



TOWN OF HUDSON

Board of Selectmen



12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6024 • Fax: 603-598-6481

HUDSON, NH BOARD OF SELECTMEN

June 22, 2021
7:00 p.m.

Board of Selectmen Meeting Room at Town Hall

Agenda

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ATTENDANCE
4. PUBLIC INPUT
5. RECOGNITIONS, NOMINATIONS & APPOINTMENTS
 - A. Resignation
 - 1) Board of Selectmen - Selectman Coutu - Effective May 25, 2021
 - B. Nominations
 - 1) Sustainability Committee (2 member vacancies. 2 expire 4/30/24, 1 expiring 4/30/22. 3 alternate vacancies to expire 4/30/22, 4/30/23, 4/30/24)

Craig Putnam
 - 2) Planning Board (1 alternate member vacancies 1 to expire 12/31/21)

Roger Coutu

6. **CONSENT ITEMS**

A. **Assessing Items**

- 1) Certification of Taxes Yielded/Timber Warrant: Map 194, Lot 9-2, 2 Aspen Drive Pelham, NH
- 2) Certification of Taxes Yielded/Timber Warrant: Map 166, Lot 11, 32 Ledge Road
- 3) 2020 Abatement Application: Map 165, Lot 146, 68 Derry Street
- 4) 2020 Abatement Application: Map 227, Lot 3, 31 Sagamore Park Road
- 5) 2020 Abatement Application: Eversource Energy - Map 100, Lot 8; Map 167, Lot 9; Map 190, Lot 192; Map 179, Lot 31; Map 107, Lot 30; Map 208, Lot 11; Map 107, Lot 3-1; Map 144, Lot 8; Map 175, Lot 153; Map 182, Lot 181; Map 162, Lot 80; Map 13836; Map 179, Lot 11; Map 195, Lot 5; Map 175, Lot 6; Map 171, Lot 30; Map 171, Lot 31; Map 162, Lot 16; Map 135, Lot 7; Map 135, Lot 2; Map 171, Lot 46; Map 138, Lot 56; Map 175, Lot 153-2; Map 138, Lot 86
- 6) Current Use Lien Release: Map 156, Lot 5 Multiple Sites- Sparkling River Condo Site - Remainder of adjusted Phase VI

B. **Water/Sewer Items**

- 1) Water Abatements: W-UTL-20-03 Acct#3501818204; W-UTL-20-04 Acct #3505238004; W-UTL-21-02 Acct #350008905

C. **Licenses & Permits & Policies**

- 1) Hawker Peddler License - Cedi's Tasty Treats
- 2) Outdoor Gathering Permit - Hudson Old Home Days

D. **Donations**

- 1) \$500.00 donation to DPW for Town Common Christmas Lights from Roger & Doris Coutu

E. **Acceptance of Minutes**

- 1) Minutes of June 1, 2021
- 2) Minutes of June 8, 2021

F. Calendar

6/23 7:00 Planning Board - Buxton Meeting Room
6/24 7:00 Zoning Board - Buxton Meeting Room
6/28 7:00 Sustainability Committee - Buxton Meeting Room
7/12 7:00 Conservation Commission - Buxton Meeting Room
7/12 7:00 Cable Utility Committee - Hudson Cable Access Center
7/13 7:00 Board of Selectmen - BOS Meeting Room

7. OLD BUSINESS

A. Board of Selectmen Applicants

8. NEW BUSINESS

- A. Roadside Brush Cutter Lease to Purchase
- B. Accrued Time Payouts
- C. FY 2021 Encumbrances
- D. Town Code Chapter 188 (Dogs and Other Animals) and Chapter 205 (Fees)
- E. ZBA Application Fee Increase Request
- F. Town Code Chapter 317 Vehicles and Traffic (Madison Drive/Washington Street)
- G. Town Code Chapter 317 Vehicles and Traffic (Adelaide Street/Travers Street)
- H. Monthly Newsletter
- I. Social Media Posts
- J. School District Safety Concerns

9. REMARKS BY TOWN ADMINISTRATOR

10. REMARKS BY SCHOOL BOARD

11. OTHER BUSINESS/REMARKS BY THE SELECTMEN

12. NONPUBLIC SESSION

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 or her, unless the employee affected (1) has a right to a meeting and (2) requests that the meeting be open, in which case the request shall be granted. **(b)** The hiring of any person as a public employee.

THE SELECTMEN MAY ALSO GO INTO NON-PUBLIC SESSION FOR ANY OTHER SUBJECT MATTER PERMITTED PURSUANT TO RSA 91-A:3 (II).

13. ADJOURNMENT

Reminder... Items for the next agenda, with complete backup, must be in the Selectmen's Office no later than 12:00 noon on Thursday, July 8, 2021

Public Input

Laffin, Jill

From: Sandra Martinage <smartinage@gmail.com>
Sent: Wednesday, June 16, 2021 10:44 AM
To: Laffin, Jill
Subject: Rooster doc.
Attachments: Code Enforcement request.docx

**PUBLIC
INPUT
SUBMITTED**

EXTERNAL: Do not open attachments or click links unless you recognize and trust the sender.

Hi Jill, Thank you for passing my document on to the Board members.

Sandy M.

Code Enforcement Concern

Issue:

Does the Hudson Zoning Board have the authority and obligation to prohibit the keeping of rooster/s in higher density residential areas when they create an unreasonable and excessive noise nuisance that interferes with, and takes away, the general public's Constitutional right of quiet enjoyment.

Black's Law Dictionary 1096 (8th ed. 1999):

nuisance. 1. A condition, activity, or situation (such as a loud noise or foul odor) that interferes with the use or enjoyment of property [].

"A nuisance may be merely a right thing in the wrong place, like a pig in the parlor instead of the barnyard." *Village of Euclid v. Ambler Realty Co.*, 272 U.S. 365 (1926)

The Circumstances:

I am an indirect abutter to a neighbor who has backyard chickens. Last August I spoke to the Zoning Board Liaison, Mr. Buttrick, about roosters in town and he said a warrant article was being worked on for the upcoming March ballot. On September 1, 2020, the Animal Control Officer went to 7 St. Laurent Dr. to notify my neighbor that there had been a complaint. The property owner stated he inadvertently ended up with a rooster when purchasing chicks for the eggs. He also stated, he tried but was unable to rehome the rooster and came to consider the rooster a pet - which means this is not a temporary situation.

My understanding is that without professional sexing of chicks an owner often does not know it has a male chicken until it starts crowing at about 3-4 months old. Although I find it irresponsible to not have a back-up plan when this happens when in close proximity of neighbors, I am not about to file a civil suit against my neighbor despite the frustration and irritation I feel after a few hours of listening to the crowing.

I have heard the rooster start crowing as early as 5:30AM, as late as 10:30PM, and as much as 6-10 crows a minute. My research indicates that a rooster can be heard for up to mile away and that they will try to out-crow another nearby rooster. **It is absolutely unreasonable to listen to this every day.** Imagine how much more intense this situation could get if more of my neighbors want backyard chickens with the chance of getting one or more males. Imagine the mounting complaints this situation could generate.

After seeing that there was no article prohibiting roosters on the Sample Ballot, I called Mr. Buttrick again to find out why there was nothing addressing roosters and he told me the Agricultural Commissioner had called to say nothing could limit "farming activities".

I immediately questioned the constitutionality of that blanket statement and had an uneasy feeling that a property right was being **taken** in the overzealous pursuit of encouraging agriculture. My family appreciates quiet which is exactly why we bought a home in a quiet residential neighborhood.

The Arguments:

1. The Right to Farm Law, RSA 21-34-a, should never have absolute authority that dismisses the equal protections of all property owner's **Constitutional** right to quiet enjoyment. Nor should a municipality follow suit by excluding "farming activities" as cited in Town Code, Ch. 249-5, when it involves a rooster's crowing. The major problem with the government's farming enterprise is that it is overbroad. The shrill impulsive sound a rooster makes should not be dismissed.

But RSA 672:1, III-b makes the point that "agricultural activities shall not be unreasonably limited by use of municipal planning and zoning powers ..." This enables a municipality to prohibit an excessive nuisance in residential areas where it is not compatible or appropriate to keep a noisy farm animal. This gives the town the opportunity to make and enforce reasonable and equitable farming distinctions to secure the public's quiet enjoyment.

There are many written articles pointing out a rooster's crow can reach levels of over 130 dBs, which is far above the safe limit of up to 85 dBs without ear protection. And, that decibel intensity can travel a long way. Not everyone is willing to tolerate this noise intensity, nor should they be forced to, especially considering the duration that a rooster feels the need to crow. Chapter 249-4 details at-length noise limitations, durations, and acceptable dB ranges for the general welfare of its citizens for this very reason.

2. Under RSA 432:33, my neighbors "agricultural operation", specifically the commencement of the crowing of a rooster, was a change, that began and has been a nuisance for less than a year. Under any reasonable interpretation, this is a valid noise nuisance and should be addressed and prohibited as any other nuisance would be. I believe this statute allows me a remedy from the Town without filing a civil lawsuit.

3. The keeping of roosters is absolutely an excessive nuisance common to all. It would be a private nuisance if a poultry owner had no fence and the chickens were wandering a neighbor's yard. That would be a strictly neighbor to neighbor issue. **But noise cannot be fenced in.** Everyone within earshot can hear the rooster. The State of NH recognized this nuisance-factor by creating a law that limited the hours a dog could bark under RSA 466:31, II(b). Even the Agricultural Commission realizes through its *Local Regulation of Agriculture Toolkit* document that "good fences make good neighbors". This not only promotes good neighbor relations; it also stresses the importance of "good buffer zones" between agricultural and residential uses for new subdivisions. The two uses are not compatible.

Using this logic, when a neighborhood does not benefit from buffer zones it is even more important to enforce zoning ordinances that protects all its citizens right of quiet enjoyment. In the absence of a complaint, if a property owner chooses the path of least resistance and remains silent, it is still reasonable and appropriate to determine that the excessive noise a rooster makes is a public nuisance.

reasonable, 1. Fair, proper, or moderate under the circumstances []. Black's 1293.

In researching roosters, I came upon many articles that talked about the purpose a rooster serves on a poultry farm - that always highlighted the noise factor on neighbors and stressed that anyone interested in backyard chickens should check their local zoning ordinances of residential areas because most DO NOT allow them - for good reason. They are an **excessive PUBLIC nuisance**. The State of NH should not expect its citizens to dismiss their right of quiet enjoyment because it decided preserving the State's agricultural character and resources should be free for the taking.

Additionally, under Regulatory Powers, RSA 674:17, II, states "Every zoning ordinance shall be made with reasonable consideration to, among other things, the character of the area involved and its peculiar suitability for particular uses ..."

4. The Right to Farm Law seems to declare that any property owner, with just the smallest parcel of land with one single in-ground tomato plant, has the distinction of owning "a farm". Why does such a small "farm" need to be legitimized at all? People have had gardens for centuries without legislators creating a law. The farming law did not set distinctions as to livestock limitations or prohibitions, parcel size, etc., because they left it up to municipal planning and zoning boards to manage. RSA 674:17, I(c) specifically states that a zoning ordinance must be designed "to promote health and the general welfare" of its citizens. And RSA 674:32-b, allows zoning principles to set limitations on expansion of non-conforming uses involving "livestock, poultry, or other animals". The Town's hands are not tied completely.

Conclusion:

To interpret the Agricultural Commissioner's powers as an absolute protection for all things involving crops and livestock, large or small – to the exclusion of all other property owner's right of quiet enjoyment, and the attempt to exempt a town from regulating a public nuisance, would be governmental overreach. If the farm law's wide net truly has the intent of providing some citizens with benefits at the expense of other citizens, with no public recourse through their municipality, it has the effect of a governmental regulatory "taking" – with no compensation.

Higher density residential areas are no place for an excessive all-day noise nuisance that the Town Code already addresses under Chapter 249. It specifically defines Noise Pollution when it interferes with "comfortable and reasonable enjoyment of life and property". This should, without exception, apply to roosters.

The keeping of roosters is unreasonable and inappropriate in residential areas when it violates the inherent right of "enjoying and defending life and liberty: []property: and in a word, of seeking and obtaining happiness." that all property owners are entitled to under the New Hampshire State Constitution, Article 2, which has more legal weight than the State's Right to Farm Law.

I believe the Town has the authority to regulate something that adversely effects the general citizenship at-large, and is obligated to enforce limitations under the same set of factors as all other noise nuisance ordinances in Chapter 249 of the Town Code - with no exceptions, when it comes to noisy livestock in a higher density residential area.



Sandra Martinage
10 Forest Rd
603.320.1433

Suggestion:

**It be in the best interest of all Hudson citizens if the Town put limitations on "farming activities" in residential areas and created a solution that would require a landowner who wants backyard chickens to obtain a permit that stipulated requirements of minimum acreage AND require a backup plan when one or more of the chicks turns out to be a rooster. Proof of the plan should be a signed intention of accepting the roosters by either a large farm or a slaughter operation, etc., with set time duration on temporary keeping of roosters.

Noise Pollution Clearinghouse

RECEIVED

APR 02 2021

Noise Regulation in the U.S.

HUDSON FIRE DEPARTMENT
INSPECTIONAL SERVICES DIVISION

Good noise regulations and clear community expectations protect the health and quality of life of citizens. Poorly designed, unenforceable, or unenforced noise regulations lead to neighbors hating each other and despising their local government. Unfortunately, communities have had little or no guidance on writing good noise regulations since the US EPA published its Model Community Noise Ordinance in 1974. In the last 44 years, noise, noise regulation, and noise enforcement has changed significantly. Communities wanting to update their noise regulations have primarily relied on copying other communities, and unfortunately, copying their mistakes.

The Noise Pollution Clearinghouse is engaged in a multi-year effort to revise the EPA's Model Community Noise Ordinance, and finally bring noise regulation into the 21st Century. Our first phase of the project was to understand and document how communities are currently regulating noise. We are currently in our second phase, which is to analyze what is and isn't working in current noise regulations. The third phase will be to develop a new model noise ordinance.

As part of this work, we are producing a series of 8 papers on the subject. The model noise ordinance will be complete in 2019 and most of the papers will be available later in 2018:

- Preliminary Results of an Analysis of 491 Community Noise Ordinances
- Types of Regulatory Tools and Their Advantages, Limitations, and Disadvantages
- Analysis of 500 Noise Ordinances.
- Enforcement of Local Community Noise Ordinances in the United States.
- Noise Related Calls to Police Departments in the United States.
- The State of Low Frequency Noise Regulation in the United States.
- Penalties for Noise Violations in the United States.
- Noise Ordinance Criteria Levels, an Update of the EPA's 1974 Findings.

As part of our research, we have collected more than 500 noise ordinances. You can find them in our Law Library.

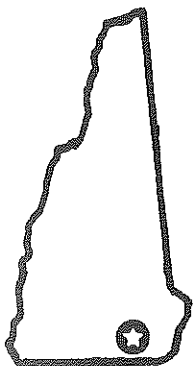
Library of Noise Ordinances

NPC has analyzed the noise ordinances of the 500 largest communities based on the regulatory tools they use. You can see how we classified each ordinance [here](#):

[Highlighted ordinances by state/county](#)

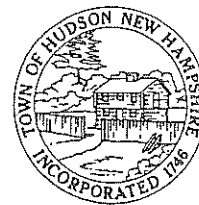
The Noise Pollution Clearinghouse, P.O. Box 1137, Montpelier VT 05601-1137
1-888-200-8332 (toll free) [email](#)

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TOWN OF HUDSON
Office of the Town Administrator
12 School Street
Hudson, New Hampshire 03051


Agenda
C-22-21



Stephen A. Malizia, Town Administrator – smalizia@hudsonnh.gov – Tel: 603-886-6024 Fax: 603-598-6481

5A-1

To: Board of Selectmen

From: Steve Malizia, Town Administrator 

Date: June 16, 2021

Re: Acceptance of Selectmen Coutu's Resignation

After conferring with Attorney Lefevre, we are recommending that the Board of Selectmen formally accept Selectmen Coutu's resignation so that there is a record of his resignation and the Board's acceptance of his resignation. If the Board agrees with this recommendation, the following motion is appropriate:

Motion: To accept Selectmen Roger Coutu's resignation from the Board of Selectmen, effective May 25, 2021, with the Board's deepest regrets and sincerest appreciation for his service to our community.

Should you have any questions or need additional information, please feel free to contact me. Thank you.

TOWN OF HUDSON
Board & Committees Vacancy Application
 (Hudson, NH Residents Only)

Agenda
 6-22-21
RECEIVED
JUN 09 2021
 TOWN OF HUDSON
 SELECTMEN'S OFFICE

Date: 5/28/21

5B-1

CRAIG B TUTNAM 59 RANGERS DR., HUDSON
 Name Street Address

603-882-8485 508-831-6658
 Home Phone Number Work Phone Number

COLLEGE PROFESSOR
 Occupation (or former occupation, if retired)

B.S. PHYSICS, M.S. ENG. ACOUSTICS, M.S. EDUCATION RESEARCH
 Education/Special Interests RENEWABLE ENERGY, E.V. & INFRASTRUCTURE

ASBE, FIRST ROBOTICS, ROADSIDE CLEANUPS
 Professional/Community Activities

HELP SUSTAINABILITY COMM. W/ RENEWABLE ENERGY & COMMUNITY
 Reason for applying POWER STUDIES & COMMUNICATION

Reference(s)

Please check the area in which you are interested in serving, then return this form to:
 Selectmen's Office, 12 School Street, Hudson, NH 03051

- | | | |
|--|--|--|
| Member <input type="checkbox"/> | Alternate <input checked="" type="checkbox"/> | Reappointment <input type="checkbox"/> |
| <input type="checkbox"/> Benson Park Committee | <input type="checkbox"/> Building Board of Appeals | <input type="checkbox"/> Conservation Commission |
| <input type="checkbox"/> Cable Utility Committee | <input type="checkbox"/> Nashua Regional Planning Commission | <input type="checkbox"/> Recreation Committee |
| <input type="checkbox"/> Municipal Utility Committee | <input type="checkbox"/> Citizens Traffic Advisory Committee | |
| <input type="checkbox"/> Planning Board | | |
| <input checked="" type="checkbox"/> Sustainability Committee | | |
| <input type="checkbox"/> Zoning Board of Adjustment | | |

Area(s) of Expertise:

- | | |
|--|---|
| <input type="checkbox"/> Architecture/Construction | <input type="checkbox"/> Environmental Planning |
| <input checked="" type="checkbox"/> Information Technology | <input checked="" type="checkbox"/> Communications |
| <input type="checkbox"/> Finance | <input checked="" type="checkbox"/> Other <u>ROBOTICS, S/W ENG.</u> |

Information contained on this form is available to the public and will be given to the press. The Town of Hudson exercises affirmative action in its employment/appointment practices. Applicants must be Hudson, NH residents. For additional information, call 886-6024. Appointees are required to complete a Financial Interest Disclosure Form (FIDF) in accordance with the Town Code.

Craig B. Tutnam
 Signature of Applicant

Hudson Resident: Yes No

CBP952@GMAIL.COM
 e-mail address

Agenda
6-22-21

RECEIVED
JUN 16 2021
TOWN OF HUDSON
SELECTMEN'S OFFICE

Submission information

Form: [Board & Committee Application](#) [1]
Submitted by Visitor (not verified)
Tue, 06/15/2021 - 8:19pm
73.238.127.223

Date

Tue, 06/15/2021

First Name

Roger

Last Name

Coutu

Street Address

7 Pond View Drive

Home Phone

6035668219

Work Phone

E-mail Address:

rogerec@comcast.net

Education

Some college

Occupation (or former occupation if retired)

Retail store owner/BOS

Special Interests

POLITICS

Professional/Community Activities

Served on several Boards & Committees. Funraising for 9/11 Memorial and Hudson Food Pantry.

Reference

Available upon request if found necessary.

Reason for Applying

Need to get out of the house once in a while. I loved serving on the Planning Board and would love the opportunity to learn more and provide input to our Master Plan.

Please check the area in which you are interested in serving:

Alternate

Please select area of interest

Planning Board



TOWN OF HUDSON

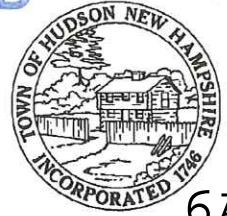
Office of the Assessor

Jim Michaud
Chief Assessor, CAE
email: jmichaud@hudsonnh.gov

RECEIVED

JUN 16 2021

TOWN OF HUDSON
SELECTMEN'S OFFICE



Agenda
6-22-21


www.hudsonnh.gov

6A-1

12 School Street · Hudson, New Hampshire 03051 · Tel: 603-886-6009 · Fax: 603-598-6481

TO: Board of Selectmen
Steve Malizia, Town Administrator

DATE: June 22, 2021

FROM: Jim Michaud, Chief Assessor 

RE: Certification of Yield Taxes Assessed/Timber Warrant:

Standish Lane Map 194 Lot 9-2

I recommend the Board sign the attached Certification of Yield Taxes Assessed and the Timber Tax Warrant:

Eagles Nest Estates, LLC
John Gargasz
2 Aspen Ln
Pelham, NH 03076

CERTIFICATION OF YIELD TAXES ASSESSED
INTENT FILED DURING TAX YEAR: April 1, 2020 to March 31, 2021

TOWN / CITY OF: HUDSON
 COUNTY OF: HILLSBOROUGH COUNTY
 CERTIFICATION DATE: June 22, 2021

SEND SIGNED COPY TO: DEPT. OF REVENUE ADMINISTRATION
 MUNICIPAL AND PROPERTY DIVISION
 P.O. BOX 487
 CONCORD, NH 03302-0487

 (Selectmen/assessor)

 (Selectmen/assessor)

 (Selectmen/assessor)

 (Selectmen/assessor)

 (Selectmen/assessor)

# 1	# 4	# 5	# 6	# 6	# 7	# 8	# 9	# 10
NAME OF OWNER	SPECIES	NUMBER OF BOARD FEET IN THOUSANDS	NUMBER OF TONS	NUMBER OF CORDS	STUMPAGE VALUE	TOTAL ASSESSED VAL.	TAX AT 10 %	
EAGLES NEST ESTATES LLC JOHN GARGASZ 2 ASPEN DRIVE PELHAM, NH 03076	WHITE PINE	4.480			\$135.00	\$604.80	\$60.48	
	HEMLOCK	0.000			\$20.00	\$0.00	\$0.00	
	RED PINE	0.000			\$30.00	\$0.00	\$0.00	TOTAL TAX
ACCOUNT OR SERIAL #: 11830	SPRUCE & FIR	0.000			\$85.00	\$0.00	\$0.00	DUE ON THIS
	HARD MAPLE	0.000			\$125.00	\$0.00	\$0.00	OPERATION
# 2 BY WHICH LOT WAS DESIGNATED IN NOTICE OF INTENT MAP & LOT NUMBER Map 194 Lot 009-2	WHITE BIRCH	0.000			\$50.00	\$0.00	\$0.00	(TOTAL OF
	YELLOW BIRCH	0.000			\$75.00	\$0.00	\$0.00	COL. # 9)
	OAK	0.000			\$200.00	\$0.00	\$0.00	
	ASH	0.000			\$100.00	\$0.00	\$0.00	
	SOFT MAPLE	0.000			\$90.00	\$0.00	\$0.00	
	BEECH/PALLET/TIE LOGS	0.000			\$25.00	\$0.00	\$0.00	
	OTHERS :	0.000			\$0.00	\$0.00	\$0.00	
	OTHERS :	0.000			\$0.00	\$0.00	\$0.00	
					TONS CORDS			\$91.98
# 3 OPERATION NUMBER 20-229-004-T	SPRUCE & FIR		0.00		\$ -	\$0.00	\$0.00	
	HARDWOOD & ASPEN		0.00		\$ 1.50	\$0.00	\$0.00	
	PINE		0.00		\$ -	\$0.00	\$0.00	
	HEMLOCK		0.00		\$ 0.50	\$0.00	\$0.00	
	BIOMASS CHIPS		0.00		\$ -	\$0.00	\$0.00	
	HIGH GRADE SPRUCE		0.00		\$ 18.00	\$0.00	\$0.00	
	CORDWOOD			18.00	\$ 17.50	\$315.00	\$31.50	
						\$919.80	\$91.98	

**ORIGINAL WARRANT
YIELD TAX LEVY
June 22, 2021
THE STATE OF NEW HAMPSHIRE**

HILLSBOROUGH COUNTY

TO: Roger Ordway Jr., Collector of Taxes for Town of **HUDSON**, in said county:

In the name of said State you are hereby directed to collect on or before thirty (30) days from date of bill from the person(s) named herewith committed to you, the Yield Tax set against their name(s), amounting in all to the sum of : **\$91.98**, with interest at eighteen (18%) percent per annum from the due date and on all sums not paid on or before that day. We further order you to pay all monies collected to the treasurer of said town, or treasurer's designee as provided in RSA 41:29, VI, at least on a weekly basis, or daily when receipts exceed \$1,500.00 or more often when directed by the Commissioner of Revenue Administration.

Given under our hands and seal at HUDSON

(Selectmen/assessor)

(Selectmen/assessor)

(Selectmen/assessor)

(Selectmen/assessor)

(Selectmen/assessor)

DATE SIGNED: June 22, 2021

NAME & ADDRESS	MAP & LOT	OPERATION #	YIELD TAX DUE
EAGLES NEST ESTATES LLC JOHN GARGASZ 2 ASPEN DRIVE PELHAM, NH 03076	Map 194 Lot 009-2	20-229-004-T	\$91.98

TAX DUE DATE: July 22, 2021 TOTAL YIELDTAX: \$91.98

TIMBER CUT FOR INTENTS FILED DURING: April 1, 2020 to March 31, 2021

CERTIFICATION OF YIELD TAXES ASSESSED
INTENT FILED DURING TAX YEAR: April 1, 2020 to March 31, 2021

TOWN / CITY OF: HUDSON
 COUNTY OF: HILLSBOROUGH COUNTY
 CERTIFICATION DATE: June 22, 2021

SEND SIGNED COPY TO: DEPT. OF REVENUE ADMINISTRATION
 MUNICIPAL AND PROPERTY DIVISION
 P.O. BOX 487
 CONCORD, NH 03302-0487

 (Selectmen/assessor)

 (Selectmen/assessor)

 (Selectmen/assessor)

 (Selectmen/assessor)

 (Selectmen/assessor)

# 1	# 4	# 5	# 6	# 6	# 7	# 8	# 9	# 10
NAME OF OWNER	SPECIES	NUMBER OF BOARD FEET IN THOUSANDS	NUMBER OF TONS	NUMBER OF CORDS	STUMPAGE VALUE	TOTAL ASSESSED VAL.	TAX AT 10 %	
TODD AND LORRIE BOYER 0 156 LOWELL RD HUDSON, NH 03051	WHITE PINE	20.530			\$173.50	\$3,561.96	\$356.20	
	HEMLOCK	0.000			\$20.00	\$0.00	\$0.00	
	RED PINE	0.000			\$30.00	\$0.00	\$0.00	TOTAL TAX
ACCOUNT OR SERIAL #: 6355	SPRUCE & FIR	0.000			\$85.00	\$0.00	\$0.00	DUE ON THIS
	HARD MAPLE	0.000			\$125.00	\$0.00	\$0.00	OPERATION
# 2 BY WHICH LOT WAS DESIGNATED IN NOTICE OF INTENT MAP & LOT NUMBER M166 Lot 011	WHITE BIRCH	0.000			\$50.00	\$0.00	\$0.00	(TOTAL OF
	YELLOW BIRCH	0.000			\$75.00	\$0.00	\$0.00	COL. # 9)
	OAK	0.000			\$200.00	\$0.00	\$0.00	
	ASH	0.000			\$100.00	\$0.00	\$0.00	
	SOFT MAPLE	0.000			\$90.00	\$0.00	\$0.00	
	BEECH/PALLET/TIE LOGS	0.000			\$25.00	\$0.00	\$0.00	
	OTHERS :	0.000			\$0.00	\$0.00	\$0.00	
	OTHERS :	0.000			\$0.00	\$0.00	\$0.00	
					TONS	CORDS		\$375.11
# 3 OPERATION NUMBER 20-229-007-T	SPRUCE & FIR		0.00		\$ -	\$0.00	\$0.00	
	HARDWOOD & ASPEN		0.00		\$ 1.50	\$0.00	\$0.00	
	PINE		19.20		\$ 0.85	\$16.32	\$1.63	
	HEMLOCK		0.00		\$ 0.50	\$0.00	\$0.00	
	BIOMASS CHIPS		135.50		\$ 1.28	\$172.76	\$17.28	
	HIGH GRADE SPRUCE		0.00		\$ 18.00	\$0.00	\$0.00	
	CORDWOOD			0.00	\$ 10.00	\$0.00	\$0.00	
						\$3,751.04	\$375.11	

**ORIGINAL WARRANT
YIELD TAX LEVY**
June 22, 2021
THE STATE OF NEW HAMPSHIRE

HILLSBOROUGH COUNTY

TO: Roger Ordway Jr., Collector of Taxes for Town of **HUDSON**, in said county:

In the name of said State you are hereby directed to collect on or before thirty (30) days from date of bill from the person(s) named herewith committed to you, the Yield Tax set against their name(s), amounting in all to the sum of : **\$375.11**, with interest at eighteen (18%) percent per annum from the due date and on all sums not paid on or before that day. We further order you to pay all monies collected to the treasurer of said town, or treasurer's designee as provided in RSA 41:29, VI, at least on a weekly basis, or daily when receipts exceed \$1,500.00 or more often when directed by the Commissioner of Revenue Administration.

Given under our hands and seal at HUDSON

(Selectmen/assessor)

(Selectmen/assessor)

(Selectmen/assessor)

(Selectmen/assessor)

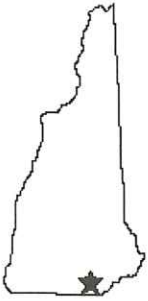
(Selectmen/assessor)

DATE SIGNED: June 22, 2021

NAME & ADDRESS	MAP & LOT	OPERATION #	YIELD TAX DUE
TODD AND LORRIE BOYER 156 LOWELL RD HUDSON, NH 03051	M166 Lot 011	20-229-007-T	\$375.11

TAX DUE DATE: July 22, 2021 TOTAL YIELDTAX: \$375.11

TIMBER CUT FOR INTENTS FILED DURING: April 1, 2020 to March 31, 2021



TOWN OF HUDSON RECEIVED

Office of the Assessor

JUN 16 2021

TOWN OF HUDSON
SELECTMEN'S OFFICE

Agenda
6-22-21



Jim Michaud
Chief Assessor, CAE
email: jmichaud@hudsonnh.gov
www.hudsonnh.gov

6A-3

12 School Street · Hudson, New Hampshire 03051 · Tel: 603-886-6009 · Fax: 603-598-6481

TO: Board of Selectmen
Steve Malizia, Town Administrator

June 22, 2021

FROM: Jim Michaud, Chief Assessor

RE: 2020 Abatement Application
Map 165 Lot 146 – 68 Derry Street

I recommend that the Board of Selectmen deny an abatement sought on the above referenced property. The property is a 9,984 SF +/- discount retail store located on a 1.862 AC +/- site at 68 Derry Street. The property was assessed for \$1,575,200 for the 2020 property tax year with an equalized market value estimate of \$1,951,200 (\$1,575,200/.8073 - 2020 assessment ratio).

The application is deficient as the taxpayer responsible for the taxes did not sign the abatement application. The taxpayer signing the abatement application is a requirement of the abatement application that they used and a denial on this measure alone is required. In addition, the property abatement application included data that does not indicate the property is overassessed. The Town's assessed value on the property does not appear to be disproportionate and the taxpayer has not met their burden of proof.

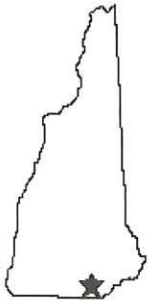
Motion:

Motion to deny Abatement for property taxes for Map 165 Lot 146 as recommended by the Chief Assessor.

Cc: File

2020AbateDeny56DerrySt

Agenda
6-22-21



TOWN OF HUDSON

Office of the Assessor

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JUN 16 2021

TOWN OF HUDSON
SELECTMEN'S OFFICE

www.hudsonnh.gov



Jim Michaud
Chief Assessor, CAE
email: jmichaud@hudsonnh.gov

12 School Street · Hudson, New Hampshire 03051 · Tel: 603-886-6009 · Fax: 603-598-6481

TO: Board of Selectmen
Steve Malizia, Town Administrator

June 22, 2021

FROM: Jim Michaud, Chief Assessor

RE: 2020 Abatement Application
Map 227 Lot 3 – 31 Sagamore Park Road

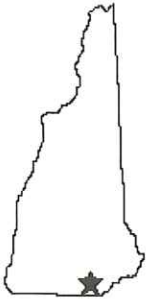
The Assessing Department recommends that the Board of Selectmen approve an abatement sought on the above referenced property. The property consists of a light industrial building, 25,400 SF +/- on a 2.91 AC +/- lot, was assessed for \$1,683,400 for the 2020 property tax year. The Town's assessment ratio for 2020 turned out to be 80.73%, the implied market value for this property is \$2,085,222 +/- (AV - \$1,683,400/.8073 ratio). The property owner had recently purchased the property for \$1,450,000 on 2/14/2020.

The department did conduct an interior and exterior review of the property and we recommend a slight reduction, down to \$1,557,000, due to the condition of the property, deferred maintenance etc. The property owner has agreed to the reduction and agrees to not pursue any appeal beyond the local level, this value will hold through 2021, all values will be reset during the 2022 revaluation.

The recommendation is for the BOS to approve an abatement lowering the assessed value from \$1,683,400 down to \$1,557,000.

Motion:

Motion to approve an Abatement for property taxes for Map 227 Lot 3 as recommended by the Chief Assessor.



TOWN OF HUDSON

Office of the Assessor

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JUN 16 2021

TOWN OF HUDSON
SELECTMEN'S OFFICE



Agenda
6-22-21


Jim Michaud
Chief Assessor, CAE
email: jmichaud@hudsonnh.gov
www.hudsonnh.gov

6A-5

12 School Street · Hudson, New Hampshire 03051 · Tel: 603-886-6009 · Fax: 603-598-6481

TO: Board of Selectmen
Steve Malizia, Town Administrator

June 22, 2021

FROM: Jim Michaud, Chief Assessor 

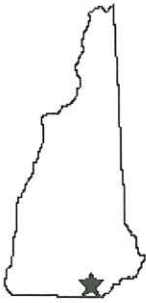
RE: 2020 Abatement Application – Eversource Energy
Map 100 Lot 8; Map 167 Lot 9; Map 190 Lot 192; Map 179 Lot 31; Map 107 Lot 30; Map 208 Lot 11; Map 107 Lot 3-1; Map 144 Lot 8; Map 175 Lot 153; Map 182 Lot 181; Map 162 Lot 80; Map 138 Lot 36; Map 179 Lot 11; Map 195 Lot 5; Map 175 Lot 6; Map 171 Lot 30; Map 171 Lot 31; Map 162 Lot 16; Map 135 Lot 7; Map 135 Lot 2; Map 171 Lot 46; Map 138 Lot 56; Map 175 Lot 153-2; Map 138 Lot 86

Please approve the signing of the attached form denying an abatement on the above referenced property. The property owner, Eversource Energy owns a distribution network of telephone poles, electric wires, transformers, substations and associated taxable real estate, in addition to land rights, throughout Hudson. The property was collectively assessed at \$112,206,700 for the 2020 year in accordance with an appraisal received on the same from the Town's public utility valuation contractor, George E. Sansoucy.

The taxpayer representative, Attorney Allwarden, represented that their opinion of market value was based on the DRA's allocated value opinion, \$56,107,533. The information provided within the abatement application did not provide a credible value, nor a credible basis for the requested value. That value is essentially book value, an approach to value that does not represent market value for public utility property according to the recent decisions of the NH Supreme Court. The taxpayer has not proven that their property assessment was disproportionate relative to the marketplace.

Draft Motion:

Motion to deny a 2020 abatement for map/lots as in this memo, as recommended by the Chief Assessor.



TOWN OF HUDSON

Office of the Assessor

Jim Michaud
Chief Assessor, CAE
email: jmichaud@hudsonnh.gov

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JUN 16 2021
TOWN OF HUDSON
SELECTMEN'S OFFICE
www.hudsonnh.gov



Agenda
6-22-21

12 School Street · Hudson, New Hampshire 03051 · Tel: 603-886-6009 · Fax: 603-598-6481

6A-6

MEMORANDUM

TO: Board of Selectmen
Steve Malizia, Town Administrator

June 22, 2021

FROM: Jim Michaud, Chief Assessor *jm*

RE: Current Use Lien Release
Sparkling River Condo Site – Remainder of adjusted Phase VI
Map 156 Lot 5 multiple sites

Please sign the attached Current Use Lien Releases for the (last) 18 condo sites that are subject to removal from the current use land tax program. The Subject parcel is a town- approved condo site with this amended Phase VI having received Planning Board re-approval on 3/29/2017. This amended Phase VI covers 18 additional units along the remainder of Brackett Lane within the Sparkling River project, a 55 and older (age-restricted) condo community off of Webster Street.

The land is coming out of current use as the developer, K & M Developers LLC, commenced this last phase with roadway construction on/about April 6, 2021, triggering this last phase to come out of current use. The Sparkling River Condominium Association Inc. is responsible for the bills as they attained ownership of the property via a settlement of an outstanding Hillsborough County Superior Court Docket #226-2019-CV-00474 on/about February 26, 2021.

The developer has reviewed with me the status of the construction of on-site infrastructure costs through the relative timeframe upon which the disqualifying event occurred, April 6, 2021. I have reviewed prior appraisals that were done on this property relative to bank financing from the prior developer. I have also reviewed a development cost approach to the value of this property. The developer and myself have agreed in principal to a value of \$75,000 per site, reflecting the as-is site value of these unimproved sites as of April 6, 2021.

The attached releases represent 18 condo pad sites of Phase VI; 18 times \$75,000 per site equals \$1,350,000 times the 10% current use penalty % equals an aggregate land use change tax bill of \$135,000.

DRAFT MOTION: Motion to approve the attached Current Use Penalty Lien Releases for Map 156 Lot 5 , and associated sublots, as recommended by the Chief Assessor.



TOWN OF HUDSON Water Utility

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JUN 15 2021

TOWN OF HUDSON
SELECTMEN'S OFFICE



6B-1

12 School Street Hudson, New Hampshire 03051 Tel: 603-886-6002 Fax: 603-881-3944

June 8, 2021

The Municipal Utility Committee recommends to the Board of Selectman that the following application(s) for abatement(s) from water utility charges be

APPROVED:

W-UTL-20-03 (10/19/2020) Marc G. Bouchard Acct # 3501818204

The Municipal Utility requests abatement on the basis that customer was billed in error because of a clerical error. The committee recommends abatement in the amount of \$125.00

The Committee voted to recommend approval of this abatement due to clerical error.

W-UTL-20-04 (11/17/2020) Dan Zheng Properties Acct # 3505238004

The Municipal Utility requests abatement on the basis that customer was billed in error because of a clerical error. The committee recommends abatement in the amount of \$250.00

The Committee voted to recommend approval of this abatement due to clerical error.

W-UTL-21-02 (06/03/2021) Luis Ortiz-Vinasco Acct # 3500008905

The Municipal Utility requests abatement on the basis that customer was billed in error because of a clerical error. The committee recommends abatement in the amount of \$350.00.

The Committee voted to recommend approval of this abatement due to clerical error.

Date: _____

TOWN OF HUDSON
12 School Street
Hudson, New Hampshire 03051
603-886-6024

Agenda 6-22-21
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JUN 04 2021

TOWN OF HUDSON
SELECTMEN'S OFFICE

6C-1

APPLICATION FOR HAWKER/PEDDLER/ITINERANT VENDOR'S LICENSE

Hudson Town Code, Chapter 232

Please complete the following information in full and return application to the Zoning Department.

1. Applicant Cedi Rousseau DOB 12/13/1976
2. Applicant's Address 10 Regina Street Hudson NH 03051
Home Phone # 882-2346 Business Phone # 809-5087
3. Goods sold in the Name of Cedi's Tasty Treats
Address & Phone # if different from Self same
4. Type of Vending Operation/Merchandise to be sold soft serve Icecream, Shaved Ice, beverages, packaged treats, Baked goods
5. Description of Stand or Vehicle (include Make/Model) Trailer for Hire
License # NHL19387981 Registration # Caboose
6. Date of Sales various
7. Proposed Location(s) of Sales (be specific) Library Street School, youth rec, Pabson's pond & Rogers Library - By Invitation Only - for events only
8. Approximate length of time at each Location few hours

• If proposed site is situated on private property, include a written statement from the owner and possessor of the property proposed to be used. This statement shall indicate consent by BOTH the owner and possessor for the proposed use and the period of time for which consent is given.

• Include copy of valid New Hampshire Hawker/Peddler/Itinerant Vendor's License* obtained through the Secretary of State's Office (271-3242), and in the case of sales relating to foods or beverages, a copy of a valid Food Service License, issued by the State Department of Health & Human Services (271-4589).

• Applications will go before the Board of Selectmen at their next meeting following successful completion of this application, which is forwarded to the Selectmen's Office by the Zoning Administrator. If granted, applicant will be subject to all provisions of Chapter 232 of the Hudson Town Code governing Hawker/Peddler/Itinerant Vendors.

• Fees are \$5 for each day, \$25 for each week, or \$100 for each year. Annual licenses expire 12/31 each year.

*Exception for State License: Any person selling the product of his own labor, or his family, or the product of his own farm or one he tills. (RSA 320:3-II)

I, the undersigned, certify that all information provided in this application is true and complete to the best of my knowledge. I understand that any false statement will be considered sufficient grounds to refuse issuance of a license to operate within the Town of Hudson, New Hampshire.

Name Cedi Rousseau Date 5/20/2021
E-mail Address Cedistastytreats@aol.com

OFFICE USE ONLY

ZONING ADMINISTRATOR'S SECTION

Location is consistent w/Zoning regulations _____

State License (Date of expiration) 4 / 14 / 2022

Health License (Date of expiration) 7 / 31 / 2022

Owner's Permission N/A

Recommended

Not Recommended w/reasons _____

Brian Burt _____ 6-4-21

Zoning Administrator

Date

Hillsborough County Registry of Deeds # N/A Date _____

POLICE DEPARTMENT'S SECTION

Recommended

Not Recommended w/reasons _____

William M. Murray _____ 5/25/21

Chief of Police

Date



TOWN OF HUDSON

Land Use Division

12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6008 • Fax: 603-594-1142



Zoning Determination # 21-083R1 Hawker/Peddler/Itinerant Vendor's License

May 20, 2021

Cedi Rousseau
10 Regina St
Hudson, NH 03051

Email: cedistastytreats@aol.com

RE: Hawker/Peddler license at/on Town Properties (Library St School, Youth Rec, Robinson Pond and Rogers Library)

Dear Ms. Rousseau,

Your request: Based on your license application dated May 5, 2021, To operate a food truck from/on these properties (by invite).

Revised Zoning Review/Determination:

Upon review of your May 11 2021 response/explanation, I will sign off on your application. To be conducted as has been done in the past (2019), by invite from authorized Town employees/agents to do so.

Sincerely,

Bruce Buttrick

Bruce Buttrick

Zoning Administrator/Code Enforcement Officer

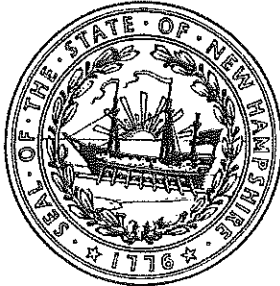
(603) 816-1275

bbuttrick@hudsonnh.gov

encl: May 11th appeal letter
cc: Public Folder
Owner
B. Groth, Town Planner
W. Avery, Hudson Chief of Police
S. Malizia, Town Administrator
File

Per §232-18: *Persons who are denied licenses or whose licenses have been suspended or revoked may appeal by filing a written notice of appeal with the Town. The appeal must be filed within 10 days after receipt of the notice of denial, suspension or revocation. The Board of Selectmen shall hear and determine the appeal, and the decision of the Selectmen shall be final.*

The State of New Hampshire
Hawker & Peddler State License
Department of State



Cedi Rousseau
(not valid unless signed by Applicant)

Date April 14, 2021

This certifies that in accordance with RSA Chapter 320

Cedi Rousseau of 10 Regina Street, Hudson, NH 03051
has filed in this office an application in proper form for a Hawker & Peddler's
State License.

A license is hereby granted to the said Cedi Rousseau to sell, throughout the state, any goods, wares
and merchandise, the sale of which is not prohibited by the laws of this state.

Date of Birth 12/13/1976 Height 5'0" Weight 130

Color of Hair Brown/Pink Color of Eyes **Light Brown**

Distinguishing Characteristics **None**

License Number **2021/060**

This License Expires April 14, 2022

[Signature]

Deputy Secretary of State

This license may be laminated



New Hampshire Department of Health and Human Services
FOOD PROTECTION SECTION
29 Hazen Drive
Concord, NH 03301-6503
603-271-4589

Food Service License

This certificate of license has been issued to

CEDI ROUSSEAU

known as

CEDI'S TASTY TREATS


located at

10 REGINA ST in HUDSON in the state of NH

Under provisions of Chapter 143-A, New Hampshire revised statutes annotated.

This license will be in force to July 31, 2022

Establishment Type 16D3 Cook Unit
Seating 0
Facility ID FA0006426


Colleen Smith, Administrator
Food Protection Section
Bureau of Public Health Protection

LICENSE SHALL BE POSTED IN PUBLIC VIEW AT ALL TIMES - THIS LICENSE IS NON-TRANSFERABLE

Food Handler Training Certificate

Cedi Rousseau

*Certificate awarded for successfully completing the
Food Handler Classes Training Course*

Steven A. Dean, CEO
Steven A. Dean, CEO



Food Handler Classes

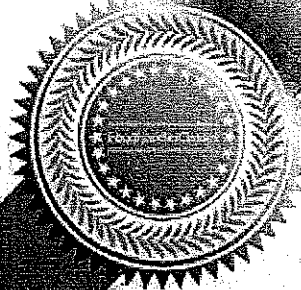
www.FoodHandlerClasses.com



#1135
ASTM E2859
CERTIFICATE ISSUER

Name: Cedi Rousseau
Course Name: Food Handler Training
Certificate No: NH-634096
Completed: May 12, 2020
Expiration: May 12, 2022
Provider No: FHC Course #3

DSBWorldWide, Inc. 103 S Travis St., Suite 200, Sherman, TX 75090



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JUN 11 2021

TOWN OF HUDSON
SELECTMEN'S OFFICE



6C-2

OUTDOOR GATHERING PERMIT
(Chapter 253 of the Hudson, NH Town Code)

Type of Activity Hudson Old Home Days

Date & Time of Activity August 12 - 15 2021

Site (address) of Activity Hills House

Name & Address of Company conducting Activity Hudson Old Home Days Committee
PO Box 572 Hudson NH 03057

I certify that all state regulations regarding this request have been met:

Signature of Officer of Company conducting Activity [Signature] Date 6/11/21

Name, Address & Phone No. of President/Manager Timothy J. Malley
1 Central Street Hudson NH 03051

State of Incorporation (if incorporated) _____

Name & Address of Registered Agent (if corporation) _____

Name of Local Organization sponsoring Activity Hudson Old Home Days Committee
PO Box 572 Hudson NH

Signature of Officer of Local Organization sponsoring Activity [Signature] Address _____

Phone Number 603-765-2086 e-mail Address TimMalley@TJMallayElectric.net

† Signed letter of authorization from establishment where the event will be held must be provided with application. (BOS consensus 7/22/08)

† Proof of Insurance—Certificate must be provided w/application, setting forth policy limits, activity & location of activity.

!! Please note that the application, with attachments, must be submitted at least 30 days prior to the event !!

e-mail completed form to dlgraham@hudsonnh.gov or FAX to 603-598-6481

For Office Use Only

Attachments to permit application: 1) Report of town Building Inspector/Health Officer, ensuring site of proposed activity is suitable, with minimum sanitary and safety requirements having been met, with signoff/clearance from the Fire Chief and Police Chief; 2) Signed letter of authorization; 3) Proof of insurance certificate.

Proof of public notice.

Date approved by Board of Selectmen

Chairman, Board of Selectmen

OFFICE USE ONLY

Applicant Hudson Old Home Day Committee Date of Event Aug. 12-15 2021
Map _____ Lot _____ Building Permit Req'd _____ Street Hills House

SANITARY APPROVALS

Stipulations PORTABLE TOILETS REQUIRED.

Health Officer/Date [Signature]

FIRE SAFETY

Stipulations SAFETY INSPECTION WILL BE CONDUCTED PRIOR TO OPENING

Fire Dept./Date [Signature]

ZONING

Stipulations _____

Zoning Administrator/Date [Signature] 6-17-21

BUILDING

Stipulations TENT ¹⁵ ~~3~~ ELECTRICAL PERMITS & INSPECTIONS REQUIRED. EMERGENCY ACTION PLAN FOR INCLEMENT WEATHER.

Building Inspector/Date [Signature]

POLICE DEPARTMENT

Stipulations N/A.

Police Chief/Date [Signature] 6/17/21

ROGER E. COUTU
7 Pond View Drive
Hudson, NH 03051
Tel: Cell: 603-566-8219
E-Mail: rogerec@comcast.net

June 17, 2021

Hudson Board of Selectman
12 School Street
Hudson, N.H 03051

Chairwoman Marilyn McGrath & Board members:

Please find, enclosed, a check in the amount of \$500.00 which we would like deposited in a Public Works Department account and reserved for the sole purpose of providing the funding necessary for the Library Park Christmas lighting.

Doris and I make this contribution as a result of replacing the funds necessary for the Christmas display that will be enjoyed by our youth and older citizens who have come to know and relish our gorgeous annual display at the Park.

A handwritten signature in cursive script, appearing to read "Roger & Doris Coutu". The signature is written in dark ink and is positioned above the printed name.

Roger & Doris Coutu

HUDSON, NH BOARD OF SELECTMEN

Minutes of the June 1, 2021 Meeting

1. CALL TO ORDER - by Chairman McGrath the meeting of June 1, 2021 at 7:02 p.m. in the Board of Selectmen Meeting Room at Town Hall
2. PLEDGE OF ALLEGIANCE led by Public Works Director Jess Forrence
3. ATTENDANCE
Board of Selectmen: David Morin, Kara Roy, Marilyn McGrath, Brett Gagnon
Staff/Others: Steve Malizia - Town Administrator; Bill Avery - Police Chief; Rob Buxton - Fire Chief; Linda Pilla - Library Director; Lisa Nute - IT Director; Lisa Labrie - Finance Director; Jill Laffin - Executive Assistant
4. PUBLIC INPUT - none
5. NEW BUSINESS

A. Board of Selectmen Vacancy

Chairman McGrath recognized Town Administrator, Steve Malizia who said, I prepared a package for the Board's consideration. As you're well aware, Chairman Selectman Coutu resigned at the last meeting. The Board of Selectmen are the authority to appoint a replacement. that's articulated in law. I believe it's 669:63. It doesn't prescribe any method, doesn't describe particularly any time frame, but it does state that you are the appointing authority. The appointment will be till March of 2022, which coincidentally would have been the expiration of Selectman Coutu's term anyway. So whoever runs in 2022 will be running for a full term. They won't be running for a portion of a term. So in essence, what you're considering tonight is the process of how you'd like to go about replacing Selectman Coutu. I've taken a look at the last time this happened. A matter of fact, that's how Selectman Coutu got on the Board in the first place. He was an appointment for a resignation from a Selectman named Doug Robinson. There was a process the board followed basically, there'd be an advertisement or notice put out for applicants to apply for the position. Unfortunately, there's no HLN anymore. So it's going to be at our Web page, Facebook posted in all our buildings and put it on TV. And I would assume if that's how you want to do it, we'll have a due date. Those candidates would submit their applications. And then I would also anticipate that you'll interview each of the candidates. That's what was done previously. So looking at the timeline, things are tight depending on how you want to do it. But, um, I had proposed that we put this out tomorrow. At the back of the packet, you'll see an advertisement or a notice at the very, I think, last page that states that folks shall apply by the 10th of June. That's next Thursday. I know it's a short window, but, you know, we've got to pick a due date at some point in time so that we can get the package prepared and get the information to you folks and to make sure that all the applicants are able to attend a meeting, which I would recommend that you do it on and off Tuesday night, not that we all want to be here more, But I think you should focus on this. I suspect, I don't know, but I suspect you'll get at least more than a handful of applicants. And I think to take the time that you need, you need to just devote an evening to interviewing the candidates and going through their qualifications with them. So I'm thinking the 15th of June would be the date that you would do that. That's the off Tuesday. After you do that, you may either appoint that evening or you may take it under advisement and you may have an opportunity to do it at the very next meeting, which I think is the 22nd, it's all in public.

The Town Administrator went on to say, this is a public process. The only thing I would caution is if somebody knows something adverse about a candidate that's maybe harmful to their reputation, we'll

have a citation on the agenda that if we needed to go into non-public, we could. Say you know so and so, was convicted or has this issue. It's just for full disclosure, if everybody w to needs to know but we don't want to do that in public. But that's only as the process is public. The alternative is if you don't appoint someone, um, the Superior Court does upon the petition of a citizen. So any one person can say, hey, I want the court to do it. And I'm not sure that we want the courts dictating how we do things in Hudson. If you read the process in 669:61, it talks about a process. But we have not adopted that ordinance or that section of the law. So that is not material to us here. That talks about a petition of the citizens to have a special election. That is not the process. I confirmed that with our attorney.

Selectman Gagnon was recognized and said if I may, for the petition, just for my own knowledge, not talking about the way you said that we didn't have initiated the second half of that warrant article, but the first half, to petition the court to appoint someone. Is there an amount of signatures they need? Just for my own knowledge. The Town Administrator replied, According to 669:63, it says, Superior Court or any justice there on a petition of any citizen of the town. So it's a single citizen can petition. I would assume its one citizen or more than one, but minimum of one. OK, take it as a candidate that applies and says, hey, you didn't make a decision, I want you to go court. Selectman Gagnon replied, Understood.

Selectman Morin was recognized and said and just to make clear, that petition is only if we don't act on this? The Town Administrator replied, that is correct. You are the authority. Selectman Roy said it's only if we don't appoint right. So we can act. But if we don't, we reach a stalemate or whatever and then we don't appoint. The Town Administrator replied, I would assume if there's a stalemate that cannot be overcome, that that's the potential fallback. If nobody petitions, we will limp along of course. I suppose that's an alternative to good, bad or indifferent. It does not articulate a date. It does not articulate a period of time. It does not say you have to do it by 10 days, 30 days, 40 days, 90 days. I just try to outline that's where you're at. So I think if the Board is comfortable...Selectman Roy asked what will we anticipate would be in each candidate packet? Town Administrator Malizia replied, an application from the candidates. You'd get the application for boards and committees and whatever else they choose to submit. Selectman Roy asked so could we ask them to submit resumes? The Town Administrator replied if you'd like to? You could. We can modify to include a resume or some sort of other information, whatever you like.

Selectman Roy responded I mean, I just like to have as much information as I can. I think that's just one way to do it The Town Administrator said if that's a consensus of the Board, we can modify the notice to say application and resume. It's up to you folks. The Board was in agreement on this. The Town Administrator then asked Are you comfortable with the dates? I'm not trying to rush you. I'm just trying to sit there and say time tends to be of the essence. Would be nice to have somebody in place by the beginning of the fiscal year. It's not required. I'm just trying to move this along.

Selectman Roy said I don't know. I'm still out on that. I think it's a really short period of time for people, particularly in this time of year where people might be out of town.

The Town Administrator replied I think that will only get worse, though, because a lot of people tend to go in July and August. So I think that'll even be more exacerbated by that. I think you have a very short window, in my opinion. I think you really get into the Fourth of July and after that. But that's my Opinion. Chairman McGrath said I think that they've had ample notice. The Town Administrator replied I think the word is out.

Chairman McGrath said I've gotten calls and just this seems to be interest among some of the citizen citizens that want to apply for it. Mr. Malizia then said but in fairness to those to folks that may not be in the political loop, I mean, we are trying to give them some time. My only concern is getting their information here in a timely fashion so you can look at it ahead of time. I don't want to have to walk in on Tuesday night and say, oh, by the way, I got three more and giving them an opportunity to make sure that their schedule is clear so they can come in. I don't think you want to spread this out over more than one meeting. It's up to you if you do. Selectman Roy said well, I think that might go to how many applicants we get, like, it might just not be feasible to do it. The Town Administrator replied Even if we had 15 applicants. I mean, we're devoting this night just to this issue. And I probably

would just do it alphabetically or something that it's, you know, not preferred candidates. Just you're A, you're B, you're C. The Chairman asked are we in a position to make a motion? Seeing no further comment the Town Administrator said, an appropriate *motion would be to accept applications and resumes for the vacant Board of Selectmen position through June 10th with candidate interviews to be held on June 15th as recommended by the Town Administrator. Selectman Morin made this motion, seconded by Selectman Roy. Carried 4-0.*

B. Planning Board Appointment

The Town Administrator said at the last meeting, prior to Selectman Coutu, declaring his resignation, there was a brief conversation and I believe the Board appointed Selectman Morin as the alternate to the Planning Board, but never made a motion regarding the Board of Selectmen member to the Planning Board. You just kind of made an assumption that would just naturally go to Selectman McGrath as she was the alternate? But you really should make the appointment. It should be more formal than that. So what I've recommended here is a motion to appoint someone will go out to the Board of Selectmen member position to the planning board. Again, I'm not aware that it just goes to the alternate in that case. Chairman McGrath asked, any discussion? Seeing none, *Selectman Morin made a motion, seconded by Selectman Roy to appoint Selectman McGrath to the Board of Selectmen member position to the Planning Board. Carried 4-0.*

C. FY22 Default Budget

The Town Administrator was again recognized and said as everybody is well aware, the Town's general fund budget did not pass. Therefore, we have a default budget for fiscal year 2022, which starts on July 1st, 2021, and runs through June 30th, 2022. The water budget and the sewer budgets passed. They are not part of this discussion. They got their budgets. That's not part of the equation. It's strictly the general fund. I believe we met or the board discussed this month or so ago. And at that point in time, no action was taken. There was some questions or some concerns. So it's been pending to here to this meeting. I prepared a memo for you and a packet of information. And in essence, what I have in front of you is a packet that articulates or illustrates the default budget delta at \$773,621. That's the amount of money. That's the difference between what we asked for and what the voters approved i.e.: the default. As you go through the packet, you can look at the various spreadsheets. Page three articulates how we got to that default budget number. It shows things that came out and things that were included, in essence, one time expenditures, if we bought something last year that we are not buying again, those types of things come out. We get to the end of a lease for something that comes out. But there are other things that go back in labor costs, benefit costs. Those are all contractual items. Our insurances. We need to make sure that we have the money to do those things because, quite frankly, we're committed to doing those things. And clearly, if you look at the bottom of this worksheet on page three, we had previously items that were previously approved by the voters, i.e., labor contracts with our unions, hiring employees, the firefighters, the truck driver, and laborers, those who approved. So therefore, we get to put those in the default budget. The voters approve that separately. And so the intention is that that's a net that added to our default. As we flip through the pages of some detail here on pages four and five, that if you look at the third column, those are the effective changes. Those are the things that are coming out or that have changed from the general fund that proposed budget to the default budget. This is basically a list of, by department, with \$773,000 was. There's a few departments that because of the way things run, they went up a little. The majority obviously went down because it's a \$773,000 decrease. So this is just at a department level detail of where those monies are.

The Town Administrator went on to say if I go to page seven, spreadsheet on page seven, and basically it talks about the general fund overall budget. And if you look, you'll see you'll see from left to right, I see a department column. That's the department code. You'll see a description. What it basically is, what the department code is. You'll see a default reduction. If you take that list, it adds up to the \$773,621. The next column over is the funded amount that adds up to \$486,036, which is a delta of \$287,585. The \$486,036 is the sum of money or the monies that we are looking at. Those are critical things identified by your Department Heads that we want to try to still accomplish. We want to make the second payment on the on the fire truck that we bought this year in this year's budget. Didn't making it into default budget because of the timing of it. We're going to still do body cameras because that's a critical that's a critical need. And so basically what we looked at, what the departments looked at and what you had been given prior was how can they accomplish that critical need? What is not going to get done? So if you look you'll see some basic recommended action column that basically articulates what, if anything, we're going to do some things we're not going to do. Just that simple. We can't I can't come up with that kind of money. We're not adding any money to the bottom line. We're just shifting money. That's really what we're doing. And we're able to figure out or find \$486,000. Some of that money coming from capital reserve funds because they have that purpose, we're allowed to do that. So the probably the tallest, the biggest thing on his list is \$175,000 for the property re-value that we're planning on doing, constitutionally required to do it every five years. This is year five. We had put it in the budget as an expense, but we had put the revenue coming from the Capital Reserve Fund also on the revenue budget because the budget didn't pass, that money came out. We've got a ruling from our attorney, the NHMA attorney and our auditors that we can still spend that money out of the reserve fund without the appropriation because you are the agency to expand. You can do it. So that's a big piece right there. We also had a warrant article pass this year for body cameras and other police equipment. We can take \$50,000 out of that this year to help pay for that project.

The Town Administrator went on to say, so as you look at this list, we can certainly discuss this. We can discuss whatever you like. But in essence, if it has a zero, we're not doing it. We're not making it up. And it's not as critical as the things that have a number next of them. The Highway Department needs a roadside brush cutter. I mean, they need to keep the highways and the sides of the roads clear so traffic you can see the signs. I mean, you get a lot of growth around here. The vehicle with the machine that they have now is I'm surprised it even ran this year. So, again, departments went through their budgets and determined what was critical to their needs so that we could make a recommendation to you. I've included what they had previously submitted. That's the backup information in a nutshell, and that's where we're at right now. They're here to answer questions. But in essence, if you see zero, we're not going to be able to do it. And it's either going to get deferred to next year in most cases or, you know, we're going to try to maybe accelerate a few minor things into this year. But that that's sort of where we're at.

Selectman Gagnon was recognized and said So a question for my understanding a little bit. I know you talked about contracts are kind of outside of the budget. You know, they've been signed. They're pushing forward, you know, with regards to employment and so forth like that. And you said body camera contracts as well have already been signed and really can't be reverted back. You also noted about really important costs that we need to keep. Are there any contracts that we can actually back out of and maybe pay a fine or fee and break contract? But paying that fee would be a cost savings for the overall contract that aren't an absolute necessity. Have those things been considered?

The Town Administrator replied, so what you're asking is, are there any, when I say contract, you're probably pretty much talking lease payments on equipment that we have. You're not going to break a labor contract? I'm telling tell you right now that that's not going to happen. We're not going to break the we get health insurance. And I say we're not going to break that part of the New Hampshire pension system. We're certainly not going to break that. So, in essence, the contracts that you might have some wiggle room with our lease purchase contracts and at this point with the majority of them, you're probably three or four years into some of them, so if you'd like to break them, we'll give the

vehicle or whatever the piece of machinery is back to the vendor, because that's the that's the consequence. And again, we try to avoid that consequence because we have folks that need these pieces of equipment for their job. I mean, whether it be a fire vehicle, whether it be, you know, some of the small six wheel dump trucks that we had to purchase. I mean...Selectman Gagnon asked are there any contracts that we've just signed? You know, let's say forgive me for an example, say we just said we want to buy a fire truck, but we haven't gotten it. We signed on the dotted line for a contract, but we haven't exchanged money or gotten the item. And we say we want to drop that contract before it's initiated.

The Town Administrator said, I defer to the Chief you just mentioned fire trucks. I don't believe we received the fire truck yet.

Chief Buxton replied, you have not received the fire truck yet. The Town Administrator added But we have taken the other fire truck out of service or will soon be out of service because it's a safety issue with rust and other undercarriage problems. So. I'm not sure it's going to roll to the scene if we do that. Selectman Gagnon replied, Great answer. I was just kind of thinking out loud.

The Town Administrator replied, Thank you. I respect that. And again, you know, that's what these folks looked at. And that's why that's why they're sitting here. We can certainly discuss it. We can deliberate it. We can come up with other ideas. But in essence, we are short \$773,000 from what we asked for. So what these folks tried to do was say, hey, what do I what do I absolutely need to to run my department and to make sure I have those critical, and I call them critical things, taken care of. We can differ on what you think is critical, but this is what they think is critical.

Selectman Gagnon was recognized and said Last question. And the other thing, too, I was kind of looking into and from my own understanding, you said we can't adjust contracts, employee contracts, but would there be any surplus by any chance if someone left or if people move around, could we expect a surplus, even if we don't touch the contract, that would help us? The Town Administrator replied employees come and go. So if you have a if you have a veteran employee, leave our employee at the top of the pay scale. And presumably, as you promote either someone or you bring someone from the outside, they typically are at the bottom of the pay scale. The one problem with that sometimes is when they leave, they get to cash out their time on the books, their earned time. So that tends to negate any savings you might make. Where you might save something is benefits. So you have someone that takes a full family plan. They leave, you have a young person, younger person come in without a family, you save on the insurance. But I can't predict that. And the inverse can happen. I have somebody who doesn't take the insurance leave and then somebody comes in and they take the whole family plan. And again, I can't predict that either. So it's our best estimate of where we are right now and what we have on the books. But that changes. People come, people go. When we cost out new employees, i.e. for benefit purposes, firefighters, highway public works employees, we put them at the full benefit package, the highest package. Why? Because we don't, it's not a litmus test to work. Hey, do you have a family that's going to cost us more money to hire you? We put it in and the chance that they come in at a full benefit package. If they don't, we save. But then again, people get married, people get divorced, people have kids. It's a shifting landscape. And we're looking 18 months out, up to 18 months.

Selectman Roy was recognized and said but to kind of follow on to that historically, where does that that piece end up at the end of the year? The remaining piece? The Town Administrator replied, typically the Town of Hudson ends up with about a 1% surplus at the end of the year, somewhere between 1-2%. So that could be as much as 700,000. It could be as low as 300,000. And where's that surplus come from? It comes from things like that, but also comes from under spending something or didn't or we didn't pay as much for something, or maybe we didn't have as much our own time or maybe we had more time. If you look at our budgets, they're fairly lean. If you're talking to a 35 million dollar operation here, you know, 1% is \$350,000. That's pretty lean. That's pretty close, considering you folks spend a lot of time looking at this stuff every year during the budget season to try to figure out what do we need. It's all built from the ground up. I have these employees. They take these benefits. This is the hours I need to accomplish this task or this task or this task.

These are the materials. When you look at our budget, I think it's somewhere between 65 and 70 % is labor costs. We are a labor intensive business. Anybody will tell you who's worked here. It's labor. We have material, but we're not making we're not a factor. We're not making we don't have raw material widgets. It's our cost of our labor because we provide service, we fire, police, highway users, material, use sand, tar, whatever. We all use gas, diesel. But it's predominantly a labor driven business.

Selectman Morin was recognized and said Yeah, before we get started, we get a report from Mr. Malizia when he does our status financially and our big thing is cars, registrations. I had read a story in the news in reference to a plant that produced all the electronics, had a fire, and that cars were going to be delayed immensely because of this and then the Covid. So just for to confirm that, I talked to some of the dealerships in the area and they have confirmed that we could look at September, October, maybe later. And because we got to go countrywide when we're going to get cars. A lot of the dealerships right now, their dealerships are empty and they got used cars inside the buildings and their sales floors. So that concerns me greatly, too, because of what I'm going to have the income coming in from the new car purchases that's going to cause us a lot of problems.

Selectman Morin then said looking over this in a couple spots here. Oh, start with the Public Works. Jess, if you want to jump up here. I guess we'll start with the stuff that you would like to forego to try to meet some of the proposals you're looking at. DPW Director, Jess Forrence said well, when Steve and I first talked about this, he says you probably want to look at the least essential things to cover the cost of the things that we really need. So I broke down three different areas and the cost of them. But what I felt was inessential with the things that I have here and the cost by not funding them, July 1st. is a good way to go? I don't know. But we were looking for the first year's payment on the brush tractor. That is a very, very important piece of equipment, like Steve said, on roadside mowing with branches and leaves and all the rest of it. The second side is guardrails. \$4,000 in that, believe me, with the price of steel and everything else that has gone up, that's not going to get us as far as we thought it would. But we can make that work okay. Little things like time clocks, the landfill, Wi-Fi. The maintenance account, we've got more vehicles and we have older vehicles. So we were looking for that \$10,000 also. So that brought us up to the \$43,096. The way we were going to look at funding that the first proposal was to close Benson's bathrooms. That is a luxury that is not a necessity, unless you're standing at the door. So the breakdown on that was the bathrooms are usually open 36 weeks, both sides of the winter. So the cost savings on that would be Meri-maids. We pay Meri-maids \$245 dollars for the 36 weeks. Brings it up to the \$8,800. The janitorial supplies surprises me from one month to the other. So we pretty good, pretty good Average up to \$4,000. That brought up to that \$12,820. The other way we were going to look at the cost....Selectman Roy was recognized and said Mr. Forrence, I have a question. So I'm looking at this and you have a savings by closing the bathrooms of \$12,820. Then on the next page, the porta pottys would cost \$25,200. So I guess I don't understand where the savings is coming from.

Selectman Morin was then recognized and said and to your point, you talk a little bit about what's been going on in the bathrooms at Benson's, because I don't think the Board's aware in that. I think they need to know. Well, it's in thank God for the company that we have to clean up after these people. We found some pretty disgusting stuff in the bathrooms, people using the sinks for other than washing your hands and not using as a stand-up urinal, but other things. That came back to me by the people that clean and they were upset about it. I was upset about it. So we started looking at it day by day, would go to that the bathrooms in the morning, finding a lot of stuff there. I don't want to say it on the air, but it was it was pretty disgusting. I would give the cleaning company the heads up and they said we would take care of it. They did bring it to our attention that from now on it was going to be a cleaning charge. They were in there to do light cleaning. They weren't in there to pick up the people. And I totally got what they were saying. And the cost would probably be \$50 to \$75 dollars every time they did it in the way I was going to do it as great as this, I was going to have to take a picture of it, send it to me. So it would be verified and then that would go up the cost on the additional cleaning costs. But the people are using it. And I'm saying very few. And I'm not saying girl's side, I'm not saying men side. It's both sides. Pretty disgusting sometimes. What I did talk to Steve on it, I

said, you know, I'm thinking about closing the bathrooms. They're open until nine o'clock, the same time the park is open to maybe closing it at seven or even six to see if we can deter from the place being empty. People have got more of a chance to do this stuff if there's nobody in the park. So if we can knock it down to three hours, you had a pretty good chance of people being in the park and seeing something. So that's where that stands.

Mr. Forrence went on to say, The porta pottys, if I can jump to that, is if we close the bathrooms and we decide we have to have something there, that's what it's going to cost to put porta potty there. Selectman Roy said so are you suggesting we have nothing there? Because I don't understand like, why we'd close the bathrooms? Yeah. \$2,800 and then rent porta potty for a cost of somewhere above \$25,200. Selectman Morin said I told them to give us the options. That's why he did that. Mr. Forrence said, I don't think the people would put up with not having anything there and I wouldn't want to walk through the trails out there with no place to go or one porta potty at the top of the hill that we have Year-Round, especially with the prom that happened the other night in birthday parties, that we still allow it and kids and all the rest of it. So I put the cost and what my savings would be closing the facilities. But the fall back on the heat that we might get, this is what it would cost to fund the porta pottys.

Selectman Roy said OK. Just from a very basic it just looks like it's more cost effective to leave the bathrooms open. Mr. Forrence said it is. Selectman Roy then said and I don't know that I disagree with your plan to limit the hours. Right. But for what we're doing here tonight, it just that doesn't seem like it. Selectman Morin said twofold is we have we have the budget and it's now going to cost us even more because they're going to charge us for the special cleaning. And if we bring in the porta pottys and it's probably just because they're trying to make up for Covid they haven't done anything for so long, the concern is how much if we closed the bathrooms. What does that save you? There's no there's no cost with the just because we're closing early. Mr. Forrence said Yeah, it doesn't save any anything. It just hopefully will prevent. Selectman Roy said I just think that that seems like more cost effective plan than because I don't think we can get away with having nothing there. If we didn't have bathrooms, we'd have to have porta pottys. Selectman Morin said we can, but...Selectman Roy said it wouldn't be pretty. It's not something I would want to. Right. Right.

Chairman McGrath asked What about charging for the bathrooms? Either having I don't know... Mr. Forrence said you spend a quarter to go into the bathroom. You still make a mess, you know? So I don't know if that would be a benefit. The Town Administrator added It's still it's still an expense. Even if you take a revenue, unless you put a special revenue fund for the bathroom, the money goes to the general fund. It doesn't matter if you made a million dollars. You still it doesn't help the expense side of things because it's not it's not a revolving fund or anything.

Mr. Forrence then said So the other the other options I hear and number two, looking to make up the money we need to fund the \$43,000 would be reduce the maintenance in parks, playgrounds, town buildings. And if you read further playground, the bark chips that go underneath the swing sets and slides and the playground equipment out there, that's not just regular bark much that you put around your house, it's in actually wood chip. Kid would fall from the top of it, pushed off a slide. Then it usually softens the impact on it, pretty much not that we're in bad shape right now. Every other year we go through and we turn it over like you do around the yard with your mulch. The other thing would be looking to do is cut that cut back down on the looming, the fertilizer, the grassy areas out there. There's a replacement mower that we had in there for replacement. Then there'd be the spring flowers, the fall flowers, and then the big one, the Christmas lights. Selectman Morin was recognized and said you said you turn over the ball at the playground, is that we do it? So you don't recover that every year? Mr. Forrence replied, No, we don't recover. Where are we in that process for next year? Mr. Forrence said its next year. Of course it is. Yeah. Last year, Josh rented the machine to turn it over, and we like doing it every other year. Selectman Morin asked if you turned it over, though, you think you can get by one more year? Mr. Forrence replied if we turned it over again, we wouldn't get by one more year if we had to. Selectman Morin said so if you took every municipal building and the parks where you put bark mulch, if you turned it over would it get us by a year? Mr. Forrence replied

it wouldn't look like it usually does, absolutely. Selectman Morin asked But It would be presentable? Mr. Forrence replied Oh, it definitely would be. Selectman Morin then said Selectman Morin was recognized and said your list of needs. I understand the brush cutter, especially intersections and things of that nature. That's pretty self-explanatory. Guardrails are also pretty self-explanatory. Time clock. Why do you still need that? If we could go and get a punch time clock for now and you could have that and use it. I get the program. We talked about the program. I saw the program. I understand that. But if you feel the need to have a time clock, why can't we do it that way for a temporary time? Mr. Forrence replied going backwards we could definitely do that. the way this new time system is set up, especially through the winter months when you have over-time, double-time, second rate on double-time. It's just a dream. It really is. It saves us so much, so much time and money. Monday morning when the secretaries have to just download the form and download a supervisor's download, look through it, make sure it's OK. Can we? Of course we can. We did it for thirty years. Is it a pain since you've had the new system? Yeah Go without power windows in your car free for a little bit and see what it's like so we can do it. Selectman Morin was recognized and said my question there is we've been doing it. Yeah. So one more year and I mean if you feel you have time clocks now? The Town Administrator said he has this system now. He got rid of the punch card system a year ago. He's using this system. So he would have to compete if they pull the plug and go back to the old system. Selectman Morin said so you have the new. The Town Administrator replied yes, sir. Selectman Morin said I thought we were getting. We were going to get it here. It's right here. I got you. All right. I'm sorry. I misunderstood.

Selectman Morin went on to say Wi-Fi service at the transfer station. I'm going to go to the Christmas lights and flowers. Possibly we could put some type of program together to see if businesses would like to support those for one year, and we could put up a sign in the park donated or sponsored by any business that wanted to sponsor them. And that way they could get some credit, but it would take that burden off us for one year. Mr. Forrence said we could look at it on a Web page, put it on Facebook. Anybody who wants to make a donation. Selectman Morin said an adopt a spot type of deal. Mr. Forrence then said the other thing that I've been following, everything that we had is still showed you that we have 13 over \$13,000 dollars shortage on what we were looking to do to gain. And then, of course, on the third item, the entire 43,096 could be taken out of next year's town wide paving program. The Town Administrator added, that would be the wear cost. I think you identified on three streets. Mr. Forrence replied there was three streets that might be cutting down depending on the cost comes out, it might come down to just two streets that we might not be able to overlay, but we do not know that for sure. But wherever it goes, we would make it work. We would leave no street, you know, unattended or not possible. Let's put it that way. Mr. Forrence replied it helps prevent the backup and the angry residents that we had this Saturday having the Wi-Fi connection so we can log in to what we need to log into to look and see who got a pass Friday. And it hasn't shown up on our computer yet because we just plug it in on Thursday or who come in Thursday afternoon and it doesn't show up on our computer at the landfill on Saturday. So that's one we're going to try and work with. Lisa, we've come so fast, so fast here and just a little bit on be able to do real time on checking these things. When a person comes up and they don't have a pass. What has happened in the in the past is we would give them one ticket and then say for the other two you would have to go back to the Public Works Garage. Well, that same person comes back up again. He has no ticket. On a computer we have here it shows that we've only given one ticket. Sometimes the girls in the office don't get it, their pile of tickets to process by the end of the following week. So this would be done in stone instantly and it would help us out a lot. Selectman Morin said and I understand that. And I got involved in this weekend's problem. My question is, though, aren't they supposed to be coming to the dump with the three tickets? Mr. Forrence answer, Correct.

Selectman Morin asked so if they don't have a ticket if either they didn't sign up and they didn't get one or they forgot it and I know what took place this weekend. But if they don't have a ticket, the hour rule is in the town. You don't have a ticket, you don't get in. So why are we letting that go? Mr. Forrence said it is a judgment call when the supervisors are there. If you have a gentleman shows up and he's got a pickup truck, his own personal pickup truck and it's loaded. A resident of town, you kind of look at it real hard. Selectman Morin said you told the guys to. I get it. I talk to the guys this

weekend. They were upset. They were very concerned. They actually felt bad they said, we're going to just let people in this weekend. I'm good with that. But again, I get what you're saying. I'm not standing there. But when they go when they go into the DPW, because I do it every year, I'm handed three tickets right then and there. Yeah. So I got my ticket. So I show up with my ticket. Computers shouldn't matter, either got a ticket or you don't have a ticket. That's what I'm asking. Mr. Forrence said correct, you're absolutely correct. Yeah. If you if you show up at public works and you don't have a ticket, then you haven't received one whether you left it on the kitchen table or not. That is, you can take a ride back home and get it.

Selectman Roy was recognized and said I think that's why you're here, that Wi-Fi is not only for your use, correct? Is that my understanding of it, Lisa? IT Director, Lisa Nute said yeah, there are two connections up there. One is at the firing range, which allows them a phone and Wi-Fi there. And the other one is in the storage building. But I came up here to make sure you had all the information before you make a decision on this. To answer select Selectman Gagnon's question about, you know, are there contracts we can break? We did with Checkmate here in Town Hall. We sent the equipment back. I asked them to please sever that contract, not theirs (DPW). They've already been using it. We just started using ours. We did pay for an electrician. We were able to get out of that one. This one is a three year contract we signed with Comcast. It required us to have Comcast do some installation construction. They were willing to pick up the astronomical cost because that, the connection was only done at West Road. They did the construction to bring it up. They dug underground to get into the firing range and they did some construction there at that building. I have not looked at what it would cost to break this contract, but I'm almost certain you're going to end up having to pay for the construction because they wanted to make sure I signed that three year contract before they obligated any maintenance people on that job.

Selectman Morin was again recognized and said Yeah, just, you know, on the last one. Equipment maintenance. What's that entail? Mr. Forrence responded, equipment maintenance is with the new two new vehicles that we had looking at the past, what we've spent on the vehicles, the vehicles getting older. And it just doesn't cover vehicles. It covers all the rollers, covers the paving machine. It covers everything. So with the cost of everything going up, it was what we presented to the Board, presented to the Budget Committee, which passed, except didn't make it through the Town meeting.

Selectman Roy said so I just want to be clear that's just routine maintenance? Mr. Forrence replied routine maintenance, not buying anything. Selectman Roy then said Right, and it's not like major repairs. Mr. Forrence replied, this is additional. So the VaCon truck just went down yesterday, no Thursday. I don't know what the hydraulic motor is going to cost on that this late in the year. So it's going to take a big bite out of anything we have left. Selectman Morin asked are these numbered in the order that you would like to see first, second, third and fourth are just random. Mr. Forrence replied, it was just random. The things I put together on what how I would cover it. And the last one, Article three was would be the painless way of doing it. Selectman Morin then asked OK, so out of them all was going to be like the most? Mr. Forrence responded, I think realistically in how the numbers look, I think coming out of town-wide paving would be the easiest thing to do. Selectman Morin replied, All right. I'm good, thank you.

Chairman McGrath asked anyone else? Seeing no further questions for Mr. Forrence the Chairman then said we don't need to do anything with this? Thank you Jess. The Town Administrator said so in essence, what we're trying to do again is you had a conversation, that's what the departments did, was to look at what they found to be critical. And again, just to reemphasize when it says funded amount, that column, that's what we're looking to do the zero amounts we're not looking to do or to defer doing it. For example, there's a project to begin the design of the, we call it the bridge, but it's a large culvert under Central Street, right where it kind of hits Lowell Road. It's actually Lowell Road. It's something that we need to get to at some point in time. It's not something that we think is going to collapse next year or the year after. But we've been very diligent. We did a culvert on Central Street. We've been very diligent with the maintenance of those projects. That's got a zero here because I don't have the fifty thousand. One caveat, it's potentially possible that this money that the feds are

releasing to us, we may actually pivot and use some of that money there. So that may be something we could accomplish under that \$2.6 million dollars million worth of funding. But again, in this case here, we didn't put it in the budget. We have to be careful supplanting. So that's sort of something we have to stay away from, you know, something we've budgeted or whatever, we're not supposed to supplement our budget, but that would be a project that we would seriously look at doing. It also extends to water and sewer projects. But again, those funds are in good shape. So I know it's a lot to look at, but what we're trying to get to is we've got a default budget. We've got some priorities. We think they're priorities. Do we have the Board's blessing to go forward with this list? And things may adjust during the year. Quite frankly, something may work out in our benefit. Hopefully we may have some negatives. Hopefully not. But this is what we're trying to get to. We're just trying to put a line in the sand so we can figure out from a budget perspective what we're giving each of the departments to at least begin to work. We've been in three default budgets in the past. I think I can remember the years, I think was a few years back, but not that long ago. And we had two back to back default budgets. So that was quite a challenge. And we went through this exercise at that point in time and basically did the same exercise. A lot of the things that you see that make up the 773, a lot of that came into the budget because the Board, when they deliberated, these were things that were outside of the normal budget. These were extra requests, things that the departments identified as that they needed. And that's why they got in in the first place. This wasn't just they didn't just randomly get in. And there was a discussion with this Board and you added a lot of these items. So what we're just trying to do is salvage what we can and recognize what we can't do. So, again, that's why it's in front of you. That's why we're here. We can certainly go through whatever detail you'd like, but in essence, we're just trying to get to a bottom line to be able to give a budget going forward to these departments.

Selectman Roy was recognized and said So I guess going forward, and I know that you give the revenue and expenses every month, do you adjust any of this for us in the default budget scenario, like you come to us and say, hey, you know, this happened and we don't need to spend this or we're gonna? The Town Administrator replied well, we'll certainly keep an eye on that. So what what's going to end up happening is when we prepared budgets, we had a department head column. Here's what we proposed. Came to the Board of Selectmen, comes into a Board of Selectmen column. You either add things or you take things out. We present that to the Budget Committee. The Budget Committee then goes through and I believe added 20 some odd thousand dollars, I think, in the Police budget for some of the equipment that we're talking about. Now, we're at the town meeting column and the town meeting basically said, you're not getting \$773,000, so I need to adjust. We need to adjust those columns to reflect where we're going to be heading into the year. And all we're saying is some of this we're going to move we'd like to move from column eight, you know, from this cost center to this part of the cost center. Not going to change everybody's purpose. We're not adding any purposes. We're just trying to make it work for each of the departments. So Police basically got their bottom line is their bottom line, but they may spend it a little bit differently based on the critical need save. Same as Mr. Forrence. He may trim \$43,000 from the paving. Out of, 900,000 and something thousand. That's not a huge number. It's basically a couple, maybe three streets of finished course paving. The roads paved. It's not a dirt road. It's just it'll have to wait a year to get the final wear course. We have a fire vehicle, a fire truck that we need to make a payment on who is identified as is an important need when the Board approved it back in December time frame.

The Town Administrator continued saying, we have some accounts, time contingency accounts that we have a crew time fine. So when people leave, we could pay out of that fund. That's got a balance of over \$800,000 in it. We're not taking out of the fund. We're just not going to add to the fund this year or we're not going to pay out of that line item. Simple tradeoffs. It's like if you have a home budget and your roof goes, you might not be able to buy that car this year. You might have to wait another year or you might not be able to change your furnace if i you know something happens to your house. So that's what we're doing here. In essence, we are trying to take care what we think are the important critical items that this Board actually deliberated, discussed and put in the budget. They're not wish lists. They're not they're not spending more than were appropriated for. It's just we're not going to do this. Instead, we're going to do this. I wish we didn't have to do this would be so

much, life would be so much easier if we got the budget. We didn't. That's the reality. We also do not have the ability to transfer from a warrant article back into the budget. That is, you cannot do that. That is illegal. You could go the other way if you needed to. For example, for some reason, you were a little short on a warrant article you could transfer into it, but you cannot go the other way. So any of that discussion is off the table. And as you recall, the police expansion and renovation and the retaining wall at the station also did not pass. They cannot be done. Quite simply put, they can't be done. Those were not approved by the voters, but the voters approved here was basically a budget. It has purposes. We are not changing the purposes. We have a police purpose. We have a fire purpose. We have a DPW purpose, IT purpose, library purpose. We're not funding something that didn't exist. We're just looking at in and amongst the accounts under that fund. How are we going to accomplish this? So I know there's a lot here. And again, this is really our chance to discuss this because the new fiscal year will be upon us soon.

So if we don't spend something, yes, of course we'll keep track of it. And just to make a point about registrations for vehicles, I respect that we always try to be last year, we pulled in 5.8 million dollars' worth of car registrations, last fiscal year. This year on track to do that, our budget for next year is 5.4.. So we've scaled it back. We're always trying to be careful that we don't get ahead of ourselves because I can't predict who's going to register what, for cars and if for some reason it falls short, the town has a healthy undesignated fund balance for a reason, it's to help us weather difficult times. So if revenue drops, we have that money to help us keep the tax rate fairly stable on the Town side of the ledger. That's what that's what the whole point of that is.

Selectman Gagnon was recognized and said Thank you, Madam Chair. So if I understand this correctly on page seven, I think you've already stated this, but just say it out loud so I understand here the default reduction column, that was everything that we wanted in the budget, the \$773,621. Obviously, we didn't get that correct. The funded amount. You said you see zeros here. We're not going to fund those anymore. But the other positive amounts you are you. Do you consider critical and you're funding through? I see in the notes here other areas, so that's where you talked about moving funds from one area to the other because you find this is critical and that adds up. The Town Administrator said, Let me correct that. The department's find them as critical. It's not just me. These are your professionals telling you this. Selectman Gagnon said Thank you. Thank you for that correction and for that that you've funded \$486,000. And are you saying that you still need the \$287,000? The Town Administrator replied no. I'm telling you, the \$287,000 is not going to be funded. We cannot make that up. That's the delta between the \$773, the \$486 and hence the zeros. Yeah. We're not going to do those. That adds up to the \$287,585. We can't do it. We don't have the money. Selectman Gagnon then said got it. And so, then my target becomes this \$486,036, that is what you've deemed as what we need to come up with. And you don't.

The Town Administrator replied in our opinion, what we're doing is transferring funds from something we're not going to do to something we're going to do. So we're not we're not, we're not adding any money. And the only exception to that is the Assessing money coming from a capital reserve fund. So that's, for lack of a better word, free money. There's going to be an element of the police, what you might call it, body cameras, \$50,000 is coming from a newly established capital reserve fund that helped us out. That's why we had that warrant article. That was a great thing that that passed. If that didn't pass, we'd have more difficulty. So a simple example is, for example, we decided that the board decided to go to all full time dispatchers in the PD. We used to have some part timers doing weekend shifts. Can't get those people anymore. And if you do, they're not properly trained in their skills and how to shot the last regular part time or retired last year. So the Chief had a proposal. I worked full time as we're going to have to in there at any at all times. And the delta between what the part time pool was and what the full time pool, because full timers get benefits, part timers don't was \$55,000. So how is he going to make that up? He has an officer going to be deployed in the military who makes more in the military and will not be getting paid a salary here for nine months to a year. So because we're not paying that salary, I can transfer the money off to dispatch and cover that \$55,000.

Selectman Gagnon then said and one closing question then you have already seen what I'm seeing here, what I'm understanding. You have already done the work. So you said you needed \$486,036 you've made the or you proposed the transfers to do that. You're saying that you're cutting out \$287,585 and you're asking us tonight to accept these notes as, as your movement of cups. The Town Administrator said so the recommendation, would be to approve the default the fiscal year 2022 default budget transfers as recommended by myself and the Department Heads. That's, that's what we're looking at. Selectman Gagnon replied, Thank you for that.

Chairman McGrath asked anyone else? Anyone want to make a motion?

Selectman Morin said Before we do that or anybody else want to come up and add anything or change anything or anything to that effect?

Chief Avery was recognized and said I'm not Going to add anything or change anything, Selectman Morin. But I made a few of the Chairman and Mr. Malizia aware that a federal grant became available for body worn cameras on, I believe it was Friday morning. Unfortunately, they're only going to give the award to 80 police departments in the country. And it's going to be based on poverty rate on cities throughout the United States and upon we're checking we're at like 9.6% poverty rate here in Hudson. I don't anticipate us achieving that federal fund. So it was worth a try. We're going to still apply for it and try it. Captain Bianchi has already been assigned it. I think it's like 35 pages long and He will start working on that tomorrow. I have nothing else.

Selectman Morin said so just so I'm clear that everything that the Department Heads felt doesn't need other than the zeroed out stuff, we will still be moving forward with.

The Town Administrator replied we are going to accomplish those needs with this. With this, with this transfer list. Yes. And again, this is from your Department Heads. These are things that they looked at very carefully. And again, I don't know about all, but some of us have been through this exercise a couple or three times, so it's not fun. We met on it and this is where we're at. We're trying to do the best we can to make sure that, you know, the citizens of this Town are served as they become accustomed to. And we realize we have budget constraints.

Chairman McGrath said so recommended motion is to approve the 2022 default budget transfers as recommended by the Town Administrator. Does anyone care to make that motion? Selectman Roy said I'll make the motion. Thank you, Selectman Roy. Seconded by Selectman Gagnon. Seeing no discussion a vote was taken. Carried 4-0. Thank you very much, Mr. Malizia and Department heads.

Selectman Morin was recognized and said now that we're done that I have a question. The Comcast at the dump, what one thousand...how much is that Comcast at the dump? Selectman Roy responded \$1,583. Selectman Morin said so we here tried to save some money and make sure these people get everything they need. And I know it's a minor thing, but I only get eight dollars a week but if we can take that out of what I get that's going to save some money cannot be done? The Town Administrator replied If you'd like to make a donation, we can certainly talk to our Attorney to see how we would do that. Selectman Morin said can you please do that. The Administrator replied if you want to do a donation of some sort. The board would have to accept it. We could figure out how we could handle it. Selectman Morin laughed and said I mean, I can't pay for the fire truck, which I would rather do But if we can do that, if it's going to help out, The Town Administrator said If you would like to send me something real quick and I'll speak to our council, Selectman Morin said Because that's the only thing on the budget that I could probably afford with the eight dollars a day that I get.

Chairman McGrath asked if there was a motion to adjourn. Selectman Morin said No, but I would like to put on to the next meeting the bathroom, see what we're going to do with that so we can talk about that because we got to stop what's going on in there one way or the other. Chairman McGrath replied you know I've got to tell you that without knowing the particulars, I'm disgusted beyond words. The

Town Administrator and Selectman Morin both replied it's disgusting. The Chairman replied, I don't I don't want to hear the details. I don't. So spare me Selectman Roy said Think I think Mr. Forrence is right, that if we limit the hours. The Town Administrator replied the odds of getting caught a greater for the hours that you're there, quarter nine, most people are gone, but you're still there at six. Oh, right. Maybe not going to engage in that kind of behavior. Selectman Roy said And I don't I don't know how early they opened, but even adjusting it that way. So, again, it's just a limited time. The Administrator replied I suspect it's more towards the latter part of the day.

6. ADJOURNMENT

Motion to adjourn at 8:02 p.m. by Selectman Gagnon by Selectman Morin. Carried 4-0.

Recorded by HCTV and transcribed by Jill Laffin, Executive Assistant.

Marilyn E. McGrath, Chairman

David Morin, Selectman

Kara Roy, Selectman

Brett Gagnon, Selectman

HUDSON, NH BOARD OF SELECTMEN

Minutes of the June 8, 2021 Meeting

1. CALL TO ORDER - by Chairman Coutu the meeting of June 8, 2021 at 6:59 p.m. in the Hudson Community Center.
2. PLEDGE OF ALLEGIANCE led by Chief Buxton
3. ATTENDANCE
Board of Selectmen: Marilyn McGrath, David Morin, Kara Roy, Brett Gagnon
Staff/Others: Steve Malizia - Town Administrator; Jim Michaud - Town Assessor; Elvis Dhima - Town Engineer; Rob Buxton - Fire Chief; Paul Inderbitzen - Town Moderator
4. PUBLIC INPUT - none
5. Recognition, Resignations, Appointments and Interviews

Appointment:

Sustainability Committee (3 member vacancies. 3 expire 4/30/24, 1 expiring 4/30/22. 3 alternate vacancies to expire 4/30/22, 4/30/23, 4/30/24)

Ed Thompson

Selectman Morin made a motion, seconded by Selectman Gagnon to appoint Ed Thompson as a member to the Sustainability Committee with a term to expire 4/30/24. Carried 4-0.

Interview

Conservation Commission (1 member vacancy to expire 12/31/23. 2 alternate member vacancies 1 to expire 12/31/23, 1 to expire 12/31/22)

Sandra Rumbaugh

Selectman Morin made a motion, seconded by Selectman Gagnon to appoint Sandra Rumbaugh as a member to the Conservation Commission with a term to expire 12/31/23. Carried 4-0.

Chairman McGrath stated that consent item 6A-1, Map 209, Lot 1 Sub 1-1 was not listed on the agenda but was in the BOS packet. Selectman Morin made a motion seconded by Selectman Roy to approve consent item 6A-1, Map 209, Lot 1, Sub 1-1. Carried 4-0.

Chairman Morin then asked if there were any consent items that anyone wishes be pulled for separate consideration. Seeing none Selectman Roy made a motion seconded by Selectman Gagnon to approve all consent items listed. Carried 4-0.

6. CONSENT ITEMS

A. Assessing Items

1) Certification of Taxes Yielded/Timber Warrant: Map 194, Lot 9-3, 2 Aspen Drive Pelham, NH, Map 209, Lot 1, Sub 1-1

2) Current Use Lien Release: Map 194, Lot 9-3, 136 Standish Lane; Map 194, Lot 1-2, 165 Standish Lane; Map 194, Lot 10-4, 135 Standish Lane; Map 194, Lot 10-6, 145 Standish Lane

3) Elderly Exemption: Map 254, Lot 019, 120 Dracut Road

4) 2020 Abatement Application: Map 156, Lot 15, 46 Morgan Road

B. Water/Sewer Items - None

C. Licenses & Permits & Policies

1) License - Second Hand Dealer/Pawnbroker - Recore Trading Company LLC

2) Policy - Fund Balance Policy - Re-adopt

3) Policy - Investment Policy - Re-adopt

D. Donations - None

E. Acceptance of Minutes
Minutes of the May 25, 2021

F. Calendar

6/9 7:00 Planning Board - Buxton Meeting Room

6/14 7:00 Conservation Commission - Buxton Meeting Room

6/15 7:00 Board of Selectmen - BOS Meeting Room

6/16 6:00 Library Trustees - Hills Memorial Library

6/17 7:00 Benson Park Committee - Hudson Cable Access Center

6/21 7:00 Traffic Advisory Committee - Buxton Meeting Room

6/22 7:00 Board of Selectmen - BOS Meeting Room

7. At this point the Town Administrator read off Item 7A Old Business, votes taken after the nonpublic session of the May 25, 2021 Board of Selectmen meeting.

A. Votes taken after Nonpublic Session on May 25, 2021

1) Selectman Gagnon made a motion, seconded by Selectman Roy to bring back, Senior Services Coordinator Lori Bowen, from furlough status for up to 24 hours a week effective June 21, 2021. Carried 5-0.

- 2) Selectman Roy made a motion, seconded by Selectman McGrath to promote Sergeant Patrick McStravick to Lieutenant at \$91,607.00 in accordance with the Hudson Police, Fire, Town Supervisors Association Contract (Step 4). This elevation in rank would be effective Thursday July 1, 2021. Carried 5-0.
- 3) Selectman Gagnon made a motion seconded by Selectman Roy to allow Chief Avery to recognize and award \$100 merit awards to Attorney Joe Tessier, Captain Dave Bianchi, Captain Tad Dionne, Captain Dave Cayot, Lieutenant Mike Davis, and Lieutenant Steve McElhinney, Lieutenant Roger Lamarche and Executive Coordinator Sherrie Kimball and a \$200 merit award to Animal Control Supervisor Jana McMillan. Carried 5-0.
- 4) Selectman Morin made a motion, seconded by selectman Roy to adjust Finance Director Lisa Labrie's salary from \$92,000 per year to \$96,000 per year, effective June 10, 2021. Carried 5-0.
- 5) Selectman Roy made a motion seconded by Selectman McGrath to move HCTV employee Michael Johnson from fulltime status to part time status with up to 20 hours a week. Carried 5-0.
- 6) Selectman Roy made a motion, seconded by Selectman Morin to seal the nonpublic meeting minutes of 5/25/21. Carried 5-0.
- 7) Motion to adjourn at 9:13 p.m. by Selectman Roy seconded by Selectman Morin Carried 5-0.

B. Benson Park Bathrooms

Chairman McGrath recognized Selectman Morin who said the Public Works Director was had made recommendations to us at our workshop in reference to the vandalism and the other destructive things that have been taking place at the bathrooms. And he suggested, if I remember correctly to close them at 6:00PM, the Town Administrator said, you are remembering correctly. Selectman Morin went on to say so I'd like to go forward with his wishes and have the Board approve that. Chairman McGrath said, okay so do you want to make a motion to that effect? Selectman Morin made a motion, seconded by Selectman Roy that starting June 9, 2021 the bathrooms at Benson's Park will be closed at 6:00PM and be open at the regular scheduled time. Chairman McGrath asked if there was any discussion. Selectman Gagnon was recognized and said Mr. Morin when would this end or is there an end in sight? Selectman Morin said at this point it would go through the summer and they close... The Town Administrator added at some point in time the hours adjust based on the park hours. So coming the fall the hours would be scaled back and then come the winter it's closed. Selectman Gagnon then asked so would we just have this go pretty much til winter or would we have a time to relook at this? Selectman Roy said that I think was the intent if I remember correctly. The Town Administrator said that was the intent. If Mr. Forrence sees a need to adjust he'll come back with a recommendation either go back to some other hours or keep it the way it is? Selectman Gagnon replied, understood, thank you very much. Seeing no further discussion a vote was taken. Carried 4-0. Chairman McGrath said so the Benson Park bathrooms will close at 6:00 PM starting tomorrow.

8. NEW BUSINESS

A. Purchase New Assessing Software

Chairman McGrath recognized Town Assessor Jim Michaud. Mr. Michaud started by saying good evening Board members. The Assessing Department is here with the IT Department to recommend that the Board proceed with replacement of our computer assisted mass appraisal software to replace our current vendor, Patriot Properties, with Vision Appraisal. You'll see VGSI and Vision Appraisal throughout the memo, it's just easier to say Vision sometimes and they're pretty much known by that. Mr. Michaud continued saying, in the budget process last year we had presented this proposal. The Board seemed amenable then to replacing our software. Our current software is built for a DOS environment and then kind of forced into a Windows environment. It's done okay for about 20 years but of late over the last one or two years we've been having a lot of issues. A lot of support calls. A lot of time involved with Hudson IT support as well. If you look around New Hampshire, in the memo I've laid out, there's over 57 communities that use Vision Appraisal software. The Town of Londonderry, in 2019, converted from Patriot to Vision Appraisal. The City of Rochester went an upgraded to a newer version of our current vendor, spent the money, the conversion did not go well. Then they spent the money again to convert to Vision. So I'd rather not have us go through that. Vision Appraisal is very active in the state. They not only sell their software they also conduct reevaluations. That could be a plus for us going forward. Larger communities, Londonderry, Manchester, Portsmouth, Keene, Concord, they're all running on Vision Appraisal software. In the packet you'll see they had a pretty deep bench of IT personnel, support staff, as well as appraisal staff. They've been in business for close to four decades. They're primarily in New England. They also do other parts of the country as well. We, Lisa Nute, Vin Guarino, and myself we went to Londonderry and we saw their software demonstration for the Town of Londonderry about two years ago. We've had good communications with them. I've been talking with them since last summer about potentially coming into Hudson. I have not talked to our current vendor about what our plans are. But I think it's a good time to be doing it, especially in light of the revaluation for next year. That's the perfect alignment to be replacing our software. We have a favorable recommendation from the Finance Director as well as our Town Attorney, Dave Lefevre, did review this. That was not in my memo. He did review all four contracts. He had two notations to make. I contacted Vision and they changed those two parts. They weren't fatal but they were just things that Dave Lefevre recommended. We're very excited to be changing to new software. No conversion will be done seamlessly. I'm sure we'll have hiccups but I'm confident in my staff, our IT Department and Vision, if it comes to be, that we would work through those items.

Chairman McGrath asked if there were any questions. Selectman Gagnon was recognized and said just two questions. Can you give us an idea of how this software blends with other Town software? I've heard word that it works well with other Town software that's helpful. Mr. Michaud responded saying. That's a very good question. We'd asked that questions to Vision last year and nothing has changed. It will merge well with our current Munismart operating software we have and when I say merge, I push data out of my existing software into Munismart so it hits the property tax module and also hits the same module of sewer utility, same module as the building permit module as far as ownership. So they work well with our current. They work well with a variety of different software packages that municipalities have just by virtue of the number of installations they have in the New England. It's over 450. So I'm confident that they'd merge well with our current software, and anything in the future. Selectman Gagnon then said second question there would be, you mentioned that next year we're doing a reassessment of the Town. Switching now you don't see any tight window to switch software, hopefully no hiccups and then prepare for the assessing? Mr. Michaud replied saying, so that's a very good question. So we're starting well in advance. We want to award this contract. They're not going to do all the work on July 1st. right. They're going to space it out and we're still using our existing software for purposed of the final tax billing of this year and the first tax bill of next year because you don't do a reassessment on the first bill you have to do it on the second bill, in between the bills. So we have plenty of time to do it without rushing through it. One of the

worst things you can do is award it in the same you that you're trying to go through your reevaluation. If you have a lot of staff it's great. But if you don't you want to give yourself enough time. You always want to build in some slack time and I think we definitely have that. We've been in touch with them again, since last summer. Actually, 2019, before last summer. So we've had many, many, many conversations. Both IT staff and myself with their staff. They're doing a reassessment this year in Manchester, getting off topic here from software but they're also doing a reassessment in Salem as well. So they're building up a good database of property sales that are occurring in southern New Hampshire. It's really important for commercial industrial. Selectman Gagnon replied, okay, thank you. That's all I had madam chair. Selectman Roy made a motion, seconded by Selectman Gagnon to waive the bid process and purchase v8 CAMA Software a Mass Appraisal Software from Vision Government Solutions, Inc. Carried 4-0.

Selectman Roy made a motion, seconded by Selectman Gagnon to authorize to expend \$60,000, using account #5410-252. The Town will not accept services or make payment prior to July 1, 2021 for this contract. Carried 4-0.

B. Contract Award - Public Utility Valuation Service

Chairman McGrath again recognized Town Assessor Jim Michaud who said, the next item is a proposal to continue with our current public utility valuation contractor George E. Sansoucy. This is a proposed five year contract that brings us through the reevaluation year of 2022 and they do a full appraisal and then it covers the updates that we do annually to our public utility valuations for '23, '24, '25 and '26 expecting that the next reassessment will be '27, or would have to be by 2027. George Sansoucy and his company have been doing the valuation on public utility property in Hudson since 1992, so before I got here. This is probably our third five year contract with them. They are the best in the state. They are usually winning every single case on public utility value. Even with our current case with Eversource we are going to pay them back some money, we would call that a win given the stakes that we had. That case is being heard by Supreme Court on one item this month. Back to George Sansoucy, it's a niche market of public utility valuation appraisers. It's not like finding a residential appraiser, you can find quite a few of those. He's an engineer by trade, he's also a certified general appraiser. He's got an excellent staff. We've done very well with them I'd like to continue using his services. He's certainly built up a database of information the last 30 years. Seeing no questions from the Board Selectman Roy made a motion, seconded by Selectman Gagnon to waive the bid process and award the 2022 Public Utility Revaluation contract to George E. Sansoucy, P.E., LLC in the sum of \$26,000 for year one (1) as recommended by the Chief Assessor Jim Michaud. Carried 4-0.

Selectman Roy made a motion, seconded by Selectman Gagnon to authorize the expenditure of \$26,100 from the Capital Reserve Fund for Future Property Revaluation. The Town will not accept service or make payment prior to July 1, 2021 for this contract. Carried 4-0.

C. Bid Recommendation - Hudson/Nashua Sewer Flume

Chairman McGrath recognized Town Engineer Elvis Dhima. Mr. Dhima started off saying I have five items in front of you tonight. The first one is the Hudson/Nashua sewer flume. 14 and 20 inch sewer mains. For the ones that don't know the way we get sewer from Hudson to Nashua is through a flume system that consists of two pipes. They were done in the 70's. Last year we hit the 50 year mark and did an evaluation which consisted of cleaning the pipes, running a camera and seeing what the conditions were. Overall it looked really good. Part of that assessment it was recommended that we line both of them to extend the life of these sewer pipes. That's exactly what we did last year. We

budgeted for it and we went out to bid. We carried \$250,000. We advertised for it. We got one bid at \$173,950. Vortex Services is a company that has 34 companies within it and one of those companies did the work last year for us for the cleaning and the assessment. So we thought we got a good number. So with that said I'm here in front of you tonight to ask you to approve this contract. It's a low bid. The only bid for that matter which is currently under budget. With that said I'll take any questions you may have. Selectman Morin was recognized and asked, will lining make it smaller? Mr. Dhima replied, it's minimal. It does make it small but it's minimum. The size of this liner, the thickness is about a quarter inch so we take into consideration about 18 or 14 inch it does take a little bit but it's significant. To your point, it would make it smaller but it would make the sewer go faster because it has a better friction. So overall we believe we are breaking even because we're increasing the efficiency of moving it. It's kind of self-cleaning because of the elevations but yes, to your point. It's taking away a little of the diameter but in return we put the friction in it we'll be alright. Selectman Morin then asked what the life span is. Mr. Dhima replied we're hoping for another 50 years. So I won't be around to do the inspection again, but you're more than welcome. Mr. Dhima then said, it was in great shape. I believe Selectman Morin was there to witness the overall. It was the first time we've done it. It was in good shape it's just inside there was a cement liner to help with the flow instead of being a ductile because a ductile gets in the way by the grease. So just some small pieces missing. So that's why we put the liner in so the sewer pipe itself does not get rotted. That's all. But we believe another 50 years. Not a problem. Seeing no further questions Selectman Morin made a motion, seconded by Selectman Gagnon to award the contract for lining both sewer siphons to Vortex Services, LLC, for the amount of not to exceed \$173,950, using the Sewer - Construction, Line Replacement #5564-640 as recommended by the Town Engineer, Public Works Director, and the Finance Director. Carried 4-0.

D. Bid Recommendation - Federal Street Sewage Pump Station

Town Engineer Elvis Dhima was again recognized and said the next item for you tonight is the Federal Street Sewage Pump Station contract award for design and construction services. As you probably witnessed in the past few years, we've been replacing and updating all the sewer pump stations throughout the site. We started with Industrial pump station. Last year we did Sagamore and this year we're trying to do Federal Street. This particular pump station is about 36 years old. It's running okay but it's in need of a full replacement update and basically planning for the next 50 years. We went out to bid. We got eight parties that joined the mandatory pre-bid. Out of that three of them put a bid on, starting with Interstate at \$138,000, Weston and Sampson about \$159,095, and Earth at \$169,500. We budgeted \$175,000 for it. Interstate Wastewater Specialist had the low bid and they qualified. This particular company did work for us last year at Sagamore Park. They did an excellent job. It's a small company with not a lot of overhead. Just a father son outfit with a lot of subcontractors that do the electrical work. They did a great job for us so with that said Public Works and Engineering is here to recommend to the Board of Selectmen to approve the contract to the low bid. With that I'll take any questions you might have. Selectman Morin was recognized and said, I just got to say if you've ever taken the time to go down into one of these pump stations you'd think the place was your house because they take such good care of the pump stations. It's unbelievable you get down there you're expecting and it's totally different. Very clean. So the way they keep them up I have no problem spending this money because I know we're gonna continue in the years doing a good job taking care of it. Chairman McGrath replied, that's good to know. Seeing no further questions Selectman Gagnon made a motion, seconded by Selectman Morin to approve the contract for design and construction services for the Federal Street Sewage Pump Station to the lowest bidder, Interstate & Wastewater Specialists, LLC for the amount, not to exceed \$138,000. To be paid for using FY22 money in account #5564-608, as recommended by the Town Engineer, Public Works Director and Finance Director. The Town will not accept service or make payment prior to July 1, 2021 for this contract. Carried 4-0.

E. Contract Award - Marsh Road Pump Station Design

Town Engineer Elvis Dhima was again recognized and said, as you know the Town of Hudson owns the water utility company that consists of the supply portion, which are the wells in Litchfield, and the distribution assets which consist of the pipes in the road, tanks and booster stations. We have a booster station at Marsh Road that controls the flow at the Marsh tank and the pressure for the Marsh area. So this particular booster station has a dual affect. It's a lung and a heart for that particular area. The entire system is underground. It's the only one we have in Town that's currently 100% underground and I mean the communications, the electrical, the pump station itself and the motors and the pumps. It's becoming a challenge to service this particular one because of confinement area. All the new requirements that are in place. It was very difficult to figure out what we have in place. It was one of those we really didn't know what we had in. so long story short, we were struggling to put in a request for proposal for this particular one. So I reached out to our operators right now, which is Weston & Sampson and Whitewater. We were able to put something together. Basically it's what we feel si the way to go. Which consists of designing a brand new state of the art facility adjacent to it. Keeping the system operational and then when we're done we do a live bypass without interrupting services in the area. We budgeted \$100,000 for it. The proposal is at \$82,500. With that said, I'm here in front of you tonight to ask you for two things. The first motion is to sole source this to our current operators and the second one is to basically award the contract and the proposal to Whitewater and Wesson & Sampson for the design services. The Town Administrator added, and this is born entirely by the water utility so this does not affect the tax payer. It's bore by the water utility folks which they pay through their water rates. Mr. Dhima said, correct. And we budget for this particular item \$100,000. So it's under budget. They've done work for us in the past. They're currently doing it right now. It's a multitask thing. So we believe that it's going to be like a hands on design and where we don't like change orders I felt like this was the best way to handle this particular one. With that said I'll take any question you may have.

Selectman Roy was recognized and said so will this improve the water pressure to homes in that area? Mr. Dhima replied, it could be something we can look at absolutely. Right now it's all underground. The pumps are going to be above ground. That's something we can analyze. What we don't want to do is increase it too much where we're blowing up everyone at the bottom of the line. Selectman Roy said I'm talking about some homes at the top. Mr. Dhima said the system gets longer and as it gets longer things change. We had this issue with Windham Booster Station. We did an overall rebuild of that. We haven't had an issue ever since. That can absolutely be looked at. Absolutely. So what we'll do is we look at the pressure at the bottom of the system and the top. Things have changed. It used to be 20psi that was the requirement. The new code now requires 40. So trying to match new versus the old line. But that's something we can look into as we design the new pumps absolutely. I just don't want to blow everyone at the bottom and tell them they're going to need a pressure reducing valve. Selectman Roy replied, I get it. Mr. Dhima went on to say absolutely to your point we will assess that absolutely. Seeing no further questions Selectman Morin made a motion, seconded by Selectman Roy to waive the bidding process and sole source this work to Whitewater, Inc. and Weston & Sampson, Inc. Whitewater is our current water operation company and Weston & Sampson has successfully performed similar services on the Windham Booster Station, Weinstein & Dame Wells and Taylor Fall's Transmission repairs. Their quote is less than the budgeted amount for this project. Carried 4-0.

Selectman Morin made a motion, seconded by Selectman Roy to approve the contract for design services for the Marsh Road Booster Station to Whitewater, Inc. and Weston & Sampson, Inc. for the not to exceed amount of \$82,500 to be paid for using the FY22 budget in account #5592-401 as recommended by the Town Engineer, Public Works Director and Finance Director. The Town will not accept service or make payment prior to July 1, 2021. Carried 4-0.

F. Contract Award - Infiltration and Inflow Sub System 4 & 9

Mr. Dhima was again recognized and said infiltration and inflow this is the water that comes into the sewer pipes. This has to do with illegal connections, foundations, the catch basins that could be connected or just a broken pipe. So what we try to do is keep the clean water out of the sewer. Every time we do that we basically increase the capacity of the sewer into Town. So what we have done in 2016 we started infiltration and inflow for the entire Town of Hudson. So we identify nine subsystems. Overall systems. Overall the system is in good shape but there is some areas that need to be addressed. We've been doing that. Currently we're doing the second out of the nine subsystems. That were identified in the master plan and we'd like to do a bit more. In January 2021 the Board of Selectmen accepted \$30,000 towards infiltration and inflow by one of the developers and we'd like to use that money for additional infiltration and inflow. Last year we went out to bid and Fuss & O'Neil was the one we picked. They're currently doing the work right now. I'm here in front of you tonight to ask you for two things. First to sole source this to Fuss & O'Neil which is the same company that's doing the work right now and second to use donation money to do two additional subsystems which is four and nine. The intent is to identify and hopefully fix those issues when we find them. The contractor, the engineering firm, they help us with those services. With that said, I'll take any questions you may have. Selectman Roy was recognized and said did you say there was a donation? The Town Administrator said, if you recall when the Town approved the sewer on Greeley Street there as a \$30,000 donation to the inflow infiltration program. He's recommending we use that money to do an analysis of substations four and nine. Mr. Dhima added, so its donation money we're using, it's not taxpayers. Selectman Gagnon made a motion, seconded by Selectman Morin to waive the bid process and sole source this work to Fuss & O'Neil, Inc. They won the last bid for this work in 2020 and have been doing this work for the Town since 2016. Carried 4-0.

Selectman Gagnon made a motion, seconded by Selectman Roy to approve the contract for inspectional services for Subsystem 4 & 9 to Fuss & O'Neil, Inc. for the amount not to exceed, \$29,431 using account #5564-625. The Town will not accept service or make payment prior to July 1, 2022 for this contract. Carried 4-0.

G. Conservation Commission Purchase 16 and 25 Robinson Pond Drive

Town Engineer Elvis Dhima was again recognized and Mr. Dhima said, if it's okay with the Board I'd like to recognize Conservation Commission Chairman, Mr. Collins for this item in front of you tonight. Mr. Dhima continued saying, the last item from us tonight will be 16 and 25 Robinson Pond Drive purchase. This was identified by the Conservation Commission as a high priority. It consists of about 36 acres. One of these is adjacent to Robinson Pond and has approximately about a mile of frontage on it. We believe this would be a great purchase for the Town of Hudson. We have identified a need for some language related to the driveway associated with this lot. We hired an engineering firm to help us draft that and the Town Counsel has helped draft everything and it was reviewed and signed by the owner. So with that said we're in front of you tonight to take any questions you have an ask for your permission to authorize Mr. Malizia to sign the purchase and sales agreement for both lots. Selectman Morin was recognized and said I'd just like to say the Conservation Committee been working on this for a long time. They've put a lot of time and effort into it. The driveway that Mr. Dhima had talked about was a sticking point but they worked through that with the owner to get that moving. It's also near Robinson Pond which we already have some conservation land which is gonna connect it all up so it's a win win for everybody with this piece of property. Chairman McGrath said it looks like a really substantial piece of property and right on Robinson Pond. Mr. Collins spoke up saying yeah it's a very beneficial property to the Town for recreational purposes, water protection. We put a lot of money annually, into Robinson Pond and Atonic Pond for weed control and things like this. So having it not developed will help minimize nutrient loading and things along that line.

Selectman Gagnon was recognized and said I mirror what Mr. Morin said. Excellent work and also certainly a long drawn process. One question I had is there any discussion or in the deed, easements, for connection? Because I know where the property is and I know where the Town recreational property is and there's some middle ground. Is there an easement so that Town residents can go from the recreational property to this property currently? Mr. Dhima replied, not at this time. But that's our intent and again this is one part of it. There's a middle piece, as you're aware, and then there's the one that it's basically by the fire station/rec area. I think they're working towards a bigger master plan. This is the first step. That is the intent though down the road. Mr. Collins added, the big thing with this property was getting through the easement language and having it accepted by the owner of the property. Making him feel comfortable with how we were going to move forward with it for later on. He's fully aware that it won't be a paved road or anything beyond what's happening today. And he's happy with that. So this gave us a good learning tool for the next piece of property we're going to talk to. That one will hopefully be in about a month or two. Selectman Gagnon made a motion seconded by Selectman Morin to approve and authorize the Town Administrator to sign the purchase and sale agreement for 16 and 25 Robinson Pond Drive, for the amount not to exceed \$490,000 as recommended by the Conservation Commission and the Town Engineer. Carried 4-0.

H. Covid-19 Best Practices

Chairman McGrath recognized Chief Buxton who said good evening members of the Board. I'm happy to be with you to probably give you my last Covid-19 update so kind of excited about this evening. As the pandemic, we move into the demobilization portion of this process, certainly the State has moved onto a best practices stance for the Covid-19 restrictions. At the beginning of May the Town has reduced its continuity of operations plan starting on June 1st and our numbers continue to move downward. Today New Hampshire had 353 active cases of Covid-19 with 26 folks in the hospital. Our positivity rate over seven days was down to 1.6. That's the lowest it's been in several months. Hillsborough County is down under 100 which I can't remember the last time I saw that and Hudson sits at nine. So we're really starting to see some positives signs. I'd like to ask the Board, as we did when we were going into this, now we need to undo actions that we did. So I'd like to ask the Board's consideration tonight to recommend moving away from the mandatory masking within the Town facilities and move that back to a recommended practice as that is still the best practice that the Government is recommending at this point. And ultimately sun setting any of our mandatory masking requirements for board and commission meetings in the facility and in the workspace. So that would be my first recommendation. My second recommendation I make this evening is that we close the Covid-19 dashboard. As you're all aware and receive the daily update we've been tracking exposures and sick leave for quite some time now. For the last 14 days we haven't had any exposures here on the workforce and any sick leave that we had has not been attributed to Covid-19 it's been mostly seasonal allergies. So that's kind of where everybody's at at this point. So if the Board's amendable to those changes I'd like to see those actually start tomorrow June 9th as we move forward and off into the summer season. So that's my recommendation this evening. Selectman Roy was recognized and asked so will EOC remain open for monitoring? Chief Buxton replied, because of the funding that's attached to some of those things that we're still working through the FEMA requirements my recommendation is we still monitor. We're still doing our every other week call with the State and we monitor the practices that's going on up there so we watch the activity as it moves forward. My recommendation is we leave it at that point so we still have that contact point with the State each day.

Selectman Gagnon was recognized and said, so Chief, this potential motion talks about just masks only, just sun setting that. For my own knowledge are also sun setting the social distancing and other practices and going back? Chief Buxton replied, it's a great question. We're sun setting the masking requirement. We're asking folks to continue to follow the best practice which is the social distancing, especially when you're in mixed parties. You don't necessarily know who's been vaccinated, who's not been vaccinated so we're really asking you to continue to try to social distance. We're not gonna limit capacities on rooms or anything like that anything more than we would for life safety normally.

You know but we'll be back to normal business for the most part. Selectman Gagnon then asked and there won't be a differentiation between if you're vaccinated this is the recommendation if you're not this is the recommendation. Chief Buxton replied we don't go around and ask to see vaccine cards so that's not something we do. Selectman Gagnon said one last question Madame Chair, and I'm not sure you know the answer to this maybe it's to the Board, during Covid we had digital meetings and links to various meetings and so forth. Is the recommendation to kind of again sunset that because it's no longer needed or is that going to be something that stays around? Chief Buxton replied, that actually has been sun-setted as of this moment. Starting I believe June 1st.

Selectman Morin said do you want to change the motion to 7:44PM for the masks? Chief Buxton replied it's your motion, you can do what you want and I certainly won't get in the way. Selectman Morin made a motion, seconded by Selectman Roy to approve the Covid-19 sun setting of masking requirements as of 7:45PM this date and the Covid-1-9 dashboard as recommended by the Fire Chief. Carried 4-0. Chairman McGrath said motion has passed and I am removing my mask. Hallelujah.

I. American Rescue Plan

Chief Buxton was again recognized and said this evening I'm really here to basically start a discussion with you surrounding the American Rescue Plan Act of 2021. In early March we certainly saw this start moving down a path in regards to becoming a reality. And really waited for guidance to come out from the federal government. So we got only the way the federal government can put it, we got temporary file guidance. So I'm not really sure what that means but that was the title of the document that was 152 pages long. We put it through the Emergency Operations Center and kind of digested it as to what that means. So this evening what we're talking about is the program highlights. There's 350 billion dollars in emergency funding. There's 65 billion in direct aid. Metro areas will be receiving direct influx of cash to them as a city and anybody under 50,000 will received their distribution from the State if they request it. So programing will run from March 2021 through December 2024. So just that time period alone should tell you that this is a similar program to what we saw with GOFFER but a different program because it allows us to take a deep breath and really start thinking strategically about how to utilize the funds and offset costs that could be coming down the road. Hudson is slated at this point to get approximately 2.5 million dollars if we request it. So those are the highlights of the program and I'm certainly, what could the money be used for? How could the money be utilized? Besides the record keeping which will fall under a lot of what we've done with the FEMA program already in that reporting there are possible uses. Public health costs are the first thing. Anything that is really impact of the economy. So New Hampshire is very, very fortunate if you look at the fact that we have one of if not the lowest unemployment rate in the country at this point. Our revenue streams really have been stable even through Covid. So that certainly is one area we can look at. Lost public revenue, again, Hudson is really in very good shape. I think there was that point where we all took a breath when we sent out tax bills last year and said what does that look like for us for a liability and we're very, very fortunate. This community stayed current with their taxing and stuff. So our revenue stream has been very strong. We remained open so Town Hall, although we had some continuity of operations stuff in regards to how the foot traffic flowed and how many people were there to register your cars and stuff through the continuity of operations plan, we stayed open. A lot of other municipalities did not. I think the City of Nashua is actually celebrating the opening of their city hall I think Thursday of this week potentially. So you know when you think about the service that the Town Clerks office has been providing since the Covid-19 incident started, we've really seen a lot of influx in here for those nonessential things that they provide there. Which has helped our revenue actually increase. Not decrease. Those types of things. There is an option in there for premium pay for essential workers which we haven't explored yet but probably one of the biggest areas that I wanted to bring your attention to is the investment in infrastructure and what does that look like. Okay? How do we really master plan this and look at this in a big picture point. We did have a default budget this year. So is there an opportunity to look at things like, I think there was a culvert design for first brook. That might be an opportunity for us to look at. Is

there an opportunity for us to review the warrant article that was written for the PD renovation and look at filtration and HVAC work and try to remove that from that project, earmark that money and then reduce the overall cost? I know that I talked with Steve and I know we should really examine potentially the heating and cooling at the Community Center. That's getting a little long in the tooth. Really try to take a global review. These are just things that we've kicked around over half an hour, an hour. I think we really need to employ the Department Heads and really say to them hey what are some ideas that you see coming forward? We need to have the money allocated by 2024 and then you have an additional two years to spend it after that. So the programing, although new projects can't come in after December of 2024, you're gonna have another two years to complete those projects. So we have a really good opportunity here to really utilize the monies that are out there an offset some things so they don't end up on the tax roll moving forward. I think that's critical for where we're at and what we need to do.

Chief Buxton went on to say, what are the steps? You know really work with Department Heads to look at needs analysis. Identify the appropriate projects. What are the risk benefits? What's the return on the investment? Certainly these aren't little small projects. There are big, big projects that come off the tax base and keep the tax rate flat. So really looking to do those correctly. I need to identify that the record keeping and documentation piece is, we've been doing this now for a little over a year through the FEMA process. It's a very detailed piece so we really need to identify a working group that's going to pull this all together and move it forward in one direction. It's not like you just put in a grant application and then you track it as a normal grant. It doesn't work that way. I can tell you we're still dealing with FEMA right now. Tracking certain things and recovering monies and so forth. It's a very time consuming process. Possible actionable items I ask you about tonight. Board always has the option for saying hey, we don't want to petition for the money. The reality is its 2.5 million dollars and if we don't use it they're going to take our portion of the money and give it to somebody else, right? So the reality is that you need to say hey we have interest in exploring how to secure those funds and ask for our piece and what does that look like. Steve put me on contact with Representative Ober who has let us know that the State is actually going to bring in a consultant to just work for the municipalities answering questions. Like the documents and the guidance changes every day. If you remember me talking back at the beginning of Covid we talked about the guidance documents were changing every 15 minutes. This is kind of as we settle into this process this is no different and we need to be nimble. We need to be able to move. But they're going to give us some help from their end of the money the State is receiving there. Talk about identifying potentially a working group and identifying stakeholders that need to come together. I think this is a great opportunity to continue our partnership with the School District. Reach out and continue to grow our partnership with the Chamber of Commerce and the business community. I think there's some really good things we can leverage. So many hands make light work right? So and we kind of move from there. And then come back and say what are your expectations which is scheduling and how does that all work and what does that look like long-term. This isn't a project that's going to be over in 12 months. This is a project that's going to take some time. The State of New Hampshire is actually has a trailer to this year's budget bill that will provide where a senate bill to community. So there needs to be an opportunity for them to allow us to spend it without having hold special town meetings and those types of things. I think we need to engage the public but we need to make sure those legislative actions are there so we can utilize the monies and get the projects complete. So I think there's a lot of opportunity I put in front of you this evening as an opportunity and go from there.

Chairman McGrath asked is this something, some of the funding, if we decided to expand Town Hall, is that something that that funding could be used for? Chief Buxton replied, I think certainly something to explore. You know and I think that type of project you may not get a full allotment I think you may get certain percentages of that. They're pushing HVAC work and filtration quite extensively. They talk about providing more opportunities for wireless internet and all those types of things. So there's some public safety stuff that still needs to be done. So there's some opportunity there and I think that those are the ideas that we need to get brought to the group and really looked at.

Selectman Roy was recognized and said, I have a few questions. So the 2.5 million is that for both the Town and the business side of it or is the 2.5 million just for the Town? Chief Buxton replied, no, so that is the 2.5 that is coming for the community. That's a great question. I do know there's a different funding mechanism for the schools. And we've had some brief conversation with the School District but exactly how we spread the money out and do those types of things, that's why I'm kind of recommending we get as many stakeholders in the room to have the conversation so when we put a plan in front of you we can say hey, we want to put this percentage of the money aside for small business. We want to put this money for recreation. We want to put this amount of money for infrastructure. Those types of things. I think that those are the ideas we need to get up on a board somewhere, rank them, and figure that out and bring it back to the Board for endorsement. Selectman Roy then said, okay, so you talked about adjusting the negative economic impact so if things start to change and sort of go south, we still have an opportunity between 2021 and 2024 to try to recoup some of those losses? Chief Buxton replied, yes. Selectman Roy then asked, is this all being done through grant process for us? Chief Buxton replied for us, what will end up happening is we basically would receive a check and we would set up our own accounting internally and then we would report back to the federal government how we spent it. The state is getting the money in and we'll do a withdrawal from them, it will come here, we'll spend the money and then we have to report out our projects at the end. There are two projects that we can't necessarily spend money on. One is direct pension offsetting. Cost offsetting. And number two is we can't give basically tax cuts out with it. So those are the two things we can't do with it. But there's a pretty wide brush there of project type that we can really look at. Selectman Roy then said, I just want to make sure that I'm clear, and you would want to just keep the structure that we formed during GOFFER in place and flow through the same way. Chief Buxton replied saying, I think because of the reporting documents and the tracking of stuff I think the cleaner we keep it in the GOFFER process worked, the better off we're gonna be. I can tell you that each and every day we learn a nuance from the federal government and dealing with reimbursements. So certainly if this Board decided they didn't want to utilize what we did for GOFFER and they want to go a different path that is certainly your call. We would pass that knowledge along. We tracked all the records. All the PO's went through the normal finance process. All the billables, all the reporting requirements came, we put them together as a package through FEMA as we would with any snow storm. The pandemic is just a bigger snow storm. Then we just submitted them at the end. It will be reported at the end, it won't be at the beginning. It won't be to get money back. So you're not going to be outlaying Town money on the front end and then wait for money to come back. You're gonna get an allotment of money that you're gonna spend and then you put a package together and send it back to them. Selectman Roy said my final question is the working group that you're talking about. What do you envision that looking like? Chief Buxton replied, that's a great question. I think that we need a few folks. A couple representatives from the Board. I think we need the Town Administrator, the Finance Director. I think it'd be very important to have the Town Planner engaged. He's responsible to master plan for the community. I think that the business and the School representatives need to be in the room and I think you need to have a good strong sub group of that which would be the Department Heads putting the projects together. Then bring it and rank it and figure it out and they implement it. With this Board being the authority over that for expenses through your normal purchasing practices. We have a lot of stuff set up from the GOFFER days. That's my vision. If you guys decide to tweak that it's up to you.

Selectman Roy then asked when do you think we should start that process of forming the group and having a start, at least initially, putting some things together? Chief Buxton replied saying for the first time in 18 months I'll be leaving Sunday for vacation. So I would prefer we not start this week. But all kidding aside we're coming into a busy cycle here. I was talking with Selectman Gagnon before the meeting, as we go to close out FY21 the Department Heads are certainly busy doing those types of things. They we're going to start up the next budget July 1st. I think the reality is that as we get out to the end of July, beginning of August, that's a good time period to kind of bring that group together. You folks can have some conversation amongst yourselves. You'll potentially have a fifth member here and we kind of move forward and I can work with Steve on that scheduling piece. That would be my visual.

Selectman Gagnon was recognized and said, you did a great job Selectman Roy. You did answer my questions I had wrote down. The only two I had left and I think you might have touched on this closing out with Mrs. Roy, is there a cost to prepare this work? Chief Buxton said you're paying a labor force today as we sit here. So you would be using that labor pool to complete that work and put those proposals together. No different than if we asked the Town Engineer to prepare an RFP for the culvert review. He would prepare a review of review of what has been done and those types of things. So there would be no funds expended for like a clerk of the works or anything like that. We'd work it through normal purchasing. If you identified a construction project that we were gonna do that was outside the realm of what we could handle then you would have to build that into the process. The state of New Hampshire, and this is a rule from the federal government so I'm using the state of New Hampshire as an example here, not that they would ever attempt to do this but, they get the money and it's a clear distribution down to us. They don't have any ability to set a fee on that or give us any additional guidance or anything like that. There's truly a through funding that comes from them to the state and then to the local communities. So whatever the federal government sets for rules, that's what we're going to have to absorb and move with. I know there's been a couple nuances there that the Governor has not been quite a fan of but that's where it's at. Selectman Gagnon replied, thank you Chief. One last question, I think you touched upon this. You know, you talked about the 2.5 million dollars for the community and you just said it's kind of trickling down from the state, you know, what guarantee do we have, you said that if we don't take it we lose it kind of thing. But do we actually still have to apply for that and there's still a possibility we may not get it? Chief Buxton replied, no so the money, the state is getting an allotment that's built off the, and I might get the wrong year, so please don't hang me on this one, but I think it was the 2010 census. That's the way they're formulating their number for the amount that the community is allowed to get. That's where they're moving forward with that. It's a formula they put together. The states get the distribution then it comes down to us. It was a federal rule all the way at the top that kind of said the way the figures were going to be figured out. Selectman Gagnon responded okay so we just simply request it and they've already paired it for us for the most part. Chief Buxton replied, I'm sure there will be a couple more steps for me to take but yes, it's nice to think that way.

Chairman McGrath asked, do you need a motion from us Chief? Chief Buxton replied, just an endorsement for me to move forward is fine with me. The Board was all in agreeance that Chief Buxton should move forward with this and they thanked the Chief for his time.

Selectman Morin said, before we kick him loose, the last Covid clinic was held yesterday? How many did you end up with Chief? Chief Buxton replied, 480 students. Somewhere in that realm. And we punted on Sunday, called the Superintendent about 3:00pm and said Memorial is going to be a little bit of a challenge tomorrow afternoon, what is the opportunity of utilizing the new CTE because it's air conditioned. Superintendent, the current interim principal and the CTE director and Principal Beals all got together, worked it out and brought it all together. It really worked great. We got the notification out to the public. Everyone showed up and it was a good process. So we're very, very thankful. We had great partners all the way through the Covid-19 event. Made some great stakeholder notifications or networking abilities with Walgreens and with a company by the name of Fire Med and they were outstanding. It was good relationship. Selectman Morin said, he just took everything I was gonna say, but that's okay. But one thing we do have to recognize is he put everything together. We had a total of three clinics that the Chief put everything together which made a huge difference in the community with people getting vaccinated. We thank you for that Chief. That made a huge difference. What did you end up total people through the three? Chief said, that's a great question. We started drafting the numbers out but between the three we're somewhere between 1600-1700 people between the first responder vaccine clinic, then we had the teaching staff, then we had the high school and then the 12 plus and each of those clinics, as they do, they morph into their own being, right. So because as vaccine that was very hard to come by at the beginning became more plentiful as we move forward as each of the student vaccine clinics happened we had opportunities to vaccinate parents that hadn't been vaccinated yet that happened to be bringing their child forward because we had extra vaccine that needed to get used. So there are points that I think I joked with somebody we should be out on the edge or 102 holding up a sign free vaccine but the reality is, being able to engage the community

was great. It was a wonderful effort so very thankful. Selectman Morin said, and again, he spearheaded this but he had his two deputy chiefs that attended every time. Mickey Rudolph, I believe, was there for all of them and then you had firefighters filling in at the other position. So we appreciate everything that got done with that. Chief Buxton said, probably just the last kudo, because it was a lot of Fire Department staff there, I can't say enough about the school. One of the things that we really didn't even have to force, they asked, and they were like what do you need? I said we're gonna need about a half a dozen to 10 volunteers. You put the schedule together. They did an outstanding job all the way around. They handled the scheduling once we identified the number. They took care of the communication for the student signing up for their appointments and all those things. So it was great.

Chairman McGrath then said, I have something I'd like to add. I think you know, in addition to all of the accolades for everyone else, but the Fire Department really deserves all of our appreciation and respect for getting this put together and being concerned for the health and safety for our residents, which I know from personal experience but I know that others too have experienced it and we're very fortunate in Hudson to have a Fire Department, and our Police Department as well. A big thank you.

J. Moderator Update on Voting Audit

Chairman McGrath recognized Town Moderator Paul Inderbitzen. Mr. Inderbitzen said thank you for this time. I wanted to bring you and the public that watches this a little up to date on the Windham election audit so you can have the information if people ask you questions about it. There's a lot of misinformation out there, as you know, about a lot of things, but in particular about this and how it all went. I had the opportunity to volunteer for the Attorney General for the audit of the Windham presidential election. It was a very transparent and thorough process. I'm glad we don't do our counts that way. There were cameras everywhere documenting every single process. Every ballot was scanned, run through all four of their machines and hand counted twice. You can access all those ballot pictures, the tally sheets, the machine tapes are all online at the Attorney Generals website. So if you want to look at 9,800 ballots or whatever it is, you can look at every one of them if you want. It was a very interesting process. While the final report has not been submitted, I can tell you from my experience up there that the variance between the machine count and the hand count became very apparent of the examination of the ballots. Absentee ballots are provided by the state for state elections and each one for the absentees are scored so they can be folded and put into envelopes. Those score marks are specifically designed so they don't go through any names or bubbles so it's in between. They don't go through any office or candidate. Most towns hand fold their ballots along the score lines and Windham's case they happen to have a folding machine they use for their bills and taxes and all of that. To save time, because there were so many absentee ballots, they use the folding machine to fold their ballots. Unfortunately the machine doesn't fold along the score lines. So what happened was one of the folds on a good portion of the absentees went right through a candidate's name and the bubble. It's interesting because if you fold card stock there's a little wrinkle in the fold. Well the optical readers on our machines can read that as a mark. The group I was in, we had many of the absentee ballots and the fold through was obvious. They tested this to make sure that's what was going on. Even though it's not filled in with pen the optical reader read it as a mark. As a vote for that candidate. It was all through one particular candidate on the ballot. Windham has only four state representatives this occurred only in the state representative office. None of the other offices were affected. Let me see if I can explain it. If you voted for four candidates which you could in Windham for representative and then the fold through was on the next candidate down you'd get four votes and if the machine picked up the fold wrinkle as a ballot that would be five. That's an over vote and it would blank that ballot. The

Moderator continued saying, on a hand count that would be picked up very quickly because we'd see four vote filled in with the pen because you wouldn't get the folded spot. That would explain why some of the candidates picked more votes on a hand count because a whole lot of those absentee ballots blanked. On the tapes from the machine there's a huge number of blanks for the state reps only. All

the other offices the ones audited, matched both the machine and the hand count matched. Mr. Inderbitzen closed saying it confirmed the integrity of our current system but also showed that we do need to update our voting technology infrastructure. I'll be coming back and talking to you about possible e-poll books, a whole system. We're looking at that. And as soon as the state decides, new voting machines. That will be digital, not optical. They have to decide what voting machine we can get or which ones we can get. We went to a demo of four or five of them a few years ago. The state still hasn't decided what they're going to use, we're waiting to hear, I'll be coming back to you on that. The other one is the e-poll books which will eliminate paging through of the checklist as people do it. You either start typing their name and it pops up or you can scan the code on the back of their license. That will eliminate the ABCD lines. You just go like Disney to the next one in line. And once you're checked in, nobody else can check you in again. Even with two locations we'll be able to do that. The Board thanked Mr. Inderbitzen for the update.

Selectman Gagnon was recognized and said just a statement, thank you for volunteering. That sounds like an incredible process. I'm sure it gave you insight in how to do elections. Even though they're good, but even better in Hudson. So thank you for all that time you've volunteered. The Moderator responded it's only one day. Some people were up there three or four days. It was a good process. The Attorney General, not the Secretary of State. That's where they'd done the recount.

K. Revenues and Expenditures

Chairman McGrath recognized the Town Administrator who said the report is through May 31st which is basically 11 months or 92%. We're just about on track for that. We may end up with a very small surplus of funds at the end of the year. Well, under expenditure. But we have to wait and see what encumbrances and what earned time looks like. That will be at the next meeting. Autos continue to do very well. We talked briefly earlier about revenue. Didn't appear to drop off in this town. We're probably going to be \$600K over the auto budget which is really good for the bottom line. I also took a look earlier. Ambulances are right on track. We're a month or two behind billing but that looks good. And the state revenues we budgeted we got. So we didn't see any drop off from the state. At some point there was some concern that maybe rooms and meals or the highway block grant. Right on track so I was happy to see that. So I thought that was important to bring it to everyone's attention from a revenue perspective Hudson seemed to weather this year pretty well. Again with the expense side, we run lean budgets, so 28 million dollar budget, a hundred thousand or so leftover at the end is pretty lean. But we'll have encumbrances and earned time on the next meeting. And earned time is basically if we need to go to the fund to cover some of the payouts we have for folks leaving employment or earned time cash outs. But I'll leave that for the next meeting.

9. Other Business/Remarks by Selectmen

Selectman Gagnon: No remarks tonight. Thank you Madame Chair.

Selectman Roy: So I only have one thing. The Professional Firefighter's of Hudson annually do a fundraiser for MDA Muscular Dystrophy Association. They do the Boot Drive. They didn't do it last year because of Covid but they want to do it again this year. They're looking for, Chief, three dates?, June 19th, July 30th and August 27th. They will comply with all the Covid restrictions. They will interfere as little as possible with traffic and they will also be covered by the MDA insurance policy in case somebody gets hurt. There's specific people that are covered by that. I'm sure that Chief will make sure that all those people that do that actual fundraising will be covered. So I think, do we need a motion Chief? The Town Administrator said I recommend you do a motion. Selectman Roy made a

motion, seconded by Selectman Morin to approve the Professional Firefighters MDA Boot Drive on 6/19, 7/30 and 8/27 from 9:00AM to Noon time. Selectman Morin asked where are they doing it? Right out here? It's a normal thing. It's at the same intersections. They all wear traffic vests, *Motion carried 4-0.*

Selectman Morin: Selectman Roy and myself attended the Memorial Day services. It was pretty well attended. It wasn't long but it was very good. They had a great speaker, General I don't remember his name, but he was very good. They're looking forward to hopefully having the parade and the ceremony next year. The only other thing I've got is with school ending this week, we've got a group in Town that we kind of forget about. Which is our school crossing guards. I just want to thank them. A tough year for them as it was for us where they weren't working but I appreciate all their work. I understand they had a pretty close call this week with one crossing guard. So I want to thank them for everything they do. Chairman McGrath echoed Selectman Morin's comments.

Chairman McGrath: I don't have any comments to add.

12. ADJOURNMENT

Motion to adjourn at 8:22 p.m. by Selectman Roy seconded by Selectman Gagnon. Carried 4-0.

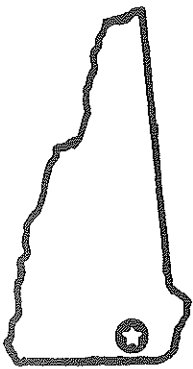
Recorded by HCTV and transcribed by Jill Laffin, Executive Assistant.

Marilyn E. McGrath, Chairman

David Morin, Selectman

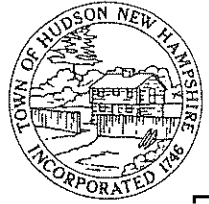
Kara Roy, Selectman

Brett Gagnon, Selectman



TOWN OF HUDSON
Office of the Town Administrator
12 School Street
Hudson, New Hampshire 03051

Agenda
6.22.21



Stephen A. Malizia, Town Administrator – smalizia@hudsonnh.gov – Tel: 603-886-6024 Fax: 603-598-6481

7A

To: Board of Selectmen
From: Steve Malizia, Town Administrator
Date: June 16, 2021
Re: Board of Selectmen Applicants

On June 15, 2021, the Board of Selectmen interviewed the following candidates for the vacant Board of Selectmen position:

- Robert Guessferd
- Richard Maddox
- Richard Weissgarber
- Jordan Ulery
- Shawn Murray

Should members of the Board of Selectmen wish to nominate candidates for the vacant position, the following motion is appropriate:

Motion: To nominate _____ for the vacant Board of Selectmen position.

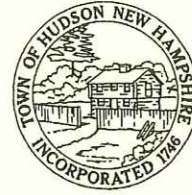
After nominations are closed, the Board may vote to appoint a candidate. If the Board votes to appoint a candidate this evening, the following motion is appropriate:

Motion: To appoint _____ to the vacant Board of Selectmen position with a term to end at the next election in March 2022.

Should you have any questions or need additional information, please feel free to contact me.



TOWN OF HUDSON
Finance Department



Agenda
6-22-21

8A

12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6000 • Fax: 603 881-3944

To: Board of Selectmen
Steve Malizia, Town Administrator

From: Lisa Labrie, Finance Director *LL*

Date: June 15, 2021

Subject: 2021 Roadside Brush Cutter Lease to Purchase

Please accept this recommendation to be placed on the Board of Selectmen's next agenda.

Recommendation:

I agree with Jess Forrence, the Public Works Director, to bypass the formal bid process and to purchase a 2021 Kubota M6/Terrain King Roadside Brush Cutter from MB Tractor Plaistow, NH. Research shows that MB Tractor's Financing Company, Kansas State Bank, has the lowest price vs Sourcewell Municipal Leasing Company for the same and similar tractors.

Funding:

The expenditure is to be funded as a 5 year lease thru MB Tractor's Financing Company: Kansas State Bank Baystone Government Finance for \$134,338.80. The 1st year's payment is \$26,867.76. This will be covered by \$24,097.76 transferred from the FY22 Town Wide Paving account budget # 5552-248 and \$2,770.00 from the FY22 Sewer budget account # 5562-401.

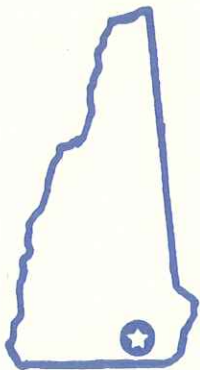
Motion 1: To waive the competitive bid process.

Motion 2: To purchase a 2021 Kubota M6/Terrain King Roadside Brush Cutter from MB Tractor & Equipment in Plaistow, NH for \$134,338.80. Financing will be for 5 years thru Kansas State Bank with the 1st payment being \$26,867.76 as recommended by the Public Works Director and Finance Director. Payment and Item not to be delivered before July 1, 2021

Cc: Jess Forrence, Public Works Director

TOWN OF HUDSON

Public Works



2 Constitution Drive. Hudson, New Hampshire 03051 603/886-6018 Fax 603/594-1143



Date: June 15, 2021

To: The Board of Selectmen

From: Jess Forrence, Public Works Director

Re: Purchase of a Roadside Brush Cutter

The Public Works Department is requesting permission to purchase a 2021 Kubota M6/Terrain King Roadside brush cutter. This piece of equipment is used for roadside maintenance around stop signs, street signs, telephone poles, around guardrails, in detention basins including the outside portion of the landfill cap fence or any street that may have a visibility concern for traffic. The Roadside Brush Cutter was approved by the Board of Selectman and the Budget Committee thru the 2022 budget process. Unfortunately, the town budget failed at the town meeting and I feel the need for this roadside brush cutter is essential in keeping the roads and intersections safe. I would like to do the following.

Transfer \$24,097.76 from 5552-248 Town Wide Paving and using the budget that was approved in the sewer budget account 5562-401 for the sum of \$2,770. The first year's payment is \$26,867.76 for the first year of the 5-year lease payment.

MB Tractor's Kubota MG/ Terrain King Combo thru there Financing Company State Bank Baystone Government Finance Manhattan Kansas City. \$134,330.80

Sourcewell Municipal Leasing Company: Kubota MG/ Terrain King Combo \$136,507.51

Sourcewell Municipal Leasing Company: New Holland T6145 Brush Tractor \$140,352.00

Sourcewell Municipal Leasing Company: John Deer 611OM Brush Tractor \$145,531.00

I am requesting to wave the bid process and award this purchase to MB Tractor Plaistow NH for the sum of \$134,330.80

Thank you

Cc: Lisa Labrie Finance Director



www.MBTRACTOR.com

MB TRACTOR & EQUIPMENT

Route 125, P.O. Box 487

Plaistow, NH 03865

TEL: (603) 382-5031

Fax: (603) 382-1084

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SOLD TO *** emailed ***
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2 CONSTITUTION DR
HUDSON, NH 03051

SHIP TO

QUOTATION

Sold By: ZJL PO #: KB21 CABLE Date 6/15/21 QUOTE PO17699
Ship By: Tax #: 13:43:09 PRT: 2 Open

Tax	D	Qty	Description	Price	Amount
Group: 01					
EQUIPMENT QUOTE					
N		1	M6-101DTC-F	85325.00	85325.00
N		1	R14 TIRE UPGRADE	3372.00	3372.00
N		1	TERRIAN KING KB21 BOOM CABLE	34980.00	34980.00
N		1	60" HEAVY DUTY SWIVEL BLADE BAR	18968.00	18968.00
N		1	FACTORY MOUNT	6791.00	6791.00
N		1	FAC88 DISOUNT	22410.90-	22410.90
** TOTAL EQUIPMENT QUOTE					127025.10

ALL PRICING PER MA CONTRACT FAC88
MB TRACTOR VENDOR CODE VC6000065877
MB TRACTOR W-9 AVAILABLE UPON REQUEST
PLEASE CONTACT FAC88@MBTRACTOR.COM WITH ADDITIONAL QUESTIONS

Quotes are valid for thirty days. Prices are subject to change at vendors discretion. All prices quoted FOB vendor shipping point unless specifically noted.
Special order parts are to be prepaid in full in advance, charged to a valid open account, or billed to a credit card.
There are no returns of special order parts.
TRUCKING IS NOT COVERED BY THE MANUFACTURERS WARRANTY. TRUCKING COSTS ARE THE RESPONSIBILITY OF THE CUSTOMER.

** SUBTOTAL 127025.10

X _____ Charge Sale

Phone: (603) 886-6018

PAY THIS
AMOUNT



\$127025.10



Baystone Government Finance

June 15, 2021

FORMAL PROPOSAL

OBLIGOR: TOWN OF HUDSON, NH

- ✓ This is a finance/ownership contract. No residual value.
- ✓ Fixed interest rate for the five (5) year, six (6) year, and seven (7) year terms.

EQUIPMENT: ONE (1) NEW TRACTOR AND BOOM MOWER

OPTION 1

Acquisition Cost:	\$149,436.00	Term:	Five (5) years	First Payment Due:	At Closing
Discount:	\$ 22,410.90	Payment Mode:	Annual in Advance	Payment Amount:	\$24,698.67
Trade In:	\$ 11,000.00	Interest Rate:	3.220%		
Principal Balance:	\$116,025.10	Rate Factor:	0.212873		

OPTION 2

Acquisition Cost:	\$149,436.00	Term:	Six (6) years	First Payment Due:	At Closing
Discount:	\$ 22,410.90	Payment Mode:	Annual in Advance	Payment Amount:	\$20,911.10
Trade In:	\$ 11,000.00	Interest Rate:	3.240%		
Principal Balance:	\$116,025.10	Rate Factor:	0.180229		

OPTION 3

Acquisition Cost:	\$149,436.00	Term:	Seven (7) years	First Payment Due:	At Closing
Discount:	\$ 22,410.90	Payment Mode:	Annual in Advance	Payment Amount:	\$18,232.23
Trade In:	\$ 11,000.00	Interest Rate:	3.300%		
Principal Balance:	\$116,025.10	Rate Factor:	0.157140		

OPTION 4

Acquisition Cost:	\$149,436.00	Term:	Five (5) years	First Payment Due:	At Closing
Discount:	\$ 22,410.90	Payment Mode:	Annual in Advance	Payment Amount:	\$26,867.76
Trade In:	\$ 0.00	Interest Rate:	2.880%		
Principal Balance:	\$127,025.10	Rate Factor:	0.211515		

OPTION 5

Acquisition Cost:	\$149,436.00	Term:	Six (6) years	First Payment Due:	At Closing
Discount:	\$ 22,410.90	Payment Mode:	Annual in Advance	Payment Amount:	\$22,706.87
Trade In:	\$ 0.00	Interest Rate:	2.890%		
Principal Balance:	\$127,025.10	Rate Factor:	0.178759		

OPTION 6

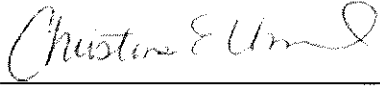
Acquisition Cost:	\$149,436.00	Term:	Seven (7) years	First Payment Due:	At Closing
Discount:	\$ 22,410.90	Payment Mode:	Annual in Advance	Payment Amount:	\$19,772.35
Trade In:	\$ 0.00	Interest Rate:	2.960%		
Principal Balance:	\$127,025.10	Rate Factor:	0.155657		

- **This is a proposal only and is not a commitment to finance. This proposal is subject to credit review and approval and proper execution of mutually acceptable documentation.**
- Failure to consummate this transaction once credit approval is granted and the documents are drafted and delivered to Obligor will result in a documentation fee being assessed to the Obligor.
- This transaction must be credit approved, all documents properly executed and returned to Baystone Government Finance and the transaction funded on ALL proposals on or before June 30, 2021. If funding does not occur within that time-frame, or there is a change of circumstance which adversely affects the expectations, rights, or security of Obligor or its assignees, then Obligor or its assignees reserve the right to adjust and determine a new interest rate factor and payment amount, or withdraw this proposal in its entirety.
- This transaction must be designated as tax-exempt under Section 103 of the Internal Revenue Code of 1986 as amended.
- **OBLIGOR'S TOTAL AMOUNT OF TAX-EXEMPT DEBT TO BE ISSUED IN THIS CALENDAR YEAR WILL NOT EXCEED THE \$10,000,000 LIMIT, OR THE INTEREST RATE IS SUBJECT TO CHANGE.**

- Neither KS StateBank nor Baystone Government Finance is acting as an advisor to the municipal entity/obligated person and neither owes a fiduciary duty pursuant to Section 15B of the Exchange Act of 1934

BAYSTONE GOVERNMENT FINANCE

TOWN OF HUDSON, NH



Christina Ummel ~ cummel@ksstate.bank
Assistant Vice President

Signature

Title

Date

1010 Westloop Place, Manhattan, KS 66502
800.752.3562 ~ Fax: 785.537.4806

2020 SOURCEWELL

PRICE LIST

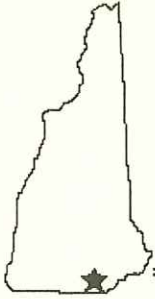
CONTRACT 052417-DMM



Order Code	Description	List Price	Sourcewell
TRACTOR-MOWER COMBINATIONS			
TMC-101	John Deere 5090E 4WD, 75 PTO HP with Diamond 75" Side Flail Mower	\$ 100,124	\$ 80,099
TMC-102	John Deere 5100E 4WD, 85 PTO HP with Diamond 75" Side Flail & 102" Rear Offset Flail Mower	\$ 117,163	\$ 93,730
TMC-103	John Deere 5100M 4WD, 85 PTO HP with Diamond 21 Foot Rear Cradle Boom, 50" Rotary Head, Joystick Controls	\$ 152,601	\$ 122,081
TMC-104	John Deere 5115M 4WD, 100 PTO HP with Diamond 21 Foot Rear Cradle Boom, 50" Rotary Head, Joystick Controls	\$ 162,690	\$ 130,152
TMC-105	John Deere 6105E 4WD, 89 PTO HP with Diamond 22 Foot Rear Cradle Boom, 50" Rotary Head, Joystick Controls	\$ 153,239	\$ 122,591
TMC-106	John Deere 6135E 4WD, 115 PTO HP with Diamond 60" Side and 60" Rear Rotary Mower	\$ 149,245	\$ 119,396
TMC-107	John Deere 6110M 4WD, 86 PTO HP with Diamond 22 Foot Rear Cradle Boom, 50" Rotary Head, Joystick Controls	\$ 181,914	\$ 145,531
TMC-108	John Deere 6130M 4WD, 102 PTO HP with Diamond 90" Side & 102" Rear Offset Flail Mower	\$ 173,111	\$ 138,489
TMC-109	John Deere 6145M 4WD, 114 PTO HP with Diamond 30 Foot Rear Cradle Boom, 50" Rotary Head, Joystick Controls	\$ 201,558	\$ 161,246
TMC-122	New Holland TS6.110 Tier 4B 4WD, 90 PTO HP, Diamond 19' Side Fold Boom, 50" Rotary Head, Joystick Controls	\$ 149,280	\$ 119,424
TMC-123	New Holland TS6.130 4WD, 105 PTO HP, Diamond 22' Rear Cradle Boom, 50" Rotary Head, Joystick Controls	\$ 166,809	\$ 133,447
TMC-124	New Holland T6.145 4WD, 95 PTO HP, Diamond 22' Rear Cradle Boom, 50" Rotary, Joystick Controls	\$ 175,439	\$ 140,352
TMC-125	New Holland T6.155 4WD, 105 PTO HP, Diamond 25' Rear Cradle Boom, 50" Rotary, Joystick Controls	\$ 195,445	\$ 156,356
TMC-201	Massey Ferguson MF4707 2WD Global, 57 PTO HP with Diamond 60" Side Rotary Mower	\$ 82,863	\$ 66,290
TMC-202	Massey Ferguson MF4710 4WD Global, 88 PTO HP with Diamond 60" Side Flail Mower	\$ 98,579	\$ 78,863
TMC-203	Massey Ferguson MF5710 4WD Global, 88 PTO HP with Diamond 21 Foot Side Fold Boom, 50" Rotary Head, Joystick Controls	\$ 134,231	\$ 107,385
TMC-204	Massey Ferguson MF5711S 4WD, 80 PTO HP with Diamond 22 Foot Rear Cradle Boom, 50" Rotary Head, Joystick Controls	\$ 164,610	\$ 131,688
TMC-205	Massey Ferguson MF5713S 4WD, 100 PTO HP with Diamond 75" Side Flail and 90" Rear Flail	\$ 150,370	\$ 120,296
TMC-206	Massey Ferguson MF6712 4WD Global, 100 PTO HP with Diamond 21 Foot Rear Cradle Boom, 50" Rotary Head, Joystick Controls	\$ 144,063	\$ 115,250
TMC-207	Massey Ferguson MF6715S 4WD Classic, 115 PTO HP with Diamond 25 Foot Rear Cradle Boom, 50" Rotary Head, Joystick Controls	\$ 201,843	\$ 161,474
TMC-208	Massey Ferguson MF7715S 4WD Classic, 120 PTO HP with Diamond 30 Foot Rear Cradle Boom, 50" Rotary Head, Joystick Controls	\$ 225,073	\$ 180,058

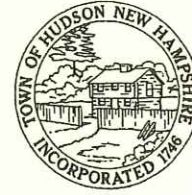
KUBOTA M6/Terrain King Combo Price \$136,509.51





TOWN OF HUDSON

Finance Department



Agents
6-22-21

8B

12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6000 • Fax: 603 881-3944

To: Board of Selectmen

Info: Steve Malizia, Town Administrator

From: Lisa Labrie, Finance Director *LL*

Date: June 14, 2021

Subject: **Accrued Time Payouts**

I am sending this memo to give you a snapshot of the funds paid out in fiscal year 2021. We have had ninety-six (96) accrued time payouts through June 2021. We had eighteen (18) employees leave employment and fifteen (15) had ET Max Payouts. The fiscal year 2021 year-to-date costs are \$719,023.23 which is the amount that has been booked into the salary and benefit accounts within the departments.

I have also included a worksheet titled Employees' Earned Time Analysis which outlines our prior fund balance and a projection of the fund. This analysis also includes a six (6) year history of the percent funded as it pertains to our gross liability. Currently, the Capital Reserve Fund (CRF) is 42% funded based on last year's compensated absence liability. The balance in the CRF is \$973,601.

As of June 11, 2021 the Town was 98% expended and the June buyouts totaled \$103,811. \$719,000 is a lot of absorb within our fiscal year 2021 appropriations budget so we may need to withdraw a distribution from the reserve. I would like to make a motion to request funds from the Employees' Earned Time Fund this year.

Proposed Motion

The Board of Selectmen as Agents to Expend request the distribution of up to \$450,000 from the Employees' Earned Time Fund from the Trustees of the Trust Funds as reimbursement for fiscal year 2021 appropriations if needed.

Town of Hudson, NH Employees' Earned Time Analysis

Rollforward

CRF As of May 31, 2021	973,601
Fiscal Year 2021 Funding	-
Projected FY21 Balance (before any payouts)	973,601
Estimated % Funded	42%

Percent Funded

As of June 30, 2020	
Compensated Absence Liability	2,339,351
Capital Reserve Fund Balance	814,045
Percent Funded	35%
As of June 30, 2019	
Compensated Absence Liability	1,953,126
Capital Reserve Fund Balance	831,202
Percent Funded	43%
As of June 30, 2018	
Compensated Absence Liability	1,992,487
Capital Reserve Fund Balance	773,354
Percent Funded	39%
As of June 30, 2017	
Compensated Absence Liability	1,913,383
Capital Reserve Fund Balance	685,831
Percent Funded	36%
As of June 30, 2016	
Compensated Absence Liability	1,811,736
Capital Reserve Fund Balance	578,130
Percent Funded	32%
As of June 30, 2015	
Compensated Absence Liability	1,617,640
Capital Reserve Fund Balance	527,389
Percent Funded	33%

Town of Hudson, NH											
FY21 Accrued Time Buyouts Jul- June 2021											
Depart. #	Employee	Vested or Not Vested	Hours	Hourly Rate	Earnings	Pension	Taxes	TOTAL COST	Type		
1	5330	NUTE, LISA	V	160	49.783	7,965.28	889.72	609.34	9,464.35	ET Buyout	
2	5330	BEIKE, JOHN	NV	33.39	45.882	1,532.04	-	117.20	1,649.24	Max Payout	
3	5330	BEIKE, JOHN	NV	390	45.882	17,893.98	-	1,368.89	19,262.87	ET Buyout	
4	5330	GUARINO, VINCENT	NV	152	45.882	6,974.10	-	533.52	7,507.62	Max Payout	37,884.07 Lisa N
5	5810	YATES, DAVE	V	539.2	29.904	16,125.17	1,801.18	1,233.58	19,159.92	ET Buyout	19,159.92 Chrissy
6	5030	BARRY, PATTI	NV	80	33.594	2,687.52	-	205.60	2,893.12	Vac Buyout	
7	5030	BARRY, PATTI	NV	379	33.594	12,733.02	-	974.08	13,707.10	Termination	
8	5030	BARRY, PATTI	NV	240	33.594	8,062.56	-	616.79	8,679.35	Termination	
9	5030	MELANSON, DONNA	V	80	23.020	1,841.60	205.71	140.88	2,188.19	ET Buyout	27,467.75 Patti
10	5060	CARLE, ANN	NV	172.1	23.250	4,001.72	-	306.13	4,307.85	Termination	
11	5060	MARTEL, ELIZABETH	NV	40	23.750	950.00	-	72.68	1,022.68	Vac Buyout	
12	5060	MARTEL, ELIZABETH	NV	171.3	23.750	4,069.14	-	311.29	4,380.42	Termination	9,710.95 Linda
13	5585	DHIMA, ELVIS	NV	160	51.422	8,227.52	-	629.41	8,856.93	ET Buyout	
14	5110	MALIZIA, STEVE	V	80	61.080	4,886.40	545.81	373.81	5,806.02	Vac Buyout	14,662.95 Steve
15	5310	CARPENTIER, KATHRYN	V	240	49.783	11,947.92	1,334.58	914.02	14,196.52	Termination	
16	5310	CARPENTIER, KATHRYN	V	410	49.783	20,411.16	2,279.93	1,561.45	24,252.55	Termination	
17	5320	LABRIE, LISA	NV	60	39.901	2,394.06	-	183.15	2,577.21	ET Buyout	
18	5320	LABRIE, LISA	NV			259.78	-	19.87	279.65	Retro buyout	41,305.92 Lisa L
19	5551	CHARTIER, CHERYL	NV	40	28.400	1,136.00	-	86.90	1,222.90	ET Buyout	
20	5551	CHARTIER, CHERYL	NV	200	29.400	5,880.00	-	449.82	6,329.82	ET Buyout	
21	5551	FORRENCE, JESS	V	200	53.964	10,792.80	1,205.56	825.65	12,824.00	Vac Buyout	
22	5551	FORRENCE, JESS	V	202.1	53.964	10,905.72	1,218.17	834.29	12,958.18	ET Buyout	
23	5552	ADAMS, KEN	V	360	30.280	10,900.80	1,217.62	833.91	12,952.33	ET Buyout	
24	5552	CIALEK, JOHN	NV	80	25.100	2,008.00	-	153.61	2,161.61	ET Buyout	
25	5552	CLARKE JR, DANIEL	NV	82.5	31.880	2,630.11	-	201.20	2,831.31	Max Payout	
26	5552	DAIGLE, BRUCE	V	186.8	30.280	5,654.79	631.64	432.59	6,719.02	Max Payout	
27	5552	FAULKNER, JEREMY	NV	210	35.630	7,482.30	-	572.40	8,054.70	Max Payout	
28	5552	HUSSEY JR, KEVIN	V	120	25.850	3,102.00	346.49	237.30	3,685.80	ET Buyout	
29	5552	SMALL, DUSTIN	NV	80	23.400	1,872.00	-	143.21	2,015.21	ET Buyout	
30	5552	TWARDOWSKY, JAY	V	120	47.907	5,748.80	642.14	439.78	6,830.73	ET Buyout	
31	5553	DIONNE, ERIC	V	80	34.600	2,768.00	309.19	211.75	3,288.94	ET Buyout	
32	5553	DIONNE, ERIC	V	40	35.630	1,425.20	159.19	109.03	1,693.42	ET Buyout	
33	5554	COSTA, MATTHEW	NV	120	29.400	2,116.80	-	161.94	2,278.74	ET Buyout	
34	5554	LAVACCHIA, JAMES	NV	80	47.907	2,299.52	-	175.91	2,475.44	ET Buyout	
35	5554	MANGROO, CHRIS	NV	6.452	20.120	77.88	-	5.96	83.84	Termination	
36	5554	RIENDEAU, RICHARD	NV	129.3	20.930	1,624.21	-	124.25	1,748.46	Termination	
37	5554	SITEMAN, MICHAEL	NV	52.5	29.400	926.16	-	70.85	997.01	Max Payout	
38	5556	EDWARDS, JOSHUA	NV	80	30.990	2,479.20	-	189.66	2,668.86	ET Buyout	93,820.32 Jess
39	5610	AVERY, WILLIAM	V	701.5	57.937	40,644.39	11,555.20	589.34	52,788.93	ET Buyout	
40	5620	ALLEN, ANGELA	V	80	28.760	2,300.80	257.00	176.01	2,733.81	ET Buyout	
41	5620	ALLEN, ANGELA	V	120	28.760	3,451.20	385.50	264.02	4,100.72	ET Buyout	
42	5620	DEPLOEY, BRIAN	V	117	29.790	3,485.43	389.32	266.64	4,141.39	Max Payout	
43	5620	DEPLOEY, BRIAN	V	120	29.790	3,574.80	399.31	273.47	4,247.58	ET Buyout	
44	5620	JEFFERSON, COLLEEN	NV	120	29.190	3,502.80	-	267.96	3,770.76	ET Buyout	
45	5620	JEFFERSON, COLLEEN	NV	80	29.190	2,335.20	-	178.64	2,513.84	ET Buyout	
46	5620	TIERNEY, PAIGE	NV	42.08	21.510	905.14	-	69.24	974.38	Termination	
47	5620	SIMMONS, TRACY	NV	40	27.730	1,109.20	-	84.85	1,194.05	ET Buyout	
48	5630	BRODERICK, PATRICK	NV	80	40.090	3,207.20	-	46.50	3,253.70	ET Buyout	
49	5630	BRODERICK, PATRICK	NV	16.08	40.090	644.65	-	9.35	653.99	Max Payout	
50	5630	BRODERICK, PATRICK	NV	80	40.090	3,207.20	-	46.50	3,253.70	ET Buyout	
51	5630	CAYOT, DAVE	NV	60	50.046	3,002.74	-	43.54	3,046.28	ET Buyout	
52	5630	CAYOT, DAVE	NV	60	51.422	3,085.32	-	44.74	3,130.06	ET Buyout	
53	5630	COLON, GIOMAR	NV	40	28.060	1,122.40	-	16.27	1,138.67	ET Buyout	
54	5630	COLON, GIOMAR	NV	40	28.060	1,122.40	-	16.27	1,138.67	ET Buyout	
55	5630	DAVIS, MICHAEL	V	265	44.654	11,833.43	3,364.24	171.58	15,369.25	Max Payout	
56	5630	DIONNE, TAD	V	262	50.046	13,112.01	3,727.75	190.12	17,029.88	Max Payout	
57	5630	DOWNEY, JASON	V	38.48	37.900	1,458.36	414.61	21.15	1,894.12	Max Payout	
58	5630	FLYNN, MATTHEW	NV	2.8	36.240	101.47	-	1.47	102.94	Max Payout	
59	5630	GOSSELIN, MICHAEL	V	998.8	45.882	45,828.78	13,029.12	664.52	59,522.42	Termination	
60	5630	KELLER, MATTHEW	V	601	37.900	22,777.76	6,475.72	330.28	29,583.75	Termination	
61	5630	LEWIS, BRITTANY	NV	9.46	26.840	253.91	-	3.68	257.59	Termination	
62	5630	LISCHINSKY, ADAM	NV	520	37.900	19,708.00	-	285.77	19,993.77	ET Buyout	
63	5630	LISCHINSKY, ADAM	NV	131.3	37.900	4,976.72	-	72.16	5,048.88	Termination	
64	5630	LLOYD, DEREK	NV	80	38.420	3,073.60	-	44.57	3,118.17	ET Buyout	
65	5630	MARCOTTE, ALAN	NV	40	37.900	1,516.00	-	21.98	1,537.98	ET Buyout	
66	5630	MEGOWEN, RACHELLE	V	40	37.900	1,516.00	431.00	21.98	1,968.98	ET Buyout	
67	5630	NIVEN, MICHAEL	V	724.7	43.178	31,289.27	8,895.54	453.69	40,638.50	Termination	
68	5630	PINARD, JPHN	NV	188.8	28.060	5,297.19	-	76.81	5,374.00	Termination	
69	5660	VACHON, MICHELLE	V	87	29.790	2,591.73	289.50	198.27	3,079.49	Max Payout	
70	5673	CARNEY, TRACY	V	80	29.790	2,383.20	266.20	182.31	2,831.72	ET Buyout	
70.50	5674	CARNEY, TRACY	V	57.15	29.790	1,702.50	190.17	130.24	2,022.91	Max Payout	
71	5673	CARNEY, TRACY	V	40	29.790	1,191.60	133.10	91.16	1,415.86	ET Buyout	
72	5650	CLAYDON, JOHN	NV	137.7	18.380	2,530.93	-	193.62	2,724.54	Termination	305,595.32 Bill

Town of Hudson, NH											
FY21 Accrued Time Buyouts Jul- June 2021											
			Vested or	Hourly							
	Depart. #	Employee	Not Vested	Hours	Rate	Earnings	Pension	Taxes	TOTAL COST	Type	
73	5710	PAQUETTE, JAMES	V	200	50.046	10,009.14	3,011.75	145.13	13,166.02	ET Buyout	
74	5710	PAQUETTE, JAMES	V	200	50.046	10,009.14	3,011.75	145.13	13,166.02	ET Buyout	
75	5730	BERUBE, TODD	NV	140	34.480	4,827.20	-	69.99	4,897.19	ET Buyout	
76	5730	BERUBE, TODD	NV	100	36.200	3,620.00	-	52.49	3,672.49	ET Buyout	
77	5730	BRIDEAU, DAVID	V	400	25.720	10,288.00	3,095.66	149.18	13,532.84	ET Buyout	
78	5730	CLARENBACH, BRIAN	NV	119.9	25.720	3,084.60	-	44.73	3,129.33	Max Payout	
79	5730	CONLON, MARTIN	NV	40	34.520	1,380.80	-	20.02	1,400.82	ET Buyout	
80	5730	CONLON, MARTIN	NV	80	34.520	2,761.60	-	40.04	2,801.64	ET Buyout	
81	5730	CRANE, BENJAMIN	NV	60	28.200	1,692.00	-	24.53	1,716.53	ET Buyout	
82	5730	DELOS REYES, SARAH	NV	110	25.720	2,829.20	-	41.02	2,870.22	ET Buyout	
83	5730	DELOS REYES, SARAH	NV	80	28.200	2,256.00	-	32.71	2,288.71	ET Buyout	
84	5730	DUBE, ALLAN	V	300	34.520	10,356.00	3,116.12	150.16	13,622.28	ET Buyout	
85	5730	DUBE, ALLAN	V	41	34.520	1,415.22	425.84	20.52	1,861.58	Termination	
86	5730	FRUMPKIN, JOSHUA	NV	270.2	22.220	6,004.22	-	87.06	6,091.28	Termination	
87	5730	GANNON, STEVE	V	450	43.706	19,667.70	5,918.01	285.18	25,870.89	ET Buyout	
88	5730	GREBINAR, KEVIN	NV	100	43.706	4,370.60	-	63.37	4,433.97	ET Buyout	
89	5730	GREBINAR, KEVIN	nv	100	43.706	4,370.60	-	63.37	4,433.97	ET Buyout	
90	5730	MAMONE, SEAN	V	400	39.956	15,982.24	4,809.06	231.74	21,023.04	ET Buyout	
91	5730	PERKINS, ANDREW	NV	130	25.720	3,343.60	-	48.48	3,392.08	ET Buyout	
92	5730	RICH, GREGORY	NV	100	36.200	3,620.00	-	52.49	3,672.49	ET Buyout	
93	5730	RICH, GREGORY	NV	90	36.200	3,258.00	-	47.24	3,305.24	ET Buyout	
94	5730	TRACY, JUSTIN	NV	441	25.720	11,343.66	-	164.48	11,508.14	Termination	
95	5730	WINSOR, ALAN	V	74	25.720	1,903.28	572.70	27.60	2,503.57	Termination	164,360.37 Rob
	SF 5562	COSTA, MATTHEW	NV	120	29.400	1,411.20	-	107.96	1,519.16		
	SF 5562	LAVACCHIA, JAMES	NV	80	47.907	1,533.01	-	117.28	1,650.29		
	SF 5562	MANGROO, CHRIS	NV	6.452	20.120	51.92	-	3.97	55.89		
	SF 5562	RIENDEAU, RICHARD	NV	129.3	20.930	1,082.81	-	82.83	1,165.64		
	SF 5562	SITEMAN, MICHAEL	NV	52.5	29.400	617.44	-	47.23	664.67		5,055.66 Sewer
						607,725.76	86,951.09	24,346.38	719,023.23		719,023.23



TOWN OF HUDSON
Finance Department



Agenda
6-22-21

8C

12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6000 • Fax: 603 881-3944

To: Steve Malizia, Town Administrator
From: Lisa Labrie, Finance Director *LL*
Date: June 17, 2021
Subject: Fiscal Year 2021 Encumbrances

Please accept this request to be put on the Board of Selectmen's next agenda.

The attached list represents encumbrances requested by the Town of Hudson Department Heads and Committees for Fiscal Year 2021. I have also included Warrant Articles (Lapsing and Non-Lapsing) for your review and consideration. I have segregated requested encumbrances by fund (General, Sewer, Water, Conservation and HCTV).

Motion:

To encumber the not to exceed amount of \$2,932,335.85 for Fiscal Year 2021 as recommended by the Finance Director.

Should you require any additional information or have any questions, please feel free to contact me.

Town of Hudson, NH
Fiscal Year 2021 Requested Encumbrances

Department	Account #	Department	Description	Amount	PO#
	6015	WA15 FY19 Widening Lowell Rd from Wason Rd to Sagamore E	remaining funds	1,346,115.00	
	6015	Lowell Road Widening Project	Vanasse Hangen Brustlin Phase III - Final Design Phase	15,774.99	CIP21000
	6200	Fire Squad Vehicle	remaining balance after downpayment of \$50,904.00	119,096.00	CAP21000
	6201	Communications Equip & Infrastructure CRF - Fire	remaining balance after downpayment of \$158,750.00 (25%)	476,250.00	CRF21000
	6201	Communications Equip & Infrastructure CRF - Fire	2-Way Communications Phase 2 Radio Tower Construction	249,150.00	CRF21001
	6212	Taylor Falls & Vet Bridge Rehab	DuBois & King Engineering Twin Bridges Design Phase remainder	61,824.07	PWADM21026
			Subtotal Warrant Articles	2,268,210.06	
	5310-228	Finance - Admin., Audit	Jefferson Solutions, Inc GASB 75 Report for FY21 audit	4,000.00	FIN21118
	5320-252	Finance - Accounting, Other Prof. Services	Robert Half Intl. Accounting Temporary Help	6,457.51	FIN21054
	5330-252	IT, Outside Services	Mosaic Technology Sharepoint Installation remaining of PO	5,920.00	FIN21070
	5330-325	IT, Equipment Repair Parts	Govconnection, Inc. M4300-28G Switches	3,020.00	FIN21113
	5410-252	Assessing - Prof. Services	KRT Appraisal 3rd Cycle Data Collection contract remainder	43,857.00	ASR20054
	5410-252	Assessing - Prof. Services	George E. Sansoucy Eversource Court Case Consult Contract remainder	4,303.03	ASR21004
	5410-252	Assessing - Prof. Services	Harry W. Wells & Sons, Inc.	6,034.10	ASR21068
	5477-411	IT - Assessing, Computer Equipment	Mosaic Technology Replacement PC	1,114.71	ASR21056
	5477-411	IT - Assessing, Computer Equipment	Mosaic Technology Laptop	1,315.79	ASR21057
	5-77-303	IT, Other Office Supplies	Govconnection, Inc. Cartridges	2,053.00	FIN21116
	5571-252	Planning, Prof. Services	NRPC FY21 Planning Assistance Service Proposal Remainder of PO	20,012.50	PAZ20049
	5572-252	Planning Brd., Prof Services	NRPC Town of Hudson Regulatory Audit	4,498.16	PAZ21030
	5585-225	Engineering, Engineering Fees	Vanasse Hangen Brustlin MS4 Permit FY21 - Year 3 Portion	7,761.00	PWADM21000
	5630-402	Police - Patrol, Automobiles	Colonial Ford Chevy Silverado Crew Cab (less trade in)	24,981.00	POL21246
	5715-224	Fire - Facility Bldg. Maintenance	Port City Glass Admin. entry door and table glass at Lowell Rd	5,000.00	FIR21287
	5730-319	Fire - Suppression, Uniform Purchases	Witmer Public Safety Group Morning Pride Helmets (9) plus shipping	3,159.23	FIR21269
	5730-319	Fire - Suppression, Uniform Purchases	Bergeron Protective Clothing 2 sets structural gear SCBA Grant Funds	4,866.82	FIR21301
	5730-321	Fire - Suppression, Hose & Equip.	Fail Safe Testing Annual Hose Testing	6,088.50	FIR21252
	5730-321	Fire - Suppression, Hose & Equip.	Harrison Shrader Enterprises Thermal Imaging Cameras	8,990.00	FIR21296
	5730-404	Fire - Suppression, Trucks	Alexis Fire Equip. Co. Brush unit refurbishment CRF	139,781.00	FIR21278
	5770-252	Fire - Emergency Mgmt., Prof. Services	2-Way Communications Phase 2 Radio Tower Construction	22,000.00	FIR21311
			Subtotal General Fund	325,213.35	
		Sewer Fund			
	5564-625	Sewer - Const, Inflow/Infiltration Study	Fuss & O'Neill Industrial Park Drive Pump I & I Assessment	9,427.43	SWR21036
			Subtotal Sewer Fund	9,427.43	
		Water Fund			
	5593-411	Water - Supply, Computer Equipment	TLS Communications Corp. Radio propagation study/Hudson Water	7,000.00	WTR21017
	5592-225	Water - Oper/Maint, Engineering Fees	Weston & Sampson Eng. Risk & Resilience Assessment	5,485.00	WAT21041
			Subtotal Water Fund	12,485.00	
		Conservation Commission			
	5586-252	Conserv Comm, Prof. Services	AE Commercial Diving Svcs Exotic Plant Control Robinson & Ottarnic	30,000.00	CON21011
	5586-252	Conserv Comm, Prof. Services	Atomic Tree Service Musquash Pond Parking Tree Clearing Contract	4,700.00	CON21014
	5586-252	Conserv Comm, Prof. Services	Full Circle Forestry Rangers Drive Town Forest Plan	2,830.00	CON21012
			Subtotal Consv Comm Fund	37,530.00	
		HCTV			
	5045-403	Community TV, Small Equipment	Citizens Bank Canare audio cable - BH Photovideo	203.73	GEN21104
	5045-401	Community TV, Large Operating Equipment	Gerling and Associates TV Production vehicle w/opt. generator	109,970.00	GEN21070
	5045-204	Community TV, Large Equipment Maintenance	Unlimited Doors, LLC Enlarge bay door to allow for larger vehicle	4,750.00	GEN21079
			Subtotal HCTV Fund	114,923.73	
		Donations			
	4556	Police		48,003.36	
	4557	Fire		20,686.91	
	4558	Recreation		21,815.72	
	4559	Cable Committee		500.00	
	4559	Benson		9,382.02	
	4559	Benson 911 Monument		666.26	
	4559	Hudson Economic Development		11,510.21	
	4559	Sustainability Committee		150.00	
	4560	Conservation Commission		7,151.40	
	4559	Town Poor		9,375.00	
	4559	Senior Center		100.00	
	4535-35	Hudson Senior Council of Aging		5,205.40	
	4561	Sewer - Greeley Street		30,000.00	
			Subtotal Donations	164,546.28	
			Total Requested Encumbrances	2,932,335.85	

PLODZIK & SANDERSON

Professional Association/Accountants & Auditors

193 North Main Street • Concord • New Hampshire • 03301-5063 • 603-225-6996 • FAX-224-1380

CARRYOVER OF APPROPRIATIONS OR ENCUMBERING FUNDS

We have received many inquiries into the appropriateness of certain carryover appropriations. In that regard and for your information, we offer the following guidelines from RSA 32:7, **Lapse of Appropriations**:

RSA 32:7 Lapse of Appropriations. Annual meeting appropriations shall cover anticipated expenditures for one fiscal year. All appropriations shall lapse at the end of the fiscal year and any unexpended portion thereof shall not be expended without further appropriation, unless:

- I. The amount has, prior to the end of that fiscal year, become encumbered by a legally-enforceable obligation, created by contract or otherwise, to any person for the expenditure of that amount; or
- II. The amount is legally placed in any nonlapsing fund properly created pursuant to statute, including but not limited to a capital reserve fund under RSA 35, or a town-created trust fund under RSA 31:19-a; or
- III. The amount is to be raised, in whole or in part, through the issuance of bonds or notes pursuant to RSA 33, in which case the appropriation, unless rescinded, shall not lapse until the fulfillment of the purpose or completion of the project being financed by the bonds or notes; or
- IV. The amount is appropriated from moneys anticipated to be received from a state, federal or other governmental or private grant, in which case the appropriation shall remain nonlapsing for as long as the money remains available under the rules or practice of the granting entity; or
- V. The amount is appropriated under a special warrant article, in which case the local governing body may, **at any properly noticed meeting held prior to the end of the fiscal year** for which the appropriation is made, vote to treat that appropriation as encumbered for a maximum of one additional fiscal year; or [emphasis added]
- VI. The amount is appropriated under a special warrant article and is explicitly designated in the article and by vote of the meeting as nonlapsing, in which case the meeting shall designate the time at which the appropriation shall lapse, which in no case shall be later than 5 years after the end of the fiscal year for which the appropriation is made.

TITLE III

TOWNS, CITIES, VILLAGE DISTRICTS, AND UNINCORPORATED PLACES

CHAPTER 32

MUNICIPAL BUDGET LAW

Appropriations

Section 32:7

32:7 Lapse of Appropriations. – Annual meeting appropriations shall cover anticipated expenditures for one fiscal year. All appropriations shall lapse at the end of the fiscal year and any unexpended portion thereof shall not be expended without further appropriation, unless:

I. The amount has, prior to the end of that fiscal year, become encumbered by a legally-enforceable obligation, created by contract or otherwise, to any person for the expenditure of that amount; or

II. The amount is legally placed in any nonlapsing fund properly created pursuant to statute, including but not limited to a capital reserve fund under RSA 35, or a town-created trust fund under RSA 31:19-a; or

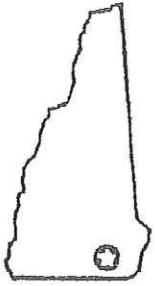
III. The amount is to be raised, in whole or in part, through the issuance of bonds or notes pursuant to RSA 33, in which case the appropriation, unless rescinded, shall not lapse until the fulfillment of the purpose or completion of the project being financed by the bonds or notes; or

IV. The amount is appropriated from moneys anticipated to be received from a state, federal or other governmental or private grant, in which case the appropriation shall remain nonlapsing for as long as the money remains available under the rules or practice of the granting entity; or

V. The amount is appropriated under a special warrant article, in which case the local governing body may, at any properly noticed meeting held prior to the end of the fiscal year for which the appropriation is made, vote to treat that appropriation as encumbered for a maximum of one additional fiscal year; or

VI. The amount is appropriated under a special warrant article and is explicitly designated in the article and by vote of the meeting as nonlapsing, in which case the meeting shall designate the time at which the appropriation shall lapse, which in no case shall be later than 5 years after the end of the fiscal year for which the appropriation is made.

Source. 1993, 332:1, eff. Aug. 28, 1993.



TOWN OF HUDSON

Police Department

Partners with the Community

1 Constitution Drive, Hudson, New Hampshire 03051
Voice/TTY (603) 886-6011/Crime Line (603) 594-1150/Fax (603) 886-0605



8D

William M. Avery, Jr.
Chief of Police

JUN 16 2021

TOWN OF HUDSON
SELECTMEN'S OFFICE

Captain Tad K. Dionne
Operations Bureau

Captain David A. Cayot
Special Investigations Bureau

Captain David A. Bianchi
Administrative Bureau

To: The Board of Selectmen
Steve Malizia, Town Administrator

From: William M. Avery, Chief of Police *WMA*

Date: 22 June 2021

Re: Code of the Town of Hudson Chapter 188 and Chapter 205

Scope:

The Hudson Police Department is proposing changes to Chapter 188 titled "Dogs and Other Animals" and Chapter 205 titled "Fees" section 205-9 Animal control fees. Section 188-1 through 188-4 to add noisy and at-large animals and barking dogs. Our current ordinance does not address noisy animals, at-large animals, or barking dogs which are a significant quality of life issue for residents resulting in increased calls for service each year. Adding applicable fees to section 205-9.

Recommendation:

The Hudson Police Department recommends changes to the Code of the Town of Hudson Chapter 188 titled "Dogs and Other Animals", adding to and amending Section 188-1 "Dogs to be Controlled by Owners". Suggested changes to enable enforcement of said violations are included. In addition, add fees for violations to Chapter 205 "Fees," section 205-9 "Animal Control Fees".

Motion:

To accept the recommendation of the Hudson Police Department to amend Chapter 188 Section 188-1 through 188-5 and Chapter 205 Section 205-9 of the Code of the Town of Hudson and to bring forward to a public hearing.



A NATIONALLY ACCREDITED LAW ENFORCEMENT AGENCY

****INSERT NEW NUMBER §188-1 AUTHORITY**

§ 188-4 (RENUMBER) §188-1.1 Dogs to be controlled by owners.

[Amended 9-27-2011 by Ord. No. 11-03]

A. As used in this section, the following terms shall have the meanings indicated:

AT-LARGE

Not under the control of the owner or keeper by a leash. Electronic devices are not considered a form of physical restraint.

LEASH

A chain, rope, or strap, not to exceed six feet, attached to the collar or harness of a dog and used to lead it or hold it in check by a physically able, competent person.

DOG

Shall include any animal of the canine species whether licensed or unlicensed, including any animal which is considered to be a wolf-hybrid as defined in RSA 466-A.

OWNER

Shall include any person or persons, firm, association or corporation owning, keeping or harboring a dog. The owner identified on any current dog license shall be prima facie evidence of the ownership of the dog.

KEEPER

Any person or persons, firm, association or corporation who or which has temporary control or responsibility for a dog with the permission of the owner.

VICIOUS DOG

A dog that, without provocation, attacks or bites a person or other domestic animal.

B. At-large prohibited.

(1) Prohibition. Except as exempted below, no person or keeper shall permit a dog owned or kept by him/her to be at-large as defined by this section or to trespass upon the property of another, private or public, to include Town-owned or school district property.

(2) Exemptions. A dog shall not be deemed at-large if it is:

(a) On the premises of the dog's owner;

(b) On the premises of the person under whose control the dog is supervised;

(c) On the premises of another person as long as that person has given permission for the dog to be at-large;

(d) In any designated off-leash dog area regulated by the Town of Hudson. Designated off-leash areas shall be any Town property posted under the authority of the Board of Selectmen as an off-leash area.

(e) A working service dog for a disabled person (see ADA).

(f) Assisting a police officer who is engaged in law enforcement duties, to include training and exhibitions.

(3) No defense. Failure of a keeper to comply with this provision shall not relieve the owner of responsibility for compliance.

(4) Penalties.

(a) First offense: \$25. **This section is in 205.9**

(b) Second offense: \$50.

(c) Third offense: court action to be taken.

C. Dog waste.

(1) Duty to dispose. It shall be the duty of each person who owns, possesses or controls a dog to immediately remove any feces left by his/her dog on any sidewalk, street or other public area. It shall further be the duty of each person who owns, possesses or controls a dog to immediately remove any feces left by his/her dog on any private property neither owned or occupied by said person, unless said private property owner or occupant agrees otherwise. Disposal of such feces shall be in a manner consistent with all applicable laws.

(2) Duty to possess means of removal/disposal. No person who owns, possesses or controls such dog shall appear with such dog on any sidewalk, street, park or other public area without the means of removal of any feces left by such dog. Disposal of such feces shall be in a manner consistent with all applicable laws.

(3) Exemption. Compliance with this regulation is not required by any handicapped person who, by reason of his/her handicap, is physically unable to comply with this subsection.

(4) Penalties.

(a) First offense: \$25. **This section is in 205.9**

(b) Second offense: \$50.

(c) Third offense: court action to be taken.

D. Conduct in off leash areas.

(1) Voice control and observation on public property. Every person who allows a dog to be off-leash in a designated area under Subsection A(2)(d) above shall maintain voice

control over the dog and shall keep the dog under observation at all times. The following also shall apply:

- (a) Dogs must wear current license tags and rabies vaccination tags.
- (b) Children 10 years or younger are not allowed in the off-leash area.
- (c) All handlers must be 18 or older.
- (d) Children 11 through 17 must be accompanied and supervised by an adult.
- (e) No female dogs in season (heat) are allowed in the off-leash area.
- (f) No prong or choke collars on dogs in the off-leash area.
- (g) No animals other than dogs are permitted in the off-leash area.
- (h) No more than two dogs to any one handler at a time in the off-leash area.
- (i) No vicious dogs allowed in the off-leash area.

~~§ 188-2 Picking up dogs at large; notice to owner. RENAME 188-2~~

All dogs which are found running at large will be picked up by the Animal Control Officer and held for a period of seven days. If the dog has an identification tag or license, the owner will be notified immediately and will have seven days in which to claim the dog.

~~§ 188-3 Disposal of unclaimed dogs.~~

~~At the expiration of the seven day holding period, any unclaimed dog shall be disposed of at the discretion of the Animal Control Officer.~~

*******COMBINE 188-2 and 188-3 under 188-2*******

188-3 will include the new section

BELOW SECTION ALREADY IN 205-9

~~§ 188-4 Fines and fees.~~

~~All violations and/or services performed by the Animal Control Officer shall be subject to the following fines and fees, payable to the Town of Hudson:~~

~~**A. Running at large:**~~

~~(1) For unlicensed dogs, the fine shall be \$10 for the first offense and \$25 for all others (plus boarding charges).¹³~~

~~[1]Editor's Note: The specific fees set forth in this subsection were removed at the request of the town. For current fees, see Ch. 205, Fees.~~

~~(2) For licensed dogs, if the Animal Control Officer has been notified, the fine shall be \$5 (includes boarding fee and pickup charge).¹²~~

~~[2]Editor's Note: The specific fees set forth in this subsection were removed at the request of the town. For current fees, see Ch. 205, Fees.~~

~~(3) If the Animal Control Officer has not been notified, the fine for licensed dogs shall be the same as for unlicensed dogs.~~

B. Unwanted animals:

~~[Amended 10-14-2003]~~

~~(1) For dogs, the fee shall be \$120.~~

~~(2) For cats, the fee shall be \$60.~~

~~(3) Added to the fee shall be a \$20 pickup fee if not delivered by the owner.~~

C. Investigation of bites:

~~(1) The fee for inspection of an owner's property to determine proper facility for the required ten-day confinement, if the dog has had rabies shot, shall be \$5.~~

~~(2) The fee for confinement by the Animal Control Officer for the required ten-day period.¹³~~

~~[3]Editor's Note: The specific fees set forth in this subsection were removed at the request of the town. For current fees, see Ch. 205, Fees. Former Subsection D, Sale of animals, was repealed 10-14-2003.~~

§ 188-5 4 (RENUMBER) Failure to pay fines and fees.

Failure to pay any of the fines or fees in ~~§ 188-4~~ **(Add: §205-9)** will result in the issuance of a summons, and the owner will be required to appear in Nashua District Court and be subject to such fines and/or other measures as the Court shall deem appropriate.

Chapter 188 **Dogs and Other Animals**

[HISTORY: Adopted by the Board of Selectmen of the Town of Hudson 8-1-1973 by Ord. No. 68; amended in its entirety 7-26-1976 by Ord. No. 70B. Subsequent amendments noted where applicable.]

GENERAL REFERENCES

Fees — See Ch. 205.

Parks and recreation areas — See Ch. 259.

Traps — See Ch. 314.

Zoning — See Ch. 334.

§ 188-1 **Authority.**

§ 188-1.1 **Dogs to be controlled by owners.**

§ 188-2 **Disposition of Dogs, Animals, and Fowl at Large.**

§ 188-3 **Noisy and At Large Animals/Fowl and Barking Dogs.**

§ 188-4 **Failure to pay fines and fees.**

Refer to §205-9 for all penalties for this section.

§ 188-1 **Authority**

This chapter is adopted pursuant to RSA 31:39 and RSA 466:39. The authority under this Chapter is in addition to any other generally applicable law.

§ 188-1.1 **Dogs to be controlled by owners.**

A. Definitions:

At-Large: Not under the control of the owner or keeper by a leash. Electronic devices are not considered a form of physical restraint.

Leash: A chain, rope, or strap, not to exceed six feet, attached to the collar or harness of a dog and used to lead it or hold it in check by a physically able, competent person.

Dog: Shall include any animal of the canine species whether licensed or unlicensed, including any animal which is considered to be a wolf-hybrid as defined in RSA 466-A.

Owner: Shall include any person or persons, firm, association or corporation owning, keeping or harboring a dog. The owner identified on any current dog license shall be prima facie evidence of the ownership of the dog.

Keeper: Any person or persons, firm, association or corporation who or which has temporary control or responsibility for a dog with the permission of the owner.

Vicious Dog: A dog that, without provocation, attacks or bites a person or other domestic animal.

B. At-large prohibited.

(1) Prohibition. Except as exempted below, no person or keeper shall permit a dog owned or kept by him/her to be at-large as defined by this section or to trespass upon the property of another, private or public, to include Town-owned or school district property.

(2) Exemptions. A dog shall not be deemed at-large if it is:

- (a) On the premises of the dog's owner;
- (b) On the premises of the person under whose control the dog is supervised;
- (c) On the premises of another person as long as that person has given permission for the dog to be at-large;
- (d) In any designated off-leash dog area regulated by the Town of Hudson. Designated off-leash areas shall be any Town property posted under the authority of the Board of Selectmen as an off-leash area.
- (e) A working service dog for a disabled person (see ADA).
- (f) Assisting a police officer who is engaged in law enforcement duties, to include training and exhibitions.

(3) No defense. Failure of a keeper to comply with this provision shall not relieve the owner of responsibility for compliance.

C. Dog waste.

(1) Duty to dispose. It shall be the duty of each person who owns, possesses or controls a dog to immediately remove any feces left by his/her dog on any sidewalk, street or other public area. It shall further be the duty of each person who owns, possesses or controls a dog to immediately remove any feces left by his/her dog on any private property neither owned or occupied by said person, unless said private property owner or occupant agrees otherwise. Disposal of such feces shall be in a manner consistent with all applicable laws.

(2) Duty to possess means of removal/disposal. No person who owns, possesses or controls such dog shall appear with such dog on any sidewalk, street, park or other public area without the means of removal of any feces left by such dog. Disposal of such feces shall be in a manner consistent with all applicable laws.

(3) Exemption. Compliance with this regulation is not required by any handicapped person who, by reason of his/her handicap, is physically unable to comply with this subsection.

D. Conduct in off leash areas.

(1) Voice control and observation on public property. Every person who allows a dog to be off-leash in a designated area under Subsection A(2)(d) above shall maintain voice control over the dog and shall keep the dog under observation at all times. The following also shall apply:

- (a) Dogs must wear current license tags and rabies vaccination tags.
- (b) Children 10 years or younger are not allowed in the off-leash area.
- (c) All handlers must be 18 or older.
- (d) Children 11 through 17 must be accompanied and supervised by an adult.
- (e) No female dogs in season (heat) are allowed in the off-leash area.
- (f) No prong or choke collars on dogs in the off-leash area.
- (g) No animals other than dogs are permitted in the off-leash area.
- (h) No more than two dogs to any one handler at a time in the off-leash area.
- (i) No vicious dogs allowed in the off-leash area.

§ 188-2 Disposition of Dogs, Animals, and Fowl at Large.

- A. All dogs which are found running at large will be picked up by the Animal Control Officer and held for a period of seven (7) days. If the dog has an identification tag or license, the owner will be notified immediately and will have seven (7) days in which to claim the dog.
- B. At the expiration of the seven-day holding period, any unclaimed dog shall be disposed of at the discretion of the Animal Control Officer.
- C. Animals and fowl.
 - 1) Any animal or fowl found running at-large, and not under the control of its owner or keeper, may be taken into custody by the Hudson Animal Control Officer or a Hudson Police Officer. The Officer shall make reasonable efforts to notify the owner or keeper of the animal or fowl, before seizing it.

Any animal or fowl that is seized for running at large by the Hudson Animal Control Officer or a Hudson Police Officer, where the owner or keeper cannot be identified or located, may be placed by the Town in an appropriate shelter or boarding facility. Any unclaimed animal may be disposed of by such facility in accordance with applicable law. The owner or keeper of the animals or fowl shall be responsible for all damages and expenses incurred in the capturing, transporting and holding of the at large or seized animal, boarding costs, and any medical care required by the holding facility, whether the animal is claimed or not.

§ 188-3 Noisy and At Large Animals/Fowl and Barking Dogs.

A. Definitions.

Animal: means and includes any domestic animal, including any pet, livestock, bovine animal, horse, mule, burro, sheep, goat, swine or other animal, except a dog or cat.

Fowl: means and includes any rooster, chicken, duck, turkey, poultry, goose or other domestic fowl.

Owner/Keeper: any person, firm, corporation, organization, or department possessing, harboring, keeping, having an interest in, or having control or custody of an animal. The occupant of any premises on which a domesticated animal remains, or to which it customarily returns, for a period of ten (10) days or more shall also be deemed to be the owner. This does not include a person caring for a feral cat as a feral cat caregiver.

At Large Animal: means off the premises of, and not physically restrained by the owner/keeper.

Noisy Animal: means an animal that makes any noise or sounds common to the species.*

Noisy Fowl: means fowl that make any noise or sounds common to the species, including but not limited to: squawk, quack, crow, or related noises.*

Barking Dog: means a dog that barks, bays, cries, howls or makes any noise common to the species.*

*Anytime between 9 p.m. and 7 a.m. OR between 7 a.m. and 9 p.m. when the sound is plainly audible *incessantly* for more than (10) ten minutes or *intermittently* for more than (30) thirty minutes, regardless of whether the animal/fowl or dog is physically situated in or upon private property.

Incessant: means continuing or following without interruption: unceasing. **

Intermittent: means coming and going at intervals: not continuous. **

**Merriam Webster

B. At Large Animal/Fowl Prohibited.

No owner/keeper owning or having charge of any animal or fowl shall permit the same to be at large on any highway, street, sidewalk, lane, alley or other public place, or upon any private property other than that of the owner unless such owner or person having charge of such animal or fowl has the consent of the owner of the private property. The mere fact that the animal as defined shall be off the property of its owner or keeper and not under control of its owner or keeper shall be construed as prima facie evidence of a violation of this chapter.

C. Noisy Animal/Fowl and Barking Dogs Prohibited.

No owner/keeper owning or having charge of any animal or fowl shall permit the same to make noise or for a dog to bark in the manner defined above. Each occurrence of a violation, or, in the case of continuous violations, each day (24-hour period) a violation occurs or continues, constitutes a separate offense and may be addressed separately.

D. Exclusions.

- a. An animal or fowl shall **not** be deemed a "Noisy Animal/Fowl" for purposes of this section if: at any time the animal/fowl is creating a noise disturbance, a person is trespassing upon private property in or upon which the animal/fowl is situated; or the animal/fowl is being teased or provoked; or the animal/fowl was responding to pain or injury; or was protecting itself, its living space, its offspring or a person from an actual threat.
- b. A dog shall **not** be deemed a "Barking Dog" for purposes of this section if, at any time the dog is barking, a person is trespassing upon private property in or upon which the dog is situated; or when the dog is being teased or provoked; or responding to pain or injury; or was protecting itself, its kennel, its offspring or a person from an actual threat.
- c. Agricultural properties or activities:
This section shall have no application to noises or disturbances made by livestock, fowl, or other animals emanating from an legitimate agricultural activity or legitimate farming operation, (per RSA 21:34-a, RSA 432, and RSA 674:32-(a-d) nor shall it apply to a properly permitted animal shelter established for the care and/or placement of unwanted or stray animals, nor a properly zoned commercial boarding kennel or other permitted animal facility.

E. How to Report a Noisy Animal/Fowl/Barking Dog.

If a person is disturbed by a noisy animal/fowl or barking dog that violates this ordinance, then that person may make a report to the Hudson Animal Control Division. ("Noise" below includes barking dogs)

Before submitting a complaint, it is recommended that the person suffering the disturbance contact the person responsible for the animal or for the property where the animal is kept, and notify them that their animal's noise is causing a disturbance. Sometimes the Responsible Person is unaware of the noise and grateful for the opportunity to address the issue. Experience shows that attempting to resolve a disturbance informally may avoid escalating tensions with one's neighbors.

To report a noisy animal, the Complainant **must** provide an **Affidavit sworn to before a Notary**. The sworn affidavit must include the following information: the complainant's name, address and phone number; provide the address where the disturbance occurred; provide the date and time when the disturbance occurred; indicate whether the noise qualifies as "incessant" or "intermittent" as explained above; and describe the animal. The initial report should also identify the person responsible for the animal and the property where the animal is kept. Only one complaint per household per incident. *A complaint should not be submitted unless the violation has been documented by recording the date(s), the time(s) of the noise and their duration and the*

Complainant can show the noise is either incessant or intermittent as explained and defined above.

After an investigation of the complaint, the Animal Control Officer, or other officer, may give a warning letter to the owner at the address identified in the initial report and inform them of the complaint. The responsible person has 15 days after receiving the warning letter to abate the noise by ensuring the noise does not continue.

§ 188-4 Failure to pay fines and fees.

Failure to pay any of the fines or fees in § 205-9 will result in the issuance of a summons, and the owner will be required to appear in Nashua District Court and be subject to such fines and/or other measures as the Court shall deem appropriate.

§ 205-9 Animal control fees.

[Amended 10-14-2003; 3-8-2010; 8-14-2012]

Animal control fees governed by state statute are not listed in this section but are set in accordance with RSA 466.

A. Transport animal: \$10.

B. Board per day: \$15.

C. Ten-day quarantine: \$150 (additional charges for longer quarantine.)

D. Dogs at large:

(1) First offense: \$25.

(2) Second offense: \$50.

(3) Third offense: Court action to be taken.

E. Waste removal:

(1) First offense: \$25.

(2) Second offense: \$50.

(3) Third offense: Court action to be taken.

F. Unwanted animals:

(1) Each dog: \$120

(2) Each cat: \$60.

(3) Pick-up fee: \$20.

G. Noisy Animal/Fowl/Barking Dog & At Large Animals

1) First offense: \$25

2) Second offense: \$50

3) Third offense: Court action to be taken

In addition to any penalty, in conjunction with any penalty, or as an alternative to any penalty imposed under this section, the Town of Hudson may request that the Court require the owner or keeper of any dog, animal, and/or fowl which has been impounded for running at large, to pay for the boarding and impoundment fees established by an animal shelter or holding facility and any reasonably necessary medical expenses incurred during the impoundment of the animal regardless of whether the owner or keeper retrieves the animal.



TOWN OF HUDSON

Land Use Division



12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6008 • Fax: 603-594-1142

Memo

Date: May 5, 2021

To: Jana McMillan – Animal Control Officer

From: Bruce Buttrick – Zoning Administrator/Code Enforcement Officer *JB*

Re: Your request for comment on proposed § 188-3 Noisy and At Large Animals/Fowl and Barking Dogs ordinance.

.....

I would agree with your intro statement for justification for a regulation pertaining to “noisy” animals (especially roosters).

Our Zoning Ordinance has no prohibition against the keeping of roosters (or other animals), it allows them under Section §334—22 Table of Permitted Accessory Uses: “*Traditional secondary accessory uses....., and other customary uses and structures.*” within all zoning districts.

And from the Zoning Ordinance definitions §334-6: Use- Accessory “*Any use which is customary, incidental and subordinate to the principal use of a structure or lot.*”

State Law does, in my opinion, pre-empt any Zoning Ordinance that bans/prohibits the keeping of specific animals/species, especially farming/farm animals (roosters in particular).

Per RSA 672:1.III-d. “*For purposes of paragraphs III-a, III-b, III-c, and III-e, “unreasonable interpretation” includes the failure of local land use authorities to recognize that agriculture and agritourism operations or activities as defined in RSA 21:34-a,when practiced in accordance with applicable laws and regulations, are traditional, fundamental and accessory uses of land throughout New Hampshire, and that a prohibition upon these uses cannot necessarily be inferred from the failure of an ordinance or regulation to address them*”

This means to me that the Town must identify with specificity where agriculture uses: (principal and accessory) is permitted and prohibited, Hudson currently does not address accessory agricultural uses.

In accordance with RSA 672: I, III-d “*whenever agricultural activities (accessory uses) are not explicitly addressed with respect to any zoning district or location, they shall be deemed to be permitted there, as either a primary or accessory use.*”

The Town of Hudson's Zoning Regulations do not have any prohibition against roosters (in particular) or other animals as accessory uses. The State RSA's have no provisions for addressing noisy animals (especially roosters) as you propose to do locally.

Therefore your proposed ordinance addresses the citizens' complaints of "the keeping of noisy animals" (roosters in particular). As you are aware of the numerous inquiries of keeping as well as the complaints about "roosters" etc., that we answer/act on.

I support your efforts.

Hudson NH Police Department Barking & Animal Noise Affidavit

YOUR NAME: _____

YOUR ADDRESS: _____

YOUR PHONE NUMBER & EMAIL: _____

*Incident information (Be specific with all details, dates and times; fill in all fields use N/A if do not know)
Incomplete affidavits will NOT be processed and you will not be notified that the case is closed.*

DATE OF NOISE/BARKING: _____
Start Time (circle AM or PM): _____ AM/PM End Time: _____ AM/PM

Longest break in noise: _____ hours _____ minutes _____ seconds

Approximate number of interruptions or breaks during the listed time: _____

Do you have an audio or video recording of the incident? _____ YES _____ NO

Animal Description: _____

Address of Noise/Barking: _____

Approximate Distance from Noise to your Address: _____

Name of Owner/Keeper (if known): _____ Check if you spoke to them.

Do you know if the dog is tethered? _____ Yes _____ No

Is the dog/animals confined to a specific area _____ Yes _____ No

If "yes" – What area? _____

Does the dog/anima appear to be injured? _____ Yes _____ No

Other observations of dog/animal condition: _____

Detailed Description of the incident (please provide as much exact detail as possible, continue on page 2.

Agenda
6-22-21

8E

Memo

To: Steve Malizia , Town Administrator
From: Bruce Buttrick, Zoning Administrator/Code Enforcement *BT 6-17-21*
Date: June 17, 2021
Re: ZBA application fee increase request

RECEIVED
JUN 17 2021
TOWN OF HUDSON
SELECTMEN'S OFFICE

Currently the ZBA application fees are set in Town Code as:

§ 205-13 **Zoning fees.**
[Amended 10-25-2005; 12-22-2009; 8-14-2018]

A. Zoning fees are set as follows:
(1) Zoning Board of Adjustment applications (variances, special exceptions, appeal of an administration decision, equitable waiver of dimensional requirement); includes advertising for newspaper public notice and recording of decisions: \$130.

I propose to increase item A (1) above as follows:
(1) Zoning Board of Adjustment applications (variances, special exceptions, appeal of an administration decision, equitable waiver of dimensional requirement); includes advertising for newspaper public notice and recording of decisions: \$185.

Due to HLN no longer being available to publish public notices, we've had to use other newspapers to satisfy state statute and to cover the recording fee at the HCRD, these costs are recoverable by the applicant within our application fee we charge.

I'd like to move this forward to the BOS in the near future for the required Public Hearing etc.

Agenda
6-22-21



TOWN OF HUDSON

Police Department

Partners with the Community

1 Constitution Drive, Hudson, New Hampshire 03051
Voice/TTY (603) 886-6011 / Crime Line (603) 594-1150 / Fax (603) 886-0605



8F

William M. Avery, Jr.
Chief of Police

RECEIVED
JUN 16 2021
TOWN OF HUDSON
SELECTMEN'S OFFICE

Captain Tad K. Dionne
Operations Bureau

Captain David A. Cayot
Special Investigations Bureau

Captain David A. Bianchi
Administrative Bureau

To: The Board of Selectmen
Steve Malizia, Town Administrator

From: William M. Avery, Chief of Police *WMA*

Date: 22 June 2021

Re: Town Code Chapter 317 Vehicles and Traffic

§ 317-9 Stop intersections: The intersections described in Schedule III (§ 317-30), attached to and made a part of this chapter, are hereby designated as stop intersections, and any vehicle approaching such intersections on the first-named streets shall come to a full stop before entering said intersections.

§ 317-30 Schedule III: Stop Intersections: As provided in § 317-9, § 317-30 describes intersections that are designated as stop intersections, at which vehicles approaching such intersections shall come to a full stop before entering such intersections, and that such stop signs shall be installed.

The Highway Safety Committee has recommended adding a stop sign on Madison Drive at Washington Street, approaching north. We are requesting that this stop intersection be added to § 317-30, the schedule of listed stop intersections, for Madison Drive at Washington Street, north bound.

We are further requesting that a stop sign be installed at the location listed above.

Motion:

To forward the above-listed change proposal of § 317-30 to a public hearing.



Agenda
6-22-21



TOWN OF HUDSON

Police Department

Partners with the Community

1 Constitution Drive, Hudson, New Hampshire 03051
Voice/TTY (603) 886-6011/Crime Line (603) 594-1150/Fax (603) 886-0605



8G

William M. Avery, Jr.
Chief of Police

JUN 16 2021

TOWN OF HUDSON
SELECTMEN'S OFFICE

Captain Tad K. Dionne
Operations Bureau

Captain David A. Cayot
Special Investigations Bureau

Captain David A. Bianchi
Administrative Bureau

To: The Board of Selectmen
Steve Malizia, Town Administrator

From: William M. Avery, Chief of Police *WMA*

Date: 22 June 2021

Re: Town Code Chapter 317 Vehicles and Traffic

§ 317-9 Stop intersections: The intersections described in Schedule III (§ 317-30), attached to and made a part of this chapter, are hereby designated as stop intersections, and any vehicle approaching such intersections on the first-named streets shall come to a full stop before entering said intersections.

§ 317-30 Schedule III: Stop Intersections: As provided in § 317-9, § 317-30 describes intersections that are designated as stop intersections, at which vehicles approaching such intersections shall come to a full stop before entering such intersections, and that such stop signs shall be installed.

The Highway Safety Committee has recommended adding a stop sign on Adelaide Street at Travers Street, approaching north and adding a stop sign on Travers Street at Adelaide Street, approaching west. We are requesting that these stop intersections be added to § 317-30, the schedule of listed stop intersections, for Adelaide Street at Travers Street, north bound and Travers Street at Adelaide Street, west bound.

We are further requesting that a stop sign be installed at both of these locations listed above.

Motion:

To forward the above-listed change proposal of § 317-30 to a public hearing.

