by an area Fire Chief who talked about establishing a combined fire-only dispatch for the mutual aid association involving 12-15 departments. It's in the initial stages now and they asked if Hudson was interested. The Chief asked if the Board would like him to enter into discussions, then bring the information back to the Board.

Selectman Charbonneau said they might as well, since the Police Department has looked into a SWAT team. Selectman Seabury thought the Police and Fire Departments were looking at combined dispatch. Chief Carpentino said they have looked at several different dispatches, but there has been no commitment. This is another option, if the Town decides not to combine Police and Fire. Selectman Seabury didn't have a problem with them looking into it, but she preferred the Police and Fire. Chairman Madison agreed, saying if they wanted to participate in discussions, that was ok, but the Town needs to decide whether or not they want combined dispatch and could always invite other towns in, but they shouldn't be considering a combined dispatch with other towns before they combine emergency services within Hudson. Chief Carpentino said they already dispatch for Litchfield.

Selectman Jasper said, under any scenario, the Chief needs to provide desk coverage in the fire station a minimum of 12 hours a day, seven days a week, so that has to be factored into any proposal. Chief Carpentino said they looked into the possibility of a receptionist or a second secretary for downstairs and they are considering two full shifts. Selectman Jasper said coverage would have to be from 7 a.m. to 9 p.m. minimum. Chief Carpentino said they are discussing it. Chairman Madison said if the Board has no objection, the Chief can look into this and participate in the discussions. There were no objections.

9. OTHER BUSINESS

A. Interest Earned

Chairman Madison said interest earned on the money for the water company, while it was in the Town's possession, was \$84,705.

B. Police Department Trading Cards

Chairman Madison was not interested in having a group shot of the Board of Selectmen included in the Police Department's trading cards. They passed on it.

C. Contract for Legal Services

Selectman Jasper said he brought up the subject of putting the contract for legal services on this agenda but, since it was rather full, he deferred. He's not sure that going out to bid in May is the right thing to do, since the contract is up the first of July. He moved that the contract for legal services be placed on the next agenda, seconded by Selectman Stewart. Chairman Madison said Paul was already in the process of putting bids out and they may not be back in time for the next agenda. She said she announced that during Public Input. As soon as the bids come in, they will go on the next agenda. Selectman Jasper thanked her, saying he didn't realize that.

(Start Tape 3, Second Side)

D. Math Teacher Going to Australia

Selectman Seabury said a Memorial School teacher will be teaching math in Australia for three weeks and wondered if there was something she could bring from the Town, such as the Police and Fire trading cards. Chief Carpentino said he'd donate an autographed poster. Selectman Seabury will approach the Police Department. Selectman Charbonneau suggested Hudson lapel pins.

E. Water Utility Clerk

Chairman Madison announced that the effective start date of Water Utility Clerk, Christine Curtin, changed from March 29, 1998 to April 13, 1998

F. Promotions in the Police Department

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Chairman Madison congratulated Ray Mello, who has been promoted to Captain in the Police Department, effective April 5, 1998 and Lisa Nute, who has been promoted to the position of Administrator of Support Services in the Police Department, effective April 5, 1998.

10. LICENSES AND PERMITS

A. Request for an Outdoor Gathering Permit by Sam's Club to hold a Carnival at 7 Wal-Mart Blvd from April 22-26, 1998

Motion to grant by Selectman Stewart, seconded by Selectman Charbonneau, carried unanimously.

B. Request for a Raffle Permit by Friends of the Library to hold 50-50 raffle on June 6, (w/a rain date of June 13) at the Annual Lawn Sale

Motion to grant by Selectman Stewart, seconded by Selectman Charbonneau, carried unanimously.

C. Request by the Knights of Columbus to hold a Tootsie Roll fund Drive from April 24-26, to collect donations at Market Basket and Wal-Mart to benefit the mentally retarded

Motion to grant by Selectman Stewart, seconded by Selectman Charbonneau, carried unanimously.

D. Request for a Raffle Permit by the Knights of Columbus to hold a Penny Sale at St. John's on May 16-17, 1998 to benefit the Dick Brockway Memorial Scholarship Fund

Motion to grant by Selectman Stewart, seconded by Selectman Charbonneau, carried unanimously.

11. ACCEPTANCE OF MINUTES

Minutes of the Selectmen's March 24, 1998 Meeting

Motion by Selectman Stewart, seconded by Selectman Seabury, to accept the Minutes as presented and

refer to file carried unanimously.

12. COMMITTEE ANNOUNCEMENTS

04/15 7:00 Planning Board in P/Z Mtg Rm

04/16 7:00 Cable Cmt in Small Conference Rm

04/16 7:30 Budget Committee in P/Z Mtg Rm

04/16 7:30 Sewer Utility Committee in Selectmen's Mtg Rm

04/18 8-2 Spring Cleanup at West Road Landfill

04/20 7:30 Conservation Commission in P/Z Mtg Rm

04/21 7:00 BOS (collective bargaining strategizing) in Selectmen's Mtg Rm

04/22 7:00 Planning Board in P/Z Mtg Rm

04/23 7:30 ZBA in P/Z Mtg Rm

04/28 7:30 BOS in Selectmen's Mtg Rm

Chairman Madison said that on the 24th, she plans to spend the morning at the Water Company and invited anyone else who was interested to join her. Selectman Seabury said she would.

13. LIAISON REPORTS

Selectman Stewart said HEDCorp is working diligently to keep a certain business in Town.

Selectman Seabury said the Rec Department plan to move their meetings to Mondays so she can attend. They have been very active and have a lot of plans for different areas for recreational needs. They have had offers for substantial amounts of money to do fields.

14. REMARKS BY THE SELECTMEN

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Selectman Charbonneau said the pharmacist at Wal-Mart has been trying to get ahold of the Recreation Department to find out if there was anything that they need. Len Lathrop said he will get in touch with her.

Selectman Jasper said a week ago Monday, there was a meeting of the Republican Party in Town and three people told him he was bashed about a bit, claimed that he was Chair of the Republican Committee. He was also reminded of a discussion that took place at a Selectmen's meeting on 10/8/96, after 'Bee-Gate." He read, "Selectman Dilworth said there is no Republican Chair. Selectman Charbonneau said that she was the Acting Chairman of the Republican Party and, until a Chairman is appointed, she will continue in that role." He said he has not been appointed or elected Chair of the Republican Party since October '96. Selectman Charbonneau said she tried many times to get the party going. She gave Mr. White the books and, by having meetings with representatives, he thought he was doing the job. She said she was bashed at that meeting, too.

Selectman Stewart said on Saturday, she stopped at PetsMart and the two K-9 officers were there, and gave an impressive demonstration. They were very professional and answered everyone's questions. Also, it's nice to see the playground being used at Merrifield Park. She praised the departments that turned that into a reality.

15. NONPUBLIC SESSIONS

Motion by Selectman Jasper, seconded by Selectman Stewart, to consider enter Nonpublic Session under RSA 91-A:3 II (b) The hiring of any person as a public employee and 91-A:3 II (e) Consideration or negotiation of pending claims or litigation which has been threatened in writing or filed against the body or agency or any subdivision thereof, or against any member thereof because of his member in such body or agency, until the claim or litigation has been fully adjudicated or otherwise settled carried 5-0 by roll call vote.

Nonpublic Session was entered into at 9:56 p.m. and was terminated at 10:45 p.m.

1. *Motion by Selectman Stewart, seconded by Selectman Seabury, to hire Kathleen Nealon as Assessing Aide, Grade 9, Step 1, @ \$11.34, effective May 3, or before carried unanimously.*

2. *Motion by Selectman Charbonneau, seconded by Selectman Seabury, to hire Eric Dionne as Truck Driver Laborer, Grade 8, Step Minimum, @ \$11.25, effective April 19, 1998 (conditionally passing physical and drug testing) carried unanimously.*

3. *Motion by Selectman Seabury, seconded by Selectman Stewart, to hire Mark Herrholz as a Firefighter, effective April 26, 1998 @ \$23,128.56 carried 4-0.* Selectman Jasper abstained because it was a Fire Department issue.

4. *Motion by Selectman Charbonneau, seconded by Selectman Stewart, to hire Everette*

Chaput as Firefighter/EMT-1, effective July 5, 1998 @ \$23,128.56 carried 4-0. Selectman Jasper abstained because it was a Fire Department issue.

5. Motion by Selectman Charbonneau, seconded by Selectman Stewart, to appoint two new Call firefighters, David Robert and David Brideau, effective April 15, 1998 @ \$10 per hour carried 4-0. Selectman Jasper abstained because it was a Fire Department issue.

16. ADJOURNMENT

Motion to adjourn at 10:55 p.m. by Selectman Seabury, seconded by Selectman Stewart, carried unanimously.

Recorded and Transcribed by Priscilla Boisvert

Executive Assistant to the Board of Selectmen

HUDSON BOARD OF SELECTMEN

E. Lorraine Madison, Chairman

Rhona Charbonneau

Shawn N. Jasper

Ann Seabury

Terry Stewart

