



TOWN OF HUDSON

Board of Selectmen



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

BOARD OF SELECTMEN MEETING

April 26, 2022

Board of Selectmen Meeting Room, Town Hall

Agenda

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ATTENDANCE
4. PUBLIC INPUT
5. RECOGNITIONS, NOMINATIONS & APPOINTMENTS

A. Nominations

- 1) Municipal Utility Committee - (3 vacancies - 1 member term to expire 4/30/23, 1 member term to expire 4/30/24 and 1 member term to expire 4/30/25)

Dan O'Brien

B. Appointments

- 1) Sustainability Committee - (4 vacancies - 2 member term vacancies to expire 4/30/2025, 2 alternate member vacancies to expire 4/30/23 and 4/30/24)

Cory Boutin

- 2) Right to Know Committee - (appointment of the 5th member who was chosen by the RTK Committee)

Florence Nicolas

6. CONSENT ITEMS

A. Assessing Items

- 1) Elderly Exemption Re-qualifications: 4 Travers St. - map 175/ lot 144; 1 Sheraton Dr. - map 184/ lot 001; 40 Greeley St. - map 168/ lot 057; 12 Federal St. - map 165/ lot 063; 3 Chapin St. - map 190/ lot 110; 6 Woodridge Dr. - map 205/ lot 034; 45 Riviera Rd. - map 148/ lot 040/ sub 080; 6A Doveton Ln. - map 156/ lot 006/ sub 034; 11 Cheney Dr. - map 153/ lot 017; 95 Highland St. - map 167/ lot 066; 16 Sycamore St. - map 203/ lot 077; 3 Nevens St. - map 191/ lot 170; 16 Nevens St. - map 191/ lot 180; 148B Barretts Hill Rd. - map 160/ lot 094/ sub 002; 22 Winnhaven Dr. - map 197/ lot 088; 31 David Dr. - map 118/ lot 054; 6 Scottsdale Dr. - map 149/ lot 001/ sub 105
- 2) Elderly Exemptions: 19 Krystal Drive-map 168, lot 002, sub 025; 2 Tessier St.-map 191, lot 026; 1A Cricketfield Ln-map 156, lot 006, sub 001; 101Brody Ln.-map 184, lot 032, sub 046
- 3) Disabled Exemption Re-qualification: 1 Sheraton Dr.-map 184, lot 001
- 4) Veteran Tax Credits: 18 Hartson Cir.-map 163, lot 005; 18 Hartson Cir.-map 163, lot 005
- 5) Veteran Tax Credit: 19 Krystal Dr.-map 168, lot 002, sub 025
- 6) All Veterans Tax Credit: 9 Loop Rd.-map 178, lot 013, sub 008
- 7) Solar Exemptions: 16 Warren Rd.-map 201, lot 007, sub 014; 2A&B Julie Ln-map 117, lot 012
- 8) Charitable Exemption Application: 30 Richman Dr.-map 237, lot 57
- 9) Tax Deferral Application: map 145, lot 011, sub 002-12 Sullivan Rd.
- 10) Tax Deferral Application: 38B Barretts Hill Rd.-map 151, lot 005, sub 002
- 11) Gravel Tax Warrant: tax map 122, lot 2 & map 140, lot 1 & map 141, lot 1 & map 150, lot 13. 53 Old Derry Rd., 129 Greeley St.; 89 Greeley St., 85 Greeley St.
- 12) Certification of Yield Taxes Assessed/Timber Warrant: Standish Lane-map 195, lot 001, sub 003 to sub 014; map 187, lot 010, sub 001-sub 008
- 13) Residence in Industrial or Commercial Zones: map 198, lot 17-89 Lowell Road; map 198, lot 148-104 Lowell Road.; map 234, lot 31-281 Lowell Rd.; map 234, lot 42, 2 Davenport Rd.; map 251, lot 7-81 River Rd.

B. Water/Sewer Items

- 1) Sewer Abatement - S-UTL-22-13 Act# 5461
- 2) Sewer Abatement - S-UTL-22-14 Act# 4684

C. Licenses & Permits & Policies - none

D. Donations - none

E. Acceptance of Minutes
1) Minutes of April 12, 2022

F. Calendar

4/27	7:00	Planning Board - Buxton Meeting Room
4/28	7:00	Zoning Board of Adjustment - Buxton Meeting Room
5/04	7:00	Budget Committee - Buxton Meeting Room
5/09	7:00	Conservation Commission - Buxton Meeting Room
5/09	7:00	Cable Utility Committee - HCTV Meeting Room
5/10	7:00	Board of Selectmen - BOS Meeting Room

7. OLD BUSINESS

A. Votes taken after Nonpublic Session on April 12, 2022

- 1.) Selectman Morin made a motion, seconded by Selectman Guessferd to promote Doug Bosteels to the position of Information Technology (IT) Specialist within the IT Department, in accordance with the Hudson Police, Fire and Town Supervisors Association Contract, with a salary of \$88,469, (Step 3). This elevation in rank will be effective April 17, 2022. Carried 5-0.
- 2.) Selectman Gagnon made a motion. Seconded by Selectman McGrath to approve the posting of a full-time Information Technology (IT) Technician II as recommended by the IT Director. Carried 5-0.
- 3.) Selectman Gagnon made a motion, seconded by Selectman Guessferd to go back into nonpublic session under RSA 91-A: 3 II (a) The dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him 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. A roll call vote was taken. Carried 5-0.
- 4.) Motion to adjourn at 10:19 p.m. by Selectman Morin seconded by Selectman Guessferd. Carried 5-0.

8. **NEW BUSINESS**

- A. DPW - Replacement of 2004 Front End Loader - Lease Purchase
- B. Citizens Traffic Advisory Committee Discussion
- C. Conservation Commission - Kimball Hill Road Purchase
- D. Public Hearing - Water Utility Asset Management Grant Acceptance
- E. HPD - Locality Equipment Purchase Program Grant - Application Approval
- F. Moderator Electronic Poll Books
- G. Board of Selectmen Planning Board Member Appointment
- H. Candidate Information Flyer - Final Draft
- I. Serious Incident Reporting Policy - Discussion

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 (b) the hiring of any person as a public employee **(e)** Consideration or negotiation of pending claims or litigation which has been threatened in writing or filed by or against the public body or any subdivision thereof, or by or against any member thereof because of his or her membership in such public body, until the claim or litigation has been fully adjudicated or otherwise settled. Any application filed for tax abatement, pursuant to law, with any body or board shall not constitute a threatened or filed litigation against any public body for the purposes of this subparagraph.

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, May 5, 2022

Agenda 4/12/22
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MAR 18 2022

TOWN OF HUDSON
SELECTMEN'S OFFICE

5A



How may we help you?

Submission #58

[Print](#) [Resend e-mails](#)

[Previous submission](#)

[Next submission](#)

Submission information

Form: Board & Committee Application

Submitted by Visitor (not verified)

Thu, 03/17/2022 - 8:10pm

75.67.247.235

Date

Thu, 03/17/2022

First Name

Daniel

Last Name

O'Brien

Street Address

4 Hedgerow Dr

Home Phone

6039214607

Work Phone

6039214607

E-mail Address:

danielgobrien86@gmail.com

Education

Bachelor's degree

Occupation (or former occupation if retired)

Editor

Special Interests

Professional/Community Activities

Reference

Donna Staffier-Sommers

Reason for Applying

I am applying for a spot on the Municipal Utility Committee to give back to a town in which I have lived for nearly 25 years. It's a group that reportedly has had trouble filling seats even though it's a modest time commitment.

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

Member

Please select area of interest

Municipal Utility Committee

Areas of Expertise

Communications

Are you a Hudson, NH resident?

yes

[Previous submission](#) [Next submission](#)



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

Date: April 6, 2022

5B

Cory Boutin 1 Griffin Road
Name Street Address

603-897-9191
Home Phone Number Work Phone Number

Self-employed - Hardwood floor installations and resurfacing
Occupation (or former occupation, if retired)

Alvirne High School - Hiking, spending time in nature & MMA
Education/Special Interests

I volunteer my time with road cleanups in my neighborhood
Professional/Community Activities

Our communal impact on the world is a big concern of mine
Reason for applying

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

Area(s) of Expertise:

- | | |
|--|--|
| <input type="checkbox"/> Architecture/Construction | <input type="checkbox"/> Environmental Planning |
| <input type="checkbox"/> Information Technology | <input type="checkbox"/> Communications |
| <input type="checkbox"/> Finance | <input type="checkbox"/> Other <u>project management</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.


Signature of Applicant

Hudson Resident: Yes No

Cory@callthecleanerNH.com
e-mail address

Laffin, Jill

From: Malizia, Steve
Sent: Thursday, April 21, 2022 9:53 AM
To: Laffin, Jill
Subject: FW: RTK Committee

Please add to the agenda.

Thanks,

Steve

From: Jerry Bento <jbento@hudsonnh.gov>
Sent: Thursday, April 21, 2022 8:53 AM
To: Malizia, Steve <smalizia@hudsonnh.gov>
Cc: Gagnon, Brett <bgagnon@hudsonnh.gov>; John Dubuc <jdubuc@hudsonnh.gov>; Tessier, Joseph D <jtessier@hudsonnh.gov>
Subject: RTK Committee

Mr Malizia,

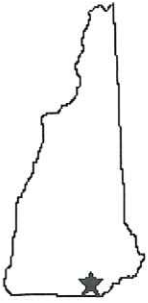
The Right to Know Committee met on 4/19/2022 and has recommended Florence *Nichols* as the 5th person on the Committee.

Please place this nomination on the agenda for the 4/26/2022 Selectboard meeting.

Please contact me with any questions.

I will be at the 4/26/2022 Selectboard meeting if any questions arise.

Thank you
Jerome Bento
Interim Chairperson, RTK Committee



TOWN OF HUDSON

Office of the Assessor

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SELECTMEN'S OFFICE



*Agenda
4/26/22*

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


www.hudsonnh.gov

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6A-1

TO: Board of Selectmen
Steve Malizia, Town Administrator

DATE: April 26, 2022

FROM: Jim Michaud, Chief Assessor 

RE: Elderly Exemption Re-qualifications

I recommend the Board of Selectmen sign the PA-29 form granting Elderly Exemptions to the property owners listed below. The residents have provided the proper documentation to show they qualify for this exemption.

- Ruth Ives – 4 Travers St. – map 175/ lot 144
- Kenneth and Tammy Juttner – 1 Sheraton Dr. – map 184/ lot 001
- Roger and Donna Bouthillier – 40 Greeley St. – map 168/ lot 057
- Phyllis Lackie – 12 Federal St. – map 165/ lot 063
- Robert Williamson Jr. – 3 Chapin St. – map 190/ lot 110
- William and Dorothy McFadden – 6 Woodridge Dr. – map 205/ lot 034
- David and Angela Pacheco – 45 Riviera Rd. – map 148/ lot 040/ sub 080
- Robert Carlin – 6A Doveton Ln. – map 156/ lot 006/ sub 034
- Marguerite Thibeuau – 11 Cheney Dr. – map 153/ lot 017
- Sandra Lancaster – 95 Highland St. – map 167/ lot 066
- Estelle Crowell – 16 Sycamore St. – map 203/ lot 077
- Eleanor and Robert Freeman – 3 Nevens St. – map 191/ lot 170
- Gayle Ford – 16 Nevens St. – map 191/ lot 180
- Jane Thomas – 148B Barretts Hill Rd. – map 160/ lot 094/ sub 002
- Donald Hastings – 22 Winnhaven Dr. – map 197/ lot 088
- Marlene McGilvary – 31 David Dr. – map 118/ lot 054
- Lois Hirtle – 6 Scottsdale Dr. – map 149/ lot 001/ sub 105
- Denise Bibeau – 37 Ferry St. – map 182/ lot 096
- Nancy Solomon – 48 Lexington Ct. – map 147/ lot 017/ sub 033
- Roberta Johnston – 12 Sullivan Rd. – map 145/ lot 011/ sub 002
- Linda Tremblay – 4 Bonnie Ln. – map 167/ lot 032
- Dorothy Boucher – 8 Nottingham St. – map 174/ lot 147

***MOTION: Motion to grant Elderly Exemptions to the property owners
referenced in the above request.***



TOWN OF HUDSON
Office of the Assessor

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

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6A-2

TO: Board of Selectmen
Steve Malizia, Town Administrator

DATE: April 26, 2022

FROM: Jim Michaud, Chief Assessor 

RE: Elderly Exemptions:

19 Krystal Dr. – map 168/ lot 002/ sub 025
2 Tessier St. – map 191/ lot 026
1A Cricketfield Ln. – map 156/ lot 006/ sub 001
101 Brody Ln. – map 184/ lot 032/ sub 046

I recommend the Board of Selectmen sign the PA-29 forms granting an Elderly Exemption to the property owners listed below. The residents have provided the proper documentation to show they qualify for this exemption.

David and Barbara Gagne - 19 Krystal Dr. – map 168/ lot 002/ sub 025
Helene Gosselin - 2 Tessier St. – map 191/ lot 026
Shirley Petrain - 1A Cricketfield Ln. – map 156/ lot 006/ sub 001
Barbara Kovalchek - 101 Brody Ln. – map 184/ lot 032/ sub 046

MOTION: Motion to grant Elderly Exemptions to the property owners referenced in the above request.



TOWN OF HUDSON

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

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6A-3

TO: Board of Selectmen
Steve Malizia, Town Administrator

DATE: April 26, 2022

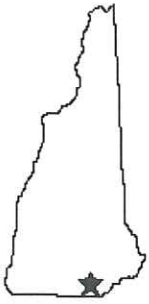
FROM: Jim Michaud, Chief Assessor *JM*

RE: Disabled Exemption Re-qualification:

I recommend the Board of Selectmen sign the PA-29 form granting a Disabled Exemption to the property owners listed below. The residents have provided the proper documentation to show they qualify for this exemption.

Tammy and Kenneth Juttner – 1 Sheraton Dr. – map 184/ lot 001

MOTION: Motion to grant a Disabled Exemption to the property owners referenced in the above request.



TOWN OF HUDSON

Office of the Assessor

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

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4-26-22

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6A-4

TO: Board of Selectmen
Steve Malizia, Town Administrator

DATE: April 26, 2022

FROM: Jim Michaud, Chief Assessor

RE: Veteran Tax Credits:

- 18 Hartson Cir. – map 163/ lot 005
- 18 Hartson Cir. – map 163/ lot 005

I recommend the Board of Selectmen sign the PA-29 forms granting a Veteran Tax Credit to the property owners listed below. The residents have provided a copy of their DD-214 verifying that they each qualify for the credit. They are a married couple and each entitled to a full Veteran Tax Credit.

- Jason Burket - 18 Hartson Cir. – map 163/ lot 005
- Deborah Macalalad - 18 Hartson Cir. – map 163/ lot 005

MOTION: Motion to grant Veteran Tax Credits to the property owners referenced in the above request.



TOWN OF HUDSON

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Jim Michaud
Chief Assessor, CAE
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
Agenda
4-20-22

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6A-5

TO: Board of Selectmen
Steve Malizia, Town Administrator

DATE: April 26, 2022

FROM: Jim Michaud, Chief Assessor 

RE: Veteran Tax Credit:

19 Krystal Dr. – map 168/ lot 002/ sub 025

I recommend the Board of Selectmen sign the PA-29 form granting a Veteran Tax Credit to the property owner listed below. The resident has provided a copy of their DD-214 verifying that they qualify for the credit.

Donald Gagne - 19 Krystal Dr. – map 168/ lot 002/ sub 025

MOTION: Motion to grant a Veteran Tax Credit to the property owner referenced in the above request.



TOWN OF HUDSON

Office of the Assessor

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

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Michaud
4-26-22

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6A-6

TO: Board of Selectmen
Steve Malizia, Town Administrator

DATE: April 26, 2022

FROM: Jim Michaud, Chief Assessor

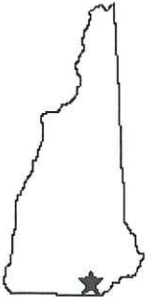
RE: All Veterans Tax Credit:

9 Loop Rd. – map 178/ lot 013/ sub 008

I recommend the Board of Selectmen sign the PA-29 form granting an All Veterans Tax Credit to the property owner listed below. The resident has provided a copy of their DD-214 verifying that they qualify for the credit.

Richard Larsson - 9 Loop Rd. – map 178/ lot 013/ sub 008

MOTION: Motion to grant an All Veterans Tax Credit to the property owner referenced in the above request.



TOWN OF HUDSON

Office of the Assessor

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

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4/26/22

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6A-7

TO: Board of Selectmen
Steve Malizia, Town Administrator

DATE: April 26, 2022

FROM: Jim Michaud, Chief Assessor *JM*

RE: Solar Exemptions:

16 Warren Rd. – map 201/ lot 007/ sub 014
2A&B Julie Ln. – map 117/ lot 012

I recommend the Board of Selectmen sign the PA-29 forms granting Solar Exemptions to the property owners listed below. The Assessing Department has verified that the property owners have solar panels.

Dayana Bonnet - 16 Warren Rd. – map 201/ lot 007/ sub 014
Jeff and Christine Beland - 2A&B Julie Ln. – map 117/ lot 012

MOTION: Motion to grant Solar Exemptions to the property owners referenced in the above request.



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4-26-22




6A-8

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MEMORANDUM

To: Board of Selectmen
Steve Malizia, Town Administrator

From: Jim Michaud, Chief Assessor 

Re: Charitable Exemption Application
30 Richman Drive -Map 237 Lot 57

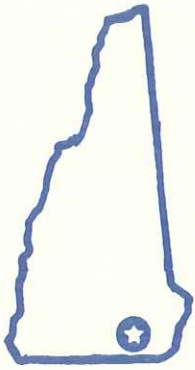
April 26, 2022

The Assessing Department recommends that the BOS Chairman sign the attached letter informing New England Forestry Foundation Inc. of the Board's (pending) decision to deny their request for a charitable exemption. According to our interpretation of RSA 72:23 V (the charitable exemption RSA) this property does not qualify to be exempt from property tax as it is not "used and occupied directly" by them. Further, their cited "charitable" criteria is that they "educate landowners and the general public about the benefits of sustainable forest management." While their mission is laudable in the aggregate, we are not of the opinion that this qualifies as a charitable function of the property, 44 +/- acres of vacant land in the current use program.

The property owners have been submitting their charitable exemption application for over 13 years now, and the BOS have denied them each time. The property has an assessment of \$3,722.00, as the entire parcel is enrolled in the Current Use (RSA 79-A) program, a property tax burden of \$64.17.

Motion:

To deny a 2022 charitable exemption for a property located at 30 Richman Drive, Map 237 Lot 57, owned by New England Forestry Foundation Inc., as recommended by the Chief Assessor.



TOWN OF HUDSON

Board of Selectmen

12 School Street Hudson, New Hampshire 03051 603/886-6024 FAX 603/598-6481



New England Forestry Foundation
P.O. Box 1346
Littleton, MA 01460

April 26, 2022

To Robert Perschel, Executive Director:

The Hudson, NH Board of Selectmen have voted to deny New England Forestry Foundation the charitable property tax exempt status for the 2022 property tax year for property located at 30 Richman Drive (Tax Map 237 Lot 57) as submitted under RSA 72:23 V. According to State Statute RSA 72:23 V, this property does not qualify to be exempt from property tax as it is not "used and occupied directly" by you. Further, the cited "charitable" criteria that the organization "educates landowners and the general public about the benefits of sustainable forest management", while laudable in the aggregate, we are not of the opinion that this qualifies as a charitable function of the property, 44 +/- acres of vacant land enrolled in the current use program.

Further appeal to the Board of Tax and Land Appeals is available to you if you disagree with this decision, by September 1, 2022.

Sincerely,

Kara Roy, Chairman
Hudson, NH Board of Selectmen



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4-26-22

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6A-9

TO: Steve Malizia, Town Administrator
Board of Selectmen

FROM: Jim Michaud, Chief Assessor *JM*

DATE: April 26, 2022

RE: Tax Deferral Application- map 145/ lot 011/ sub 002
12 Sullivan Road

Please grant and sign the attached Tax Deferral Application for the property owner listed below:

Roberta Johnston – 12 Sullivan Road - map 145/ lot 011/ sub 002

The Board of Selectmen has granted this deferral in previous years. The total of the respective tax liens on this property does not exceed 85% of the assessed value (per RSA 72:38a). There is no mortgage on this property so no further approval is required.

MOTION:

Motion to grant a Tax Deferral for the property owner referenced in the above request

PLEASE SIGN IN BLACK INK

TITLE V TAXATION

CHAPTER 72 PERSONS AND PROPERTY LIABLE TO TAXATION

Property Taxes

Section 72:38-a

72:38-a Tax Deferral for Elderly and Disabled. –

I. Any resident property owner may apply for a tax deferral if the person:

(a) Is either at least 65 years old or eligible under Title II or Title XVI of the federal Social Security Act for benefits for the disabled; and

(b) Has owned the homestead for at least 5 consecutive years if the person qualifies as an elderly applicant, or has owned the homestead for at least one year if the person qualifies as a disabled applicant; and

(c) Is living in the home.

The assessing officials may annually grant a person qualified under this paragraph a tax deferral for all or part of the taxes due, plus annual interest at 5 percent, if in their opinion the tax liability causes the taxpayer an undue hardship or possible loss of the property. The total of tax deferrals on a particular property shall not be more than 85 percent of its equity value. The total of tax deferrals shall be determined by the following formula:

Assessed Value = Equalized Assessed Value

Equalization Ratio

Equalized Assessed Value - Total of Priority Liens = Equity Value

Equity Value X .85 = Total Amount Which May be Deferred

At any time during the tax deferral process, the governing body may consider an abatement pursuant to RSA 76:16.

II. A tax deferral shall be subject to any prior liens on the property and shall be treated as such in any foreclosure proceeding.

II-a. No person shall be entitled to the deferral under this section unless the person has filed with the selectmen or assessors, by March 1 following the date of notice of tax under RSA 72:1-d, a permanent application therefor, signed under penalty of perjury, on a form approved and provided by the commissioner of revenue administration, showing that the applicant is the true and lawful owner of the property on which the deferral is claimed and that the applicant is duly qualified at the time of application. Any person who changes residence after filing such a permanent application shall file an amended permanent application on or before December 1 immediately following the change of residence. The filing of the permanent application shall be sufficient for said persons to receive a deferral on an annual basis so long as the applicant does not change residence; provided, however, that towns and cities may require an annual application for the tax deferral authorized for the elderly and disabled by this section. The form shall include the following and such other information deemed necessary by the commissioner:

(a) Instructions on completing and filing the form, including an explanation of the grounds for requesting a deferral.

(b) Sections for information concerning the applicant, the property for which the relief is sought, and other properties owned by the person applying.

(c) A section explaining the appeal procedure and stating the appeal deadline in the event the municipality denies the tax relief request in whole or in part.

(d) A place for the applicant's signature with a certification by the person applying that the application has a good faith basis and the facts in the application are true.

III. If the property is subject to a mortgage, the owner must have the mortgage holder's approval of the tax deferral. Such approval does not grant the town a preferential lien.

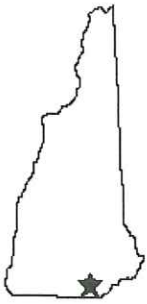
IV. When the owner of a property subject to a tax deferral dies, the heirs, heirs-at-law, assignee, or devisee shall have first priority to redeem the estate by paying in full the deferred taxes plus any interest due. If the heirs, heirs-at-law, assignees, or devisees do not redeem the property within 9 months of the date of death of the property owner, the municipality may commit the accrued amount of the deferral to the collector of taxes with a warrant signed by the assessing officials requiring him or her to collect it; and the collector of taxes shall have the same rights and remedies in relation thereto as provided in RSA 76:13 and RSA 80. Prior to holding a tax sale or executing a priority tax lien under RSA 80:59, the collector shall, at least 30 days prior to such tax sale or tax lien execution, send notice by certified or registered mail, to the last known post office address of the current owner, if known, or to the last known address of the deceased taxpayer, and to all mortgagees from whom permission has been sought pursuant to paragraph III of this section. Any person with a legal interest in the property may redeem it, either prior to the tax sale or tax lien execution, or subsequently as set forth in RSA 80:32 or RSA 80:69.

IV-a. When the owner of a property subject to a tax deferral sells or otherwise conveys the property, the owner or grantee shall pay in full the deferred taxes plus any interest due and the municipality shall provide recorded written release or satisfaction of the notice of tax deferral. If the owner or grantee, who shall be deemed to have notice of and shall take title to the property subject to the notice of tax deferral, does not pay the accrued amount on the property within 9 months of the date of sale or conveyance of the property, the municipality may commit the accrued amount of the deferral to the collector of taxes with a warrant signed by the assessing officials requiring him or her to collect it; and the collector of taxes shall have the same rights and remedies in relation thereto as provided in RSA 76:13 and RSA 80. Prior to holding a tax sale or executing a priority tax lien under RSA 80:59, the collector shall, at least 30 days prior to such tax sale or tax lien execution, send notice by certified or registered mail, to the last known post office address of the current owner, if known, or to the last known address of the taxpayer who received the deferral, and to all mortgagees from whom permission has been sought pursuant to paragraph III of this section. Any person with a legal interest in the property may redeem it, either prior to the tax sale or tax lien execution, or subsequently as set forth in RSA 80:32 or RSA 80:69.

V. The assessing officials shall file notice of each tax deferral granted, within 30 days, with the registry of deeds of the county in which the property is located to perfect it.

VI. When a taxpayer appeals the denial of a deferral application to the superior court or board of tax and land appeals, the court or board may reverse or affirm, wholly or partly, or may modify the decision brought up for review when there is an error of law or when the court or board is persuaded by the balance of probabilities, on the evidence before it, that said decision is unreasonable.

Source. 1973, 452:1. 1975, 214:1. 1977, 54:1; 591:1-3. 1981, 374:1. 1983, 155:3. 1994, 390:1. 1995, 265:7. 1997, 37:1. 2003, 299:12, eff. April 1, 2003; 299:13, eff. April 1, 2005. 2013, 141:1, eff. Jan. 1, 2014.



TOWN OF HUDSON

Office of the Assessor

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

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APR 21 2022


TOWN OF HUDSON
SELECTMEN'S OFFICE
www.hudsonnh.gov



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

6A-10

TO: Steve Malizia, Town Administrator
Board of Selectmen

FROM: Jim Michaud, Chief Assessor 

DATE: April 26, 2022

RE: Tax Deferral Application:
38B Barretts Hill Rd. - map 151/ lot 005/ sub 002

Please grant and sign the attached Tax Deferral Application for the property owner listed below:

Adrienne Monestere – 38B Barretts Hill Rd. - map 151/ lot 005/ sub 002

The total of the respective tax liens on this property does not exceed 85% of the assessed value (per RSA 72:38a). There is no mortgage on this property so no further approval is required.

MOTION:

Motion to grant a Tax Deferral for the property owner referenced in the above request

PLEASE SIGN IN BLACK INK



TOWN OF HUDSON

Office of the Assessor

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

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APR 21 2022

TOWN OF HUDSON
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6A-11

TO: Board of Selectmen
Steve Malizia, Town Administrator

DATE: April 26, 2022

FROM: Jim Michaud, Chief Assessor 

RE: Gravel Tax Warrants:

Tax Map 122 Lot 2 & Map 140 Lot 1 & Map 141 Lot 1 & Map 150 Lot 13
53 Old Derry Road, 129 Greeley Street, 89 Greeley Street, 85 Greeley Street

I recommend the Board sign the attached Gravel Tax Warrants:

Brox Industries, Inc.
Stephen M. Brox
1471 Methuen St
Dracut, MA 01826

Nash Family Investment Properties
Q Peter Nash
91 Amherst Street
Nashua, NH 03064

ORIGINAL WARRANT

GRAVEL TAX LEVY

TAX YEAR: APRIL 1, 2021 - MARCH 31, 2022

THE STATE OF NEW HAMPSHIRE

HILLSBOROUGH, NH

TO: ROGER ORDWAY, JR, Collector of Taxes for TOWN OF HUDSON, NH , 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 Gravel Taxes set against their name(s), amounting in all to the sum of : **\$7,655.58** , with interest at eighteen (18%) percent per annum from the due date and on all sums not paid on or before that day.

Given under our hands and seal at TOWN OF HUDSON, NH

Kara Roy, Chairperson

Robert Guessferd, Vice-Chairman

David S. Morin

Marilyn E. McGrath

Brett Gagnon

DATE: April 26, 2022

NAME & ADDRESS	MAP & LOT	OPERATION #	GRAVEL TAX DUE
BROX INDUSTRIES INC STEPHEN M BROX 1471 DRACUT STREET DRACUT, MA 01826	140-001-000	21-229-01-E	\$5,685.00
BROX INDUSTRIES INC STEPHEN M BROX 1471 DRACUT STREET DRACUT, MA 01826	141-001-000	21-229-02-E	\$450.94
BROX INDUSTRIES INC STEPHEN M BROX 1471 DRACUT STREET DRACUT, MA 01826	150-013-000	21-229-03-E	\$1,461.12
NASH FAMILY INVESTMENT PROPERTIES Q PETER NASH 91 AMHERST ST NASHUA, NH 03064	122-002-000	21-229-04-E	\$58.52

DATE DUE: May 26, 2022

TOTAL DUE: \$7,655.58

TOWN OF HUDSON, NH
 OFFICE OF THE TAX COLLECTOR
 12 SCHOOL STREET
 HUDSON, NH 03051
 (603) 886-6003

April 26, 2022

BROX INDUSTRIES INC
 STEPHEN M BROX
 1471 DRACUT STREET
 DRACUT, MA 01826

EXCAVATION TAX ASSESSMENT PER RSA 72-B

TAX YEAR: APRIL 1, 2021 - MARCH 31, 2022

PARCEL DATA	EARTH TYPE	CUBIC YARDS EXCAVATED	TAX PER CUBIC YARD	TAX DUE
PARCEL I.D./ TAX MAP NUMBER:	GRAVEL		\$0.02	\$0.00
140-001-000				
OPERATION NUMBER:	SAND		\$0.02	\$0.00
21-229-01-E				
ACCOUNT NUMBER:	LOAM		\$0.02	\$0.00
#3079				
SERIAL NUMBER:	STONE PRODUCTS	273,240	\$0.02	\$5,464.80
#				
	OTHER	11,010	\$0.02	\$220.20
	TOTAL EARTH:	284250	TOTAL TAX:	\$5,685.00

Per RSA 72-B:4 - Interest as provided in RSA 72-B:6 shall be charged 30 days after the bills are mailed.

*** 18% APR INTEREST WILL BE CHARGED AFTER **May 26, 2022** ON UNPAID TAXES ***

APPEAL: Pursuant to RSA 72-B:13, an owner may, within 90 days of notice of the tax, appeal to the assessing officials in writing for an abatement from the original assessment, but no owner shall be entitled to an abatement unless he has complied with the provisions of RSA 72-B:8, RSA 72-B:8-a and RSA 72-B:9.

TAX OFFICE HOURS: Monday - Friday 8-4:30

TOWN OF HUDSON, NH
 OFFICE OF THE TAX COLLECTOR
 12 SCHOOL STREET
 HUDSON, NH 03051
 (603) 886-6003

April 26, 2022

BROX INDUSTRIES INC
 STEPHEN M BROX
 1471 DRACUT STREET
 DRACUT, MA 01826

EXCAVATION TAX ASSESSMENT PER RSA 72-B

TAX YEAR: APRIL 1, 2021 - MARCH 31, 2022

PARCEL DATA	EARTH TYPE	CUBIC YARDS EXCAVATED	TAX PER CUBIC YARD	TAX DUE
PARCEL I.D./ TAX MAP NUMBER:	GRAVEL		\$0.02	\$0.00
141-001-000				
OPERATION NUMBER:	SAND		\$0.02	\$0.00
21-229-02-E				
ACCOUNT NUMBER:	LOAM		\$0.02	\$0.00
#3075				
SERIAL NUMBER:	STONE PRODUCTS	22,547	\$0.02	\$450.94
#				
	OTHER		\$0.02	\$0.00
	TOTAL EARTH:	22547	TOTAL TAX:	\$450.94

Per RSA 72-B:4 - Interest as provided in RSA 72-B:6 shall be charged 30 days after the bills are mailed.

* * * 18% APR INTEREST WILL BE CHARGED AFTER **May 26, 2022** ON UNPAID TAXES * * *

APPEAL: Pursuant to RSA 72-B:13, an owner may, within 90 days of notice of the tax, appeal to the assessing officials in writing for an abatement from the original assessment, but no owner shall be entitled to an abatement unless he has complied with the provisions of RSA 72-B:8, RSA 72-B:8-a and RSA 72-B:9.

TAX OFFICE HOURS: Monday - Friday 8-4:30

TOWN OF HUDSON, NH
OFFICE OF THE TAX COLLECTOR
12 SCHOOL STREET
HUDSON, NH 03051
(603) 886-6003

April 26, 2022

BROX INDUSTRIES INC
STEPHEN M BROX
1471 DRACUT STREET
DRACUT, MA 01826

EXCAVATION TAX ASSESSMENT PER RSA 72-B

TAX YEAR: APRIL 1, 2021 - MARCH 31, 2022

PARCEL DATA	EARTH TYPE	CUBIC YARDS EXCAVATED	TAX PER CUBIC YARD	TAX DUE
PARCEL I.D./ TAX MAP NUMBER:	GRAVEL		\$0.02	\$0.00
150-013-000				
OPERATION NUMBER:	SAND		\$0.02	\$0.00
21-229-03-E				
ACCOUNT NUMBER:	LOAM	1,035	\$0.02	\$20.70
#3074				
SERIAL NUMBER:	STONE PRODUCTS	65,001	\$0.02	\$1,300.02
#				
	OTHER	7,020	\$0.02	\$140.40
	TOTAL EARTH:	73056	TOTAL TAX:	\$1,461.12

Per RSA 72-B:4 - Interest as provided in RSA 72-B:6 shall be charged 30 days after the bills are mailed.

*** 18% APR INTEREST WILL BE CHARGED AFTER **May 26, 2022** ON UNPAID TAXES ***

APPEAL: Pursuant to RSA 72-B:13, an owner may, within 90 days of notice of the tax, appeal to the assessing officials in writing for an abatement from the original assessment, but no owner shall be entitled to an abatement unless he has complied with the provisions of RSA 72-B:8, RSA 72-B:8-a and RSA 72-B:9.

TAX OFFICE HOURS: Monday - Friday 8-4:30

TOWN OF HUDSON, NH
OFFICE OF THE TAX COLLECTOR
12 SCHOOL STREET
HUDSON, NH 03051
(603) 886-6003

April 26, 2022

NASH FAMILY INVESTMENT PROPERTIES
Q PETER NASH
91 AMHERST ST
NASHUA, NH 03064

EXCAVATION TAX ASSESSMENT PER RSA 72-B

TAX YEAR: APRIL 1, 2021 - MARCH 31, 2022

PARCEL DATA	EARTH TYPE	CUBIC YARDS EXCAVATED	TAX PER CUBIC YARD	TAX DUE
PARCEL I.D./ TAX MAP NUMBER:	GRAVEL	972	\$0.02	\$19.44
122-002-000				
OPERATION NUMBER:	SAND		\$0.02	\$0.00
21-229-04-E				
ACCOUNT NUMBER:	LOAM	270	\$0.02	\$5.40
#6259				
SERIAL NUMBER:	STONE PRODUCTS		\$0.02	\$0.00
#				
	OTHER	1684	\$0.02	\$33.68
	TOTAL EARTH:	2926	TOTAL TAX:	\$58.52

Per RSA 72-B:4 - Interest as provided in RSA 72-B:6 shall be charged 30 days after the bills are mailed.

*** 18% APR INTEREST WILL BE CHARGED AFTER May 26, 2022 ON UNPAID TAXES ***

APPEAL: Pursuant to RSA 72-B:13, an owner may, within 90 days of notice of the tax, appeal to the assessing officials in writing for an abatement from the original assessment, but no owner shall be entitled to an abatement unless he has complied with the provisions of RSA 72-B:8, RSA 72-B:8-a and RSA 72-B:9.

TAX OFFICE HOURS: Monday - Friday 8-4:30



TOWN OF HUDSON

Office of the Assessor

Jim Michaud
Chief Assessor, CAE

email: jmichaud@hudsonnh.gov

www.hudsonnh.gov

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

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APR 21 2022

TOWN OF HUDSON
SELECTMEN'S OFFICE



*Agenda
4-26-22*

6A-12

TO: Board of Selectmen
Steve Malizia, Town Administrator

DATE: April 26, 2022

FROM: Jim Michaud, Chief Assessor *JM*

RE: Certification of Yield Taxes Assessed/Timber Warrant:

Standish Lane – map 195/ lot 001/ sub 003 to sub 014
map 187/ lot 010/ sub 001 to sub 008

I recommend the Board of Selectmen sign the following attached Certifications of Yield Taxes Assessed and Timber Tax Warrant for:

Eagles Nest Estates, LLC.
145 Standish Lane
Hudson, NH 03051

CERTIFICATION OF YIELD TAXES ASSESSED
INTENT FILED DURING TAX YEAR: April 1, 2021 to March 31, 2022

TOWN / CITY OF: HUDSON
 COUNTY OF: HILLSBOROUGH COUNTY
 CERTIFICATION DATE: April 26, 2022

Kara Roy, Chairperson

Robert Guessferd, Vice-Chairman

David S. Morin

Marilyn E. McGrath

Brett Gagnon

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

# 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 CHRIS DECAROLIS 145 STANDISH LN HUDSON, NH 03051	WHITE PINE	10.450			\$181.25	\$1,894.06	\$189.41	
	HEMLOCK	0.000			\$15.00	\$0.00	\$0.00	
	RED PINE	0.000			\$10.00	\$0.00	\$0.00	TOTAL TAX
ACCOUNT OR SERIAL #: 11790 to 11801, 11803 to 11810	SPRUCE & FIR	0.000			\$40.00	\$0.00	\$0.00	DUE ON THIS
	HARD MAPLE	0.000			\$120.00	\$0.00	\$0.00	OPERATION
# 2 BY WHICH LOT WAS DESIGNATED IN NOTICE OF INTENT MAP & LOT NUMBER 195 Lot 1-3 to 1-14, Map 187 Lot 10-1 to	WHITE BIRCH	0.000			\$30.00	\$0.00	\$0.00	(TOTAL OF
	YELLOW BIRCH	0.000			\$50.00	\$0.00	\$0.00	COL. # 9)
	OAK	0.000			\$180.00	\$0.00	\$0.00	
	ASH	0.000			\$75.00	\$0.00	\$0.00	
	SOFT MAPLE	0.000			\$50.00	\$0.00	\$0.00	
	BEECH/PALLET/TIE LOGS	0.000			\$20.00	\$0.00	\$0.00	
	OTHERS :	0.000			\$0.00	\$0.00	\$0.00	
	OTHERS :	0.000			\$0.00	\$0.00	\$0.00	
					TONS	CORDS		\$290.12
# 3 OPERATION NUMBER 21-229-007-T	SPRUCE & FIR		0.00		\$ -	\$0.00	\$0.00	
	HARDWOOD & ASPEN		0.00		\$ -	\$0.00	\$0.00	
	PINE		0.00		\$ -	\$0.00	\$0.00	
	HEMLOCK		0.00		\$ -	\$0.00	\$0.00	
	BIOMASS CHIPS		756.60		\$ 0.85	\$643.11	\$64.31	
	HIGH GRADE SPRUCE		0.00		\$ -	\$0.00	\$0.00	
	CORDWOOD			20.00	\$ 18.20	\$364.00	\$36.40	
						\$2,901.17	\$290.12	

**ORIGINAL WARRANT
YIELD TAX LEVY**
April 26, 2022
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 : **\$290.12**, 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

Kara Roy, Chairperson

Robert Guessferd, Vice-Chairman

David S. Morin

Marilyn E. McGrath

Brett Gagnon

DATE SIGNED: April 26, 2022

NAME & ADDRESS	MAP & LOT	OPERATION #	YIELD TAX DUE
EAGLES NEST ESTATES LLC CHRIS DECAROLIS 145 STANDISH LN HUDSON, NH 03051	lot 1-3 to 1-14, Map 187 Lot 1	21-229-007-T	\$290.12

TAX DUE DATE: May 26, 2022 TOTAL YIELDTAX: \$290.12

TIMBER CUT FOR INTENTS FILED DURING: April 1, 2021 to March 31, 2022

TOWN OF HUDSON

12 School Street

Hudson, NH 03051

603-886-6003

EAGLES NEST ESTATES LLC
CHRIS DECAROLIS
145 STANDISH LN
HUDSON, NH 03051

YIELD TAX ON TIMBER CUT

TAX ACCOUNT & SERIAL I.D. NUMBER: 11790 to 11801, 11803 to 11810
TAX MAP & LOT NUMBER: Map 195 Lot 1-3 to 1-14, Map 187 Lot 10-1 to 10-8
YIELD TAX OPERATION NUMBER: 21-229-007-T
DATE OF YIELD TAX BILL: 4/26/2022
AMOUNT COMMITTED TO ME
FOR COLLECTION PER RSA 79: **\$290.12**

***** 18% APR INTEREST WILL BE CHARGED AFTER 5/26/2022 ON UNPAID TAXES *****

APPEAL: an owner may, within 90 days of notice of the tax, appeal to the assessing officials in writing for an abatement from the original assessment, but no owner shall be entitled to an abatement unless he has complied with the provisions of RSA 79:10 and 11. (RSA 79:8)

TAX OFFICE HOURS: MONDAY-FRIDAY 8 AM - 4:30 PM

Sincerely,

Roger Ordway, Jr.
Tax Collector

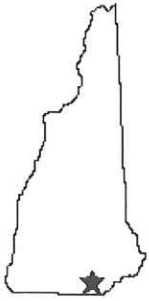
TOWN: HUDSON
 COUNTY: HILLSBOROUGH COUNTY
 OWNER: EAGLES NEST ESTATES LLC
 OWNER: CHRIS DECAROLIS
 ADDRESS: 145 STANDISH LN
 ADDRESS: HUDSON, NH 03051

INTENT FILED DURING TAX YEAR: April 1, 2021 to March 31, 2022

ACCOUNT & SERIAL #: 11790 to 11801, 11803-11810
 MAP & LOT #: 195-1-3to1-14, 187-10-1to10-8
 OPERATION #: 21-229-007-T
 DATE OF BILLING: April 26, 2022

SPECIES	LOW MBF	HIGH MBF			RANGE DIFFERENCE	RATING %	STUMPAGE VALUE *	# BOARD FEET IN THOUSANDS			
WHITE PINE	\$75.00	\$200.00			\$125.00	0.85	\$ 181.25	10.450			
HEMLOCK	\$15.00	\$75.00			\$60.00	0.00	\$ 15.00	0.000			
RED PINE	\$10.00	\$60.00			\$50.00	0.00	\$ 10.00	0.000			
SPRUCE & FIR	\$40.00	\$160.00			\$120.00	0.00	\$ 40.00	0.000			
HARD MAPLE	\$120.00	\$400.00			\$280.00	0.00	\$ 120.00	0.000			
WHITE BIRCH	\$30.00	\$100.00			\$70.00	0.00	\$ 30.00	0.000			
YELLOW BIRCH	\$50.00	\$250.00			\$200.00	0.00	\$ 50.00	0.000			
OAK	\$180.00	\$350.00			\$170.00	0.00	\$ 180.00	0.000			
ASH	\$75.00	\$250.00			\$175.00	0.00	\$ 75.00	0.000			
SOFT MAPLE	\$50.00	\$175.00			\$125.00	0.00	\$ 50.00	0.000			
BEECH/PALLET/TIE LOGS	\$20.00	\$85.00			\$65.00	0.00	\$ 20.00	0.000			
OTHERS:	\$0.00	\$0.00			\$0.00	0.00	\$ -	0.000			
OTHERS:	\$0.00	\$0.00			\$0.00	0.00	\$ -	0.000			
TONS & CORDS	TONS LOW	TONS HIGH	CORDS LOW	CORDS HIGH	TONS	CORDS	RATING %	STUMPAGE VALUE TONS *	STUMPAGE VALUE CORDS *	#TONS	#CORDS
SPRUCE & FIR	\$0.00	\$1.00			\$1.00		0.00	\$ -		0.000	
HARDWOOD & ASPEN		\$5.00			\$5.00			\$ -		0.000	
PINE	\$0.00	\$1.00			\$1.00		0.00	\$ -		0.000	
HEMLOCK	\$0.00	\$5.00			\$5.00		0.00	\$ -		0.000	
BIOMASS CHIPS	\$0.00	\$1.00			\$1.00		0.85	\$ 0.85		756.600	
HIGH GRADE SPRUCE					\$0.00		0.00	\$ -		0.000	
CORD WOOD/FUELWOOD			\$8.00	\$20.00		\$12.00	0.85		\$ 18.20		20.000

* STUMPAGE VALUE = % RATING X RANGE DIFFERENCE + LOW RANGE VALUE



TOWN OF HUDSON

Office of the Assessor

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

RECEIVED
APR 21 2022
TOWN OF HUDSON
SELECTMEN'S OFFICE

Agenda
4-26-22




6A-13

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

TO: Board of Selectmen
Steve Malizia, Town Administrator

April 26, 2022

FROM: Jim Michaud, Chief Assessor 

RE: Residence in Industrial or Commercial Zones
RSA 75:10 & RSA 75:11 (attached)
Request for Approvals –
Map 198 Lot 17 – 89 Lowell Rd;
Map 198 Lot 148 – 104 Lowell Rd;
Map 234 Lot 31 – 281 Lowell Rd;
Map 234 Lot 42 – 2 Davenport Rd.
Map 234 Lot 32 – 4 Davenport Rd.
Map 251 Lot 7 – 81 River Rd.

The Assessing Department has received applications (renewals) from residents/owners, whose properties are located within commercial/industrial zone classifications, to have their single family residential properties appraised at residential value levels, as opposed to their properties highest and best use's at commercial/industrial values. The applicable state law states that a property can be assessed on a residential use basis, in spite of it having a different land value because of its commercial/industrial zoning classification. The intent of the law is to forestall residential property owners from being forced to sell their homes because a zoning classification has resulted in their land having a different (higher) market value under a commercial/industrial zone classification. The actual forms for the BOS to sign have also been attached to this memo. The property has to be used residentially, and the property owner has to reside on site, all of the applicants meet the statutory requirements for approval.

Motion: To approve the granting of a Residence in a Commercial/Industrial zone tax assessment classification for the properties located at; Map 198 Lot 17, 89 Lowell Road; Map 198 Lot 148 , 104 Lowell Rd.; Map 234 Lot 31, 281 Lowell Rd; Map 234 Lot 42, 2 Davenport Road; Map 234 Lot 32, 4 Davenport Road; and Map 251 Lot 7, 81 River Rd; as recommended by the Chief Assessor.

Agade 4-26-22

Ref. No. 22-05

TOWN OF HUDSON

Sewer Utility Department

12 School Street Hudson, New Hampshire 03051 (603-886-6029)



RECEIVED
APR 20 2022



April 20, 2022

IN ACCORDANCE WITH ORDINANCE 092-13, the Municipal Utility Committee recommends to the Board of Selectmen that the following application(s) for abatement(s) of sewer utility charges be **APPROVED**:

S-UTL-22-13 (02/05/22) Rousseau, 5 Kay Court m/l 140/028 Acct. #5461

The applicant requests abatement of sewer charges on the basis of late filing of an auxiliary meter card used to record outside water use. Request abatement of \$25.00 (21 x 1.1905). The request was received within 30 days of the 1/19/2022 billing.

Motion made by Dawn Lavacchia; second by Bill Abbott "to recommend the Board of Selectmen approve abatement S-UTL-22-13 in the amount of \$25.00 for the reason given." Motion carried.

S-UTL-22-14 (2/14/22) Town/MDP Realty 8 Industrial Dr. m/l 161/041 Acct. #4684

A 2" water meter was replaced with a 5/8" meter on 8/3/21. Sewer Utility was unaware and continued to bill for the 2" meter through 12/31/21. Request abatement of \$163.43 (8/3 - 9/30/21 \$63.80 + 10/1-12/31/21 \$99.63).

Motion made by Bill Abbott; second by Dawn Lavacchia "to recommend the Board of Selectmen approve abatement S-UTL-22-14 in the amount of \$163.43 for the reason given." Motion carried.

APPROVED:

Date _____

Town of Hudson Board of Selectmen

HUDSON, NH BOARD OF SELECTMEN

Minutes of the April 12, 2022 Meeting

1. CALL TO ORDER - by Chairperson Roy the meeting of April 12, 2022 at 7:00 p.m. in the Selectmen Meeting Room at Town Hall
2. PLEDGE OF ALLEGIANCE led by Police Captain David Bianchi
3. ATTENDANCE

Board of Selectmen: Brett Gagnon, Bob Guessferd, Marilyn McGrath, David Morin, Kara Roy,

Staff/Others: Steve Malizia, Town Administrator; Tad Dionne, Police Chief; Dave Bianchi, Police Captain; Mike Davis, Police Captain Elvis Dhima, Town Engineer; Rob Buxton, Fire Chief; John Beike, IT Director; Gary Gasdia, School Board Chairman; Jill Laffin, Executive Assistant

4. PUBLIC INPUT

Chairperson Roy asked does anyone wish to address the Board on any issue which the Board has control of at this time? There was no one present for public input.

5. COMMENTS BY THE CHAIRPERSON

Chairperson Roy said I however would like to take a minute and make some comments I guess for the upcoming year. Just sort of some opening comments. I wanted to thank all the people who have previously provided public input and I encourage people to continue to do so. It's so important that this body hear from our citizens. Um and not only provide input to us but to all of the boards, committees and commissions.

I want to thank all the volunteers both those currently serving and new volunteers and past volunteers. Please keep stepping up. Your community needs you. Volunteers are vital to the operation of the Town. Our successes are a direct reflection of the work products of citizens' involvement and professional full time staff. And again, I would like to thank the community for reelecting me and for the Board for their confidence in me to act as their chairperson. I'm so proud of this community. We are outspoken and resilient. We have gone through some of the most tumultuous and contentious time in recent memory. We together, managed the pandemic, the largest industrial commercial project in the history of Hudson was heard by the Planning Board. A project that again, is influx with withdrawal of Amazon from the project. We had a very exciting election season that resulted in voter participation increase of 12.2% from March of 2021.

Now we must move forward. We must learn to work collaboratively with all the boards, committees and commissions so that we can develop a vision of the Town the citizens want. And we must ensure compliance with all applicable rules, regulations, ordinances and statutes. We must have respect for this forum. All of us are here because the voters put us here. We must, despite any differences, work together. We must treat each other with respect and respect the fact that we each have an equal voice. We should all know we are here essentially for the same reason. To leave our community a better place for our citizens. I look forward to working with the Board of Selectmen, all the committees, commissions and boards and the citizens in the next three years. So thank you.

6. RECOGNITIONS, NOMINATIONS & APPOINTMENTS

A. Nomination Interviews

Chairperson Roy informed the Board that Mr. O'Brien, who was on the agenda it interview to serve on the Municipal Utility Committee is unable to attend tonight and will join us at a future meeting.

Sustainability Committee - (5 vacancies -3 member terms to expire 4/30/2025,
2 alternate member terms to expire 4/30/23 and 4/30/24)

Chairperson Roy invited Hudson resident Corey Boutin forward and asked him to tell the Board about himself. Mr. Boutin said my name is Corey Boutin. Business owner in Hudson for years. I used to own Mike's Pie and Benson's Bakery. Pretty much all I do is start businesses and run business. I have three kids. I'm a busy guy. But the reason I want to join the Committee is the trash on the side of the road is driving me absolutely insane. I pick it up once or twice a year on my stretch of road at least and I just want to collaborate with other like-minded people to see what we can do going forward to try and mitigate that or drum up some volunteers to do some similar activities in the community. That's my main priority for now.

Selectman Gagnon was recognized and said thank you Madame Chair. And Corey you and I have talked before. We've been in touch for probably two years now due to your clean-up efforts. So I want to thank you again for what you've done. You've done it two, three years in a row now. And you don't just do one bag. You're putting out 10, 12 bags on your street. So very impressive. So I'm absolutely in support of your efforts to join this committee.

Chairperson Roy then said seeing no further questions, what we typically do is interview this meeting and vote on it our next meeting. You do no need to show up. Ms. Laffin will let you know.

B. Appointments

1. Conservation Commission - (1 alternate member term to expire 12/31/23)

Linda Krisciunas

Selectman Morin informed the Board that Ms. Krisciunas attended the last Conservation Commission and the Commission site walk last weekend. Selectman Morin made a motion, seconded by Selectman McGrath to appoint Linda Krisciunas as an alternate member of the Conservation Commission with a term to expire 12/31/23. Carried 5-0.

2) Recreation Committee - (4 vacancies - 1 member term to expire 4/30/24, two member terms to expire 4/30/25, 1 alternate term to expire 4/30/25)

a. Cindy Holton (incumbent alternate member)

Selectman Guessferd made a motion, seconded by Selectman Gagnon to appoint Cindy Holton as a member of the Recreation Committee with a term to expire 4/30/25. Carried 5-0.

b. Thomas Barrett (incumbent member)

Selectman Guessferd made a motion, seconded by Selectman Gagnon to appoint Thomas Barrett as a member of the Recreation Committee with a term to expire 4/30/25. Carried 5-0.

3) Building Board of Appeals - (1 member vacancy to expire 4/30/25)

Tim Malley (incumbent member)

Selectman McGrath made a motion, seconded by Selectman Morin to appoint Tim Malley as a member of the Building Board of Appeals with a term to expire 4/30/25. Carried 5-0.

4) Municipal Utility Committee - (3 member vacancies to expire 4/30/23, 4/30/24 and 4/30/25)

William Abbott (incumbent member)

Selectman Gagnon made a motion, seconded by Selectman McGrath to appoint William Abbot as a member of the Municipal Utility Committee with a term to expire 4/30/25. Carried 5-0.

5) Sustainability Committee - (5 vacancies - 3 member term vacancies to expire 4/30/2025, 2 alternate member vacancies to expire 4/30/23 and 4/30/24)

Kate Messner (incumbent member)

Selectman Gagnon made a motion, seconded by Selectman Guessferd to appoint Kate Messner as a member of the Sustainability Committee with a term to expire 4/30/25. Carried 5-0.

7. CONSENT ITEMS

Chairperson Roy asked does any member of the Board wish to remove any item for separate consent. Selectman Gagnon was recognized and said Madame Chair, I did have some questions on item 9, Current Use Liens but I don't believe there's anyone here from Town Hall that might be able to answer my question. The Town Administrator then said unless it's a real basic question. I'm not the Assessor, but. Selectman Gagnon said if you'd entertain. I did look through some of those and there were some adjustments based on either blasting to the properties or fill to the properties. So the tax, or the current use tax, was actually adjusted based on that. Is that normal practice for us? The Town Administrator replied saying you're trying to get to the market type of value so some lots are more valuable than others depending on the topography, what you've had to do to it, the desirability of it. So there can be those type of adjustments in the same development with different lots. So it's not uncommon and this is particularly been a challenging development. Selectman Gagnon then said understood. So it is normal practice to adjust the current use tax amount, which is 10% of the...The Town Administrator said you take it off the valuation of the property. So the Assessor is looking at all the property and then from there it's a 10% tax on whatever the valuation. So you start with the valuation and basically what's his best belief of the market value of that lot. They could be different. Some have more desirability depending on the location. Some have topography like you noted. Rocks, blasting. There's cost that goes into those to make them buildable. Selectman Gagnon replied, understood. I was just curious. I think I'll pass at taking it off consent agenda. I was just curious where the authority was to make those adjustments. If it was a state defined calculation or not. The Town Administrator then said it is not a state defined calculation. It's basically the Assessor's best judgement based on market conditions. Selectman Gagnon replied, got it, thank you sir. In that case, Madame Chair I will not move it off at this time.

Selectman Guessferd made a motion, seconded by Selectman Morin to approve consent items A, B, D, and F. Carried 5-0.

A. Assessing Items

1) Disabled Exemption Re-qualifications: 125 Belknap Rd. map 184/ lot 029; 281 Lowell Rd. - map 234/ lot 031; 11 Village Ln. - map 175/ lot 034/ sub 013; 26 Mobile Dr. - map 178/ lot 013/ sub 104

2) Elderly Exemption Re-qualifications: 96 Highland St. - map 167/ lot 012; 49 Lexington Ct. - map 147/ lot 017/ sub 001; 62 Rangers Dr. - map 160/ lot 021; 4 Lexington Ct. - map 147/ lot 017/ sub 024; 16 Boulder Dr. - map 124/ lot 075; 23A Quail Run Dr. - map 216/ lot 018/ sub 064; 3 Hunter Ln. - map 217/ lot 002; 13B A St. - map 198/ lot 030/ sub 002; 20 B St. - map 191/ lot 040; 3 McCrady Dr. - map 136/ lot 009; 21 Lowell Rd. - map 190/ lot 17; 7 Hill St. - map 156/ lot 056; 18 Westchester Ct. - map 147/ lot 022/ sub 013; 17 Oliver Dr. - map 142/ lot 007/ sub 016; 8 Sheraton Dr. - map 183/ lot 122; 89B Pelham Rd. - map 200/ lot 003/ sub 002; 14 Reflection Dr. - map 216/ lot 014/ sub 080; 23A Holly Ln. - map 216/ lot 018/ sub 050; 39 B St. - map 191/ lot 081; 3 E St. - map 198/ lot 042; 88 Ferry St. - map 174/ lot 185; 13 Second St. - map 182/ lot 171; 23 Rena Ave. - map 229/ lot 026

3) Disabled Veteran Tax Credit: map 152, lot 037, 8 Copeland Drive

4) Solar Exemptions: map 190, lot 106, 20 Maple Ave; map 230, lot 022, sub 011, 15 James Way

5) 2021 Property Tax Abatement: Map 168, lot 125, 8 Windham Road

6) 2021 Abatement Application: map 211, lot 63, 48 Burns Hill Road

7) 2021 Abatement Application: map 237, lot 8, 5 Winding Hollow Road

8) 2021 Abatement Application: map 222, lot 5, 6 & 8 Flagstone Drive

9) Current Use Lien Releases: map 194, lot 9-4, 142 Standish Lane; map 194, lot 9-10, 168 Standish Lane; map 195, lot 1-3, 195 Standish Lane; map 195, lot 1-4, 201 Standish Lane; map 195, lot 1-5, 205 Standish Lane; map 195, lot 1-6, 209 Standish Lane; map 195, lot 1-7, 215 Standish Lane; map 195, lot 1-8, 221 Standish Lane; map 195, lot 1-9, 226 Standish Lane; map 195, lot 1-10, 222 Standish Lane; map 195, lot 1-11, 218 Standish Lane; map 195, lot 1-15, 178 Standish Lane;

B. Water/Sewer Items - None

C. Licenses & Permits & Policies

- 1) Tag Day Permit - Teen Challenge New Hampshire
- 2) Scrap Metal Permit - Granite State Salvage Co.

D. Donations - None

E. Acceptance of Minutes

- 1) Minutes of March 22, 2022

F. Calendar

4/13	7:00	Planning Board - Buxton Meeting Room
4/14	7:00	Zoning Board of Adjustment - Buxton Meeting Room
4/18	7:00	Citizen's Traffic Advisory Committee - Cancelled
4/19	7:00	Municipal Utility Committee - BOS Meeting Room
4/20	6:00	Library Trustees - Hills Memorial Library
4/21	7:00	Benson Park Committee - HCTV Meeting Room
4/25	7:00	Sustainability Committee - Buxton Meeting Room
4/26	7:00	Board of Selectmen - BOS Meeting Room

8. OLD BUSINESS

A. Votes taken after Nonpublic Session on March 22, 2022

1. Selectman Morin made a motion, seconded by Selectman Gagnon to accept the resignation and negotiated training contract repayment agreement of probationary police officer Joseph McCarthy. Carried 5-0.
2. Selectman Gagnon made a motion, seconded by Selectman Guessferd to hire Brian Davenport as a fulltime police officer, with a starting salary of \$26.37 an hour, in accordance with the Hudson Police Employee Association Contract. Carried 5-0.
3. Selectman Morin made a motion, seconded by Selectman Gagnon to approve the Town Clerk's appointment of Donna Melanson as Deputy Clerk at a rate of \$23.71 per hour. Carried 5-0.

B. 28 Derry Lane - Follow Up

Chairperson Roy recognized the Town Administrator who said it was at the last meeting, you had some public input and Mr. Dhima is here. He's prepared some documentation for you. If you'd like to walk through it with Mr. Dhima, he's prepared to do so. Assuming you all remember the issue, Mr. Dhima is here to speak to it. Chairperson Roy said after Mr. Dhima speaks I'll let the resident speak.

Mr. Dhima started by saying thanking you Chairperson. Good evening everyone. So first item for you tonight is 28 Derry Road. If you had a chance to look at the packet, it's quite a bit of information provided to you. Basically in a nutshell, in 1998 the Town took over and we've been running it ever since. The water utility. We were having issues with collecting data. Because all the information was received as far as water usage, was through the operator going into people's homes and touching the pads. So through the years the Town was switching from that to the new owners having the MIU's. In 2018 we basically came up with a new contract that included basically new operator and switching everything to MIU's. That's kind of what it took over. The MIU is basically this (Mr. Dhima had a sample MIU to show). This is the inside. It consists of a battery, a circuit board and a little antenna here. It's similar to TV remotes, radios, anything of that sort. Phones. Anything of that type. It's approved by the FCC. Basically this is pretty much it. This is what we use. The particular owners at 28 Derry do not wish to have this on because of whatever reasons they have. There was some back and forth about this through the writing and on, if you look at the timeline, February 18th was basically the last time we communicated. At that time we forward to legal to get a legal opinion on the matter. On March 29th that's when we heard back from the counsel basically saying that the ADA application could be applied here do to the ADA or it could be applied as an ADA condition. We could try to accommodate them.

So basically you have two options in front of you tonight. First one is to basically come up with an agreement between the owners and us to accommodate this with the understanding that the other MIU's that are around them and adjacent to them, which are basically within 500 feet, would not be subject to these. The other option is basically to request them to install this outside of their property. That's kind of how this whole thing started with the MIU required to be on the house and getting a letter from their doctor saying this shouldn't be on the house. So we basically offered to put it away from the house, to the mailbox, outside of the house and basically went from nope we're not going to do it at all. You should accommodate us. So that was the discrepancy. The biggest issue is making sure that if we do move forward one way or another, the first option is to make sure that it is not applicable to all the other customers that are adjacent to it. That is the key. So with that said the Board can decide tonight which way we're gonna pursue this and set it up in a way so there is a history with this property, with these users, and basically there is a paper trail to how we process this and we don't do this in the next meeting if they come back and say I want all the other 20 users now that are adjacent to me within 500 feet, I want those removed as well. Because we won't be able to accommodate that. The other option is if you want to pursue this you can basically request the same thing, same set up but we have it on the outside. Which is basically all the other 20 users that are putting this in the right of way by the mailbox. I think looking at the legal, it appears that the path of least resistance is option A. which is basically accommodate this through an agreement between the Town and them to make sure that we have some kind of understanding to what the requirements would be, what we'd be expecting out of them. Have them both signed by us and them and we move forward that way. That's kind of it in a nutshell. So you have two options in front of you and I will tell you, whichever way we go, it will probably be reflected on the next time we revise the water ordinance which was last done in 2020, to make sure if this comes up again there's a process how to treat these moving forward.

Chairperson Roy then said, so before I turn it over, Ms. or Mr. Prunier would you like to add anything to...the Town Administrator said that's their attorney. Mr. and Mrs. Greer. The Chair apologized and asked would you like to add anything? Mr. Greer came forward and said Rob Greer, 28 Derry Lane. And just for the record there is a lane, street and road. This has been ongoing and I apologize for the amount of letters of information you've been presented with. I'll try to be as brief as I can. My medical diagnosis was kind of forced to be public because I was told early on that if I presented a letter from a doctor that they would not pursue the MIU on the house. When that originally, that was the last of the communication back two years ago. So I just assumed it was a dead issue. It wasn't until representatives from Whitewater showed up at the house to swap out the MIU that I realized it was not a dead issue. So instead of bothering the physicians at Mass General, they've far better things to do than worry about an electronic monitoring device on the house, I then went to my local doctor instead. So I got a letter from her and we progressed down the road that way. Every letter presented from the town mentioned a vague noncompliance, and it wasn't until the letter on March 24th to the Town Administrator that it was specified that it was in or out. Water Ordinance Chapter J as the reason for the alleged nonconformity alleged to go through Section 10, very briefly. Section B Meters. Use of Meters states, all water service shall be metered. Obviously. Our service is metered. Page 11 Section 3 Administration - Meters 5- Repairs, meter repairs or replacements necessitated by ordinary wear will be done and paid for by the Hudson Water Utility. The meter is not in need of repair or replacement. It's a working meter. Remote Meters. Sorry, Remote Readers and Seals- these items shall not be removed except by or under supervision of Hudson Water Utility personnel has never been tampered with and this section does not apply. Page 12, Section 3 talks about Rights of Access. Agents or representatives of the Hudson Water Utility may enter the premises of customer's at all reasonable times for the purpose of examining pipes, fixtures or attachments. They may enter at all reasonable times to read or inspect meters. The agents of Hudson Water Utility have never requested to enter the premises. Not for that purpose and that access has never been refused. Section in the rules and regulations of the alleged non-compliance. The Section J. Discontinuance of Water Service and reads service may be discontinued for any of the following reasons. Reasons one violation of the rules and regulations of the department makes sense. We're in compliance. Misrepresentation in application to the premises of Fixer be supplied to the use of water supplies doesn't apply to use of water for any premises or purpose. Not described in the application is reason three, which also does not apply. It goes on to say damaging failure to maintain wastewater through

improper, imperfect pipes vacancy the premises, neglecting to make payments for charges for water service or any other charges at the owner's premises. Reason 9 is where it becomes interesting. That's the alleged nonconformance refusal to access the premises to inspect, read, maintain and remove the meters. Access to the premises has never been refused for inspecting, reading, maintaining or removing our meter. Engineering Department is claiming maintaining includes adding new equipment. If you look up, maintain online and or any dictionary is to keep an existence or continuance preserve retain to keep an appropriate condition, operation or force keep unimpaired since maintained does not mean to replace or upgrade, but instead means to preserve the current equipment. Reason nine does not apply. Number 10 is refusal to conserve water and goes on. The other reasons are a failure to pay water, cross connections, emergencies, emergency access, such items that just don't apply.

Mr. Greer continued on saying so since none of the reasons for disconnection truly applies to us, you will have to believe there is nothing more than a personal mission to convert all of the town, regardless of the cost of the residents. We've reached out to the manufacturer on the equipment in question and asked several questions but not received any answers. It's been argued that these meters are not smart meters. And I believe that was pretty well covered in the early correspondence. The MIU has been compared to seemingly mundane items such as a baby monitor or TV remote. Keep in mind that RF radiation is the same type of radiation that microwave ovens use to cook food. The comparison between MIU and these devices would be valid if those devices transmitted a 100 milo watt message every 14 seconds or an additional one watt transmission eight times an hour. 24 hours of every day. Continually always going. Instead those examples are optional use items you choose to have a baby monitor. You choose to use a TV remote. You choose to use a cell phone. It's not mandated by anybody. And obviously, I'm not trying to say that these devices cook anybody or anything, but the FCC does, their approvals, quote unquote are guidelines not standards. So they have they're not as stringent. They have much lower certainty. So just because it's approved for use does not guarantee its actual safety in use. The letter of March 24th to the Town from Town Engineer stated that our meter between November 2018 and October 2021 had no readings. We were not aware of that. We had no way of knowing. Not once did the Water Utility Commission notify us of that problem. This is the basis of the abatement that was approved for three years of overcharges to the water service. And that was the reference earlier, the last meeting, the address and the issue was familiar and I believe that was because of that abatement. But we had not been to the committee before. So the overcharges have been approved. The abatement was approved, but not late fees during that period. How can a late fee be assessed on an overcharge? It's not a lot of money. It's more the principle than anything else. Mr. Greer went on to say so there was no actual reason in the rules and regulations for the disconnection. I would like the fees related to that also abated to us. In closing, we do understand and appreciate the need of the Town to meter the water. That's a basic thing you can't charge unless you know what you're charging for. We're simply asking for reasonable accommodations as an alternative to an MIU. We understand that there are other neighbors around us that have this technology and I'm not concerned about them. That's their property. It's their choice. It should be their choice. But until now, it apparently has not been a choice of the people with the electric utilities. It is most definitely a choice. The state legislation requires people to opt in to this technology. And the MIU is most certainly, by the state's definition, a smart meter. I found a meme online. It's not exactly. I can't prove its real or anything, but I made a bunch of copies of it and it's just thought provoking. It shows an arborvitae next to a smart meter and half of the bush is burned. Obviously I can't say it's legit or not, but it makes you think. Thank you.

Mr. Dhima was again recognized and said Just a couple of things to clarify. So the billing during that time was not possible because we couldn't get any readings, so there was an average basically used. I think that's what they're referring to. As far as the MIU, they are meters are not smart meters. It's my understanding and you can look at this yourself, smart meter is basically a meter that's used by the electrical company that's been suggested. It's a two way communication. It sends a signal out, but also it receives signal. And I think my understanding is that they can actually shut it off without coming to your property if you don't pay. And I could be wrong. I don't know if you know more Mr. Gagnon or not, but this particular one does not receive anything. This only sends a signal out and it's

about 7 minutes a day. It sends a signal out once every 14 seconds, whatever that is. I think it's on the spec. So that is my understanding that a smart meter is something that's a two way communication. It receives and it sends information. That is not the case for these ones.

Selectman Gagnon was passed he sample MIU and said may I have a look. I have limited knowledge of FCC regulations. Mr. Dhima asked you test these things over there? Here you go. Take it home and give us an update on the next one. He then said the bottom line is there is options and that's why it's coming out forward. This is not something we deal with. And I understand certain people have certain concerns about this. I do. And we're not going to sit here tonight and figure that out. It's not. I think what it comes down to is this is what we use. It's not a smart meter. And I think the bottom line is, can we accommodate this, making sure that they're okay with basically what he just stated, which was we're not concerned about the people adjacent to us. We're only concerned about us. So we can either do it that way or we can put the mic outside. Either way, they're fine. I think it's my understanding they want to just take a picture and send it out, which is basically going to be something that the staff has to deal with and it has to be for a reason, and obviously they have a reason. I think the whole thing started with ionized radiation and it was signed by someone that's no longer working as a doctor. And they got a second statement saying its ionized radiation, which is basically this, but it wasn't signed by an MD. I think it was signed by someone else in there and its fine. I don't want to get into it like ionized, you know, it's obviously non-ionized, but the bottom line is can we accommodate this and which way do we feel comfortable moving forward with this? Do we want to set up an agreement? We can both sign it and move forward. That's the bottom line.

Mr. Dhima continued saying, as far as late fees, there was a fee related to the shut off that happened because the lawyer that they hired something about the letter didn't get to use in time. Something of that. Mr. Prunier I know him personally from the Nashua days he called, he said it's in the mail. I said I didn't get it. He sent a letter out saying, you know, we'll figure this out either way, just turn the water on, which was done at the end of the day. But there was a fee related to that with the shut off and shut on. It's not any different than all the other cases we deal with every month. So that's kind of what it comes down to the end of the day. But we do have a right to be able to read the meters and we shouldn't have to send a person or two to do this every month. We were trying to basically keep things as efficient as possible, and that is one of the reasons why the rates have been this over 20 years. It's not by pure luck. It's because we run it a certain way. We do certain things to stay competitive on the edge. That's the bottom line. This is what everyone else does. So in a nutshell, what it comes back to is which way we want to go tonight. Do you want to go with first option? Do you want a second option? From a legal standpoint, it appears of the path of least resistance is option A, which is the first option. Which way does the Board want to go?

Chairperson Roy asked does any member of the Board have any questions to either Mr. Greer or Mr. Dhima? Selectman McGrath was recognized and said I have a couple. Selectman McGrath said so were you going to bring your attorney tonight? It was my understanding that he was going to be here? That's Mr. Prunier. Mr. Greer replied, we didn't bring him. Selectman McGrath asked but is he still your attorney? Mr. Greer replied yes, our attorney is. Selectman McGrath then said I don't need to know your health issue. I'm not going to ask. I mean, it's irrelevant to me. However, this letter that dated, sorry, I could put these on (glasses) this is this is a new thing for me, fairly new. The letter that's dated 11/01/ 2021 and it's from Bridget Houston. And it's been blacked out, which is appropriate for your medical condition. But it said that you were advised to avoid unnecessary, ionizing radiation. Does this meter? Mr. Dhima replied, no. So they followed that up with a second statement similar to this one. It basically went from ionize to non-ionized, non-ionized, and then the MD that signed it, it was a different person because she retired and we were made aware of that. It's someone else in there. Sure, she works there, but she's not an MD. But nevertheless, the statement basically says Sorry I meant to say on ionized versus non-ionized versus ionized, which is the case for this one. But that's usually something that gets produced by things that have been basically listed on the memo, TV remotes, and things of that sort. So they're kind of everywhere, including phones. Doesn't have to be wireless either. It can be just a cordless phone that you use from A to B, from one room to another, things of that sort. These are around everywhere. But if they're not using any of

these devices, which is kind of I mean, it is what it is, I guess you could make that choice. But that's kind of what we're looking at. And again, its FCC approved. So. But, with a legal opinion weighing and getting it by March 28th. You can go either way, as I said, if the Board wishes to go that way, as long as this doesn't come back and it requires that now to deal with the other ones adjacent to it, it appears reasonable.

Selectman McGrath asked Mr. Greer, so are either of these two options amenable to you? Are you agreeable to either one or do you have another issue? Mr. Greer replied, I'd like to reread that. While Mr. Greer was reading Motion #1, Mr. Dhima said, And just for the record, the second one was already kind of provided to them on the last follow up, which is basically install it anywhere that's feasible to them and us. Selectman McGrath then said the one that says outside of their property. Mr. Dhima replied yes. But that's basically the last correspondence we have, which basically stated we'll put this anywhere that you might find it feasible and so do we. These things do operate up to 500 feet, so it can be anywhere in the property by the mailbox either way. My understanding was that they had a dog fence, I believe some kind of wire or something of that sort. The wire basically might be harder to get it out or something like that line. So then the discussion changed from that to we don't want to do it at all. We should just be able to take a picture that's what we do with the electrical. And the electrical does have legislation. Absolutely. Those are smart meters. We don't have that. So it's kind of like and we can sit here and discuss that but this is a one way communications versus a two way communication, and that is the bottom line. I cannot send a signal in to stop the meter. I can't do that. Selectman McGrath then said so can I continue another question. If they if they installed the MIU near your mailbox, would that have an effect on you? Because well, if you go to the mailbox to get your mail, is that going to cause a problem or is it do you want it completely away from your property. Mr. Greer replied saying, of the two options I definitely prefer the first option which is the agreement. Selectman McGrath replied, Okay. Well, if you agree to that and then Town agrees to that, then. Mr. Dhima added, we'll have to agree on the language, obviously. But I think that's the way to move forward. It's on record. It stays with the property for as long as they're there and they have the things that are dealing with right now. Selectman McGrath then said so if you two are agreeable, I'm agreeable and we can we can take a motion and vote because....

Chairperson Roy asked, Selectman Morin, did you have a question? Selectman Morin replied, I was going to but if he's agreeable to number one, I was just going to ask about time, distance and the shielding. But if he's agreeable to one, I'm good with that way we can come to agreement between everybody. Mr. Dhima then said the biggest concern was, you know, if it's outside, then what is the difference in between? You know, like that's where we're coming from. The second option, if it's by the mailbox, it doesn't have to be by the mailbox. It could be anywhere, you know, 10, 20 feet away from the mailbox. So our approach was, if it's the same as it is out there with all the other properties around that would be our preference because obviously we don't have to deal with the picture now. We don't have to worry about getting it and all that. So I don't know if you can run a wire or not and put it basically. I mean, there's quite a bit of right of way in front of the property that's, you know, that can be feasible that way. You never have to worry about it. I mean, the bottom line is you have to worry about getting a picture and you can do the reading. It's just another step. It's just another thing that we have to follow through. So the last discussion we had is if they can bring the wire to where they want it, we can mount the MIU and that's the end of it. Then we don't have to worry about them now having to remember taking a picture or not and doing things like that, that would be the most feasible one. I brought that up on the last discussions we had and that's what I was hoping to do. And that would that would have been the end of it.

Mr. Greer then said that was one of the issues I had asked the manufacturers about shielding, and I have not received any answer. So for that reason in particular, I just I'll deal with what's around me. I'd rather not have it on my property. The problem with getting it out by the road is we have a walkway that we'd have to disrupt as well as numerous irrigation zones. I have no clue what kind of damage would be caused to that. Mr. Dhima then said so then we go with option a first motion and move on. The Chairperson asked, Mr. Guessferd did you have something? To which Selectman Guessferd replied, no, I mean, I was my, my only thought and again, it's I'm leaning I'm absolutely

with you there. Mr. Dhima was what would be the chance that that another resident would require this accommodation? It sounds to me this is the first time this has happened in three years. Chairperson Roy said it's not. Mr. Dhima replied four years. Actually you know what. We started doing MIU's before I came on board. So it's been the past ten years. These have been around and these are only good for ten years, by the way, because the battery dies and you can't replace them. So you replace them every time we came from a place where we didn't want to do....we were having a lot of issues when I got on board about trespassing. People were having a hard time, were saying, I don't want you to come to my house, by my window as you're getting the reading. So that's what kind of triggered this. It was you can't win in New Hampshire. One way or another, it's just one of those things you can't. Selectman Guessferd replied, I think it's anywhere. Mr. Dhima then said but New Hampshire more than anywhere else, because people come in for privacy, this and that. And I totally get it. So I think we got a lot of that taken care of. But then you have cases like this. So I think to answer to your point, Selectman Guessferd is if we come up with a process and this is how we're going to do it and it's going to be a burden on us, at least you have a way to have to do it. I don't want we can't be like, well, that one is fine. Just don't worry about it. And then we'll just, you know, if we if we're going to set this up, we might as well do it the right way and use the same template. I talked to Eversource. They don't have a template for this. They just basically say, yep, you sign here and you're going to send us a picture. But they don't have a format of how the agreement, there's no agreement. It's just one of those things like it's just it's an understanding. So if we're going to do this and this is going to be the case moving forward, I might as well set it up right. Selectman Guessferd replied, Right, we're establishing a precedent. Mr. Dhima replied, well, that's exactly it. And then if we do it and if it becomes an issue and there's 100 of them, I don't know. I don't know. This is the beginning. Obviously, once you get the first case, you kind of go from there. But I think at least if you have a way to process this moving forward, if there is a disability or whatever, you can't just be like, well, we're not going to accommodate this without a reason. I want to be frank about that. So the reason this is being treated like this is because Legal believes that there is this could be treated as a disability. So therefore we have to accommodate it and that's where we at. So does that make sense? Selectman Guessferd replied, absolutely it does. I just I like the fact that, again, we do this here. We establish a process if it does come up again. Mr. Dhima then said and just so you know, this was coming in front of the Board anyways one way or another. And because I think after the legal opinion, you know, that's kind of how we handle things, at least from the engineering standpoint. You have the back and forth, you can't get anywhere. It goes to legal, it gets elevated to Mr. Malizia or legal, and then we go from there. So that's what happened in February, and that's why there was no correspondence because we just simply didn't know which way we were going to go. And then they came here and then we got the legal opinion and that was that. But this was coming here at some point one way or another. To basically figured this out how are we going to do it? Because it is new. It is new. But I do want to say, and I know you're not going to agree to it and its okay to have a difference of opinion. But as I said, and you can Google this a smart meter, it's my understanding that it's a two way communication versus this one only sends signals out. And I know we can see that all night long and talk about it, but you can do your own research. We can go from there.

Selectman Gagnon was recognized and said Thank you. And so I think I have three points to Elvis looking at the device itself. I work with wireless registrations. It has the FCC warning stamp on the inside, which means it's a self-certification. So the company deems they meet the requirements. If it was an FCC registered device, it would have an FCC with a number. So I don't believe it's a registered device, but it's self-certified to FCC standards. The other thing is I made some notes here. I was thinking I'm trying to make a motion to relinquish those additional costs and over fees and so forth. Kind of a nice guy. But then talking about the contract and dealing with legal, we're going to incur some costs to pay for legal to draft this type of contract. So I think in my mind I'm just speaking out loud here. Those to me kind of con, you know, con each other out that I don't think I got to make a motion to change any of the fees in the past, because we will be incurring something on our side to kind of appease and come to an agreement on this. And lastly, I guess if the word on the street is if we all agree with option one, I'm in support of option one as well.

Chairperson Roy asked, Yeah. Would anybody like to make that motion? Selectman Gagnon made a motion, seconded by Selectman Morin to authorize the Town Attorney and the Town Engineer to draft a letter of agreement with the current owners of 20 Derry Lane regarding opting out of the MIU installation with the understanding that this agreement shall not be applicable to any and all existing and future MIU's adjacent or in the vicinity of 28 Derry Lane. Carried 5-0.

C. Bush Hill Road Improvement Opportunity

Town Engineer Elvis Dhima was again recognized and he explained, next one is Bush Hill Road improvement opportunity follow up. If you remember, we had a discussion on the last meeting about a gentleman owning two properties 116 and 117 Bush Hill. It's a very challenging site. And one of the things we looked at after the Board's approval to move forward with this was having a piece of land that's about 0.3 acres and being able or having the ability to trade some of that land for the right of way that we would get. It appears that our rules are not allow us to trade land. The Board of Selectmen can sell it or they can provide it as a charity to some sort of organization. But we cannot trade land, so therefore we cannot utilize that piece of land to do any trading whatsoever. I went back to the owner. We had a meeting with DPW and the owner and basically he was provided with the option of still moving forward with this right of way improvement. But we will not be able to trade land with him and we will not be able to purchase this land for him. So is he willing to basically donate the land that's required for this right of way? The answer was yes. So that's a good news. In return, he would expect that any cost associated with repairing the right of way land and the property line adjustments would be carried by the Town. I think that's a fair trade. So we went out to one of our consultants to get some fees and it appears that the work associated with 800 feet of the right of way and property line relocation, which will have to go through the Planning Board, it's about \$6,500. That fee would be probably split between DPW and Engineering, and we'll have to scrape the bottom of the barrel for that one. Mr. Malizia is going to be all over us on that. The budget is tight. But I think we can make it work and we would like to move forward with that if the Board wishes to do so. So basically the price for this right of way for future improvements, again, we're not doing the design, we're not doing the construction. This is just to secure the right of way for any future improvements. I'll take any questions you might have.

Selectman McGrath was recognized and said well, I have a question. Is this the... was there an accident at that location just recently? Selectman Morin replied, no, but there's been a lot of others. Mr. Dhima then said it it's a blind turn and it's very narrow. So my understanding and I was dealing with this particular road all the time as I was doing the inspection on Moose Hill, which is basically the, you know, a brand new subdivision that was completed a couple of years ago. The vegetation doesn't help. There is a difference in elevation between the road and a retaining wall/dirt so you can even force yourself into the vegetation. So what happens is a lot of people get too close to the center of the road. And if you don't see what's coming at you, especially if there's a big vehicle, they have the tendency to stay closer to the center than the edge. So and that's and that's during best case scenario, which is a summer during the winter. Forget it. You have someone slide and...

Selectman McGrath then said I know I read a lot about accidents on that stretch of road. Mr. Dhima replied, that that is a challenging road for sure. One of many in town. But that that particular one is pretty challenging because you can't see you just can't see what's around the corner. So with that said, I'm here to ask you on behalf of the DPW and Engineering to consider this. And what is your wish list?

Seeing no further questions Selectman Morin made a motion, seconded by Selectman McGrath to authorize the Town Engineer to pursue and complete the necessary Right of Way survey plans and documents, for the properties listed at 116 & 117 Bush Hill Road, not to exceed \$6,500. Carried 5-0.

D. Town Newsletter Update

Selectman Morin was recognized and said you guys all should have a copy. So after our last meeting, Lorrie from the Selectmen's office has stood up and said she would take care of this. And she's done a huge amount of work since that time. And she recruited Barbara O'Brien out of the Water Utilities to help her out. So we've actually met twice. And basically I'll go over what she wants to do. We've got to understand that this is not a Town newspaper. And I want to say that again, this is not going to be like the Hudson Litchfield News. Basically, what this is going to be is what you find on the website, the Facebook page for the Town. There's been a few things that that we're going to add that you don't really see on the website. Ruth Parker from the Historical Society does an excellent article on the history of the town. So she is offered to put that in the newsletter so she will send us something every week, a month on the history. So what this is going to be done is it's going to be issued the first business day of each month so we can get out the meetings for that month. And then there'll be stuff from the review from the past month.

So the way the way we want to do this is we understand everybody's busy and we can't keep Lorrie very busy editing and writing stuff. So instead of hammering all the departments, we're going to pick one department a month. So we're not putting the burden on departments every single month. The Police have graciously offered to do an article on the CALEA to explain to everybody what that is. So that's what we're expecting if the Board passes it tonight. So we will have, like the police and fire. I know they can get the stuff. Easy is like a safety message or some safety information. We got the Animal Control Officer can do a lot of stuff like that. I've already talked to a couple of committees. I know Conservation they're having a clean-up day coming up this week, so they're going to take some pictures and forward it to Lorrie. We're going to look at employee happenings. We've got the Chamber Awards coming up. So we'll get a picture of Doreena and do a little thing on Doreena because she got the Citizen of the Year. Any projects coming up? The Town Administrator then said she got the Loyalty Day Award. Chrissy Peterson is the Citizen of the Year. Selectman Morin replied, she got the Loyalty Day, I'm sorry. Selectman Morin continued on saying the calendar you see on the front page and where you see the board of selectmen, what they underline on it, it's going to be able to click on that and the agenda will come up. So you can see that just going, let's see, committee openings, things like that. When we need announcements working on the landfill with the new project going on that took some pictures today of the old of what we have now and will do that type of thing. When the time comes, it's going to be through email. She's already set up. If you guys decide to go with it tonight, that's residents can click on a box on the town site and you'll be getting it every month once it's issued. And it will also be listed on the top of the town page. You can click there to see it. Like I said, she's put a lot of work into it. But we're going to ask that whoever sends in information from the town that it's print ready, because again, we can't have her editing and typing and things like that. And the request to have anything in will be on the 25th of the month. So she has time to form a format it and put it all into the newsletter. Any questions?

Selectman Guessferd said this is this is really good. Selectman Morin replied, yeah, she's done an outstanding job. She really has. Selectman Gagnon was recognized and said Yeah. I can't say it enough to. It's phenomenally well done. It's incredible. My question to you is, how is it going to be dispersed? So it's a printed format, right? That's the whole Benefit? Selectman Morin replied, no, not printed. We don't have the money or the time to do that. It's going to be online. You're going to have to sign up for it or go to the website and click the...Selectman Gagnon replied, got it. I misunderstood then. Now I hear what you're saying. So this is just a printed copy, but it'll be a digital version that you sign up for. Selectman Morin replied, yeah. Well, I just did this so you guys could see what it was going to look like. Selectman Gagnon then said and one last question Madame Chair. I thought we had something not this amazing, but like something similar where you could go to town hall and sign up for, like, notifications. So that's a separate system. The Town Administrator and Chairperson replied you can. Selectman Gagnon then said so that's a separate system. The Town Administrator said this is a summary of everything. A colorful summary. Selectman Morin said so you're going to have this. You're going to have the page Town web page. You're going to have Facebook. It's all the

same information just in a different format. This will offer a few other things than the website or the Facebook page. But it's basically going to be all the same information.

Chairperson Roy then said so and it is a wonderful job. I was just wondering if there was a way for us to do maybe a limited print. So like we have one like posted at the senior center at the library. Selectman Morin replied, you can do whatever the Board wants to do. We were just again with a default budget. But if that's what the Board I'm sure it's not an issue. I mean, but as long as she has. The Town Administrator said it's going to have extremely limited because we don't have a lot of money to do color printing. Selectman Guessferd added, I was gonna say, color printing is going to be. Selectman Morin replied right and the thing here is you got what six or seven pages now with some of the stuff she may get you know, it may end up ten pages and that will start getting expensive because printing and paper. Chairperson Roy replied, I'm just thinking cuz, you know what I mean? Some of the folks that write that may not particularly I'm thinking at the Senior Center that might not have email. Selectman Morin said yeah we could just we could just ask them to print it up there. Selectman Guessferd added, make a limited number of copies and have them do that as part of their monthly. Chairperson Roy replied, right. Selectman Morin replied, and that would take away the Lorrie doing the extra work and getting it out there if we can just.

Selectman McGrath was recognized and said so the Senior Center, do they have computers available? Selectman Morin replied, very limited. I think they have one or two. Selectman McGrath then said but I mean, wouldn't that be easier to have a couple of computers available for the seniors that go to that go there and they'll be able to get it online? They're not going to be able to print it, but that might be something, an option. Selectman Morin replied I'll approach Chrissy and find out and come back to the Board how's that? Chairperson Roy replied, okay. Do we want to go forward with this as it is right now or. Selectman Guessferd replied, yeah, I like the idea. I really do. Selectman Morin replied Okay. So the first issue will be the first working day of June. That's when it will come out. So it gives her a month to get for the first issue to make sure everything's working. The Town Administrator said to translate from Latin to English. He then said if you'd like to formalize it were you looking for a motion? Selectman Morin replied yeah, just a motion to move forward with it.

Selectman Gagnon made a motion, seconded by Selectman McGrath to approve the current draft and the intended plan to digitize a Town newsletter through the website with future improvements and access later on. Selectman McGrath seconded the motion and said I'd like to comment on it. I think we owe Lorrie a great big thank you for doing this. She's been working on this for quite a while. A month or two anyway. And I think she's, as everyone else has said, she's done a phenomenal job.

Selectman Guessferd said is there a way we can do something for her for this. The Town Administrator replied, say thank you. Selectman Morin said we can put her on the front page of the first paper. Selectman McGrath then said she she's worked in in in this field. And she's certainly put her talents to good use. Selectman Guessferd replied, yeah, absolutely.

Chairperson Roy said motion has been made and seconded. A vote was taken. Carried 5-0.

9. NEW BUSINESS

A. Operation and Maintenance Agreement with NH DOT

Town Engineer Elvis Dhima was recognized and he explained Thank you, Chairperson. So for the ones that you remember, we have done a similar setup for Kimball Hill in 2011 for the traffic light. We did that about two or three years ago for the traffic lights. Basically, Kimball Hill and 111 is a state owned intersection. There were significant issues with those detection operation. You get the update over there. We pay for it our self that an additional lane. We put brand

new software, hardware, brand new cabinet over there that the state worked with us and it went very well. It's about a five week project was unbelievable. Soon after that, we were having issues with the operation itself and it was back and forth multiple times. They don't have the resources to come back and forth. Anyway long story short, we came out with a five year agreement that we were able to basically agree on the state continuing to own the intersection, but we had the legal right to go into the cabinet and make necessary changes to make sure it's operational. So we're not waiting for the state to come in the next day or two days later, whenever they can, to basically take care of these. So that was in place. That's been in place. That's working out pretty well. We haven't had an issue. We keep an eye on it. We the traffic counts. We have our equipment. And if anything ever happens, anything over \$500, we basically just get the green light from them to purchase it. We replace it and we get it reimbursed. So basically, it gives us the ability, the legal ability to go in, make all the necessary changes that we need to, including timing.

Mr. Dhima continued saying, with that said, as you know, we have the Amazon project that obviously Amazon in, but it's fair to say that whatever goes in there at some point in the future is going to need offsite improvements along Lowell Road. So there's a lot of discussions about what's going to happen then and what's going to happen to the four intersections Sagamore and Lowell, Lowell and Rena, Walmart and Lowell and also River, Dracut and Lowell. So the state reached out us to say, would you be interested in a similar setup once all the offsite improvements get done we can either put the equipment that you want at the cost of the contract or whoever's going to do this developer with the fiber optic and everything. So you can keep track of everything you do and make the changes or we leave it as is and we put our own equipment in, but you won't be able to get access to anything. Basically, there's any changes, any issues. It's simply we send it to the state and that's the end of it. We can basically intervene. So I'm here in front of you tonight to ask you if that comes up and that's the case. Should we start working on a similar agreement that would not be executed unless something happens or unless it's necessary for us to get our hands into it? So should we set up be proactive and set up in a contract right now to see if we can basically get it to where it needs to be and maybe we'll never use it, but it's on the shelf and if it does need it and contracts go out there basically for contractors to figure out what kind of equipment I'm going to put in Hudson equipment or DOT equipment, and we can have some kind of understanding that says now we have a contract, we will take ownership of those if they're built, right? If you put our equipment in and basically it's there, standby in case it ever needs to be executed. And basically, that's it in a nutshell, trying to have something ready in case we ever need it.

Selectman Morin was recognized and said I can tell you just the timing alone if you took Library Street before the timing, it would be back to Central Street at 5:00. Since the timing was put in it goes back to Library Street School. That's it. That's how much improvement if we have control over that and we know how dealing with the state is and they only have one truck in this whole area. Mr. Dhima replied, they have two people for the entire region. Selectman Morin continued saying so it could be months before they got here because that's not an emergency situation. The timing, it alone is worth it.

Selectman McGrath was recognized and said I have I have a question. So. And the police are here. So the light at Lowell Road and the Sagamore Bridge, there's a blue light there so that the police, if they're in that area, monitoring the traffic and they see trucks or cars or anything else, run the red light, the light goes off and then they can take whatever action they deem necessary. So would that be applicable to some of these other intersections? Because I'm sure that they must they must deal with the same type of issues that are prevalent down at Lowell and Sagamore. Mr. Dhima replied saying the blue light approach, the pilot program we put in there can be expanded. But what we're talking about the right now is basically putting the cameras so we can detect vehicles and we can put our own traffic operating system where it can control the timing. So if we need to make any changes to any faces, that's that if we want to add blue light to those intersections, we can absolutely do that. We don't need a contract for that. Selectman McGrath replied, see, I'm not I'm not familiar with the other. I may have driven through them at some point in my life. But, you know, my focus was Lowell Road and Sagamore Bridge. Because I'm not driving right now. That's hopefully that's going to be in

the future and I'm not going to get any tickets. But no, but, you know, honestly, if the other intersections have the same type of issues, then I think that that's an appropriate it's an appropriate thing to talk about now. Mr. Dhima replied, Walmart and Lowell Road have we have had complaints about them. I know when Selectman Coutu used to live on Rena Drive or in that neighborhood, I remember constantly people calling and talk about operations there and detection and we can't control it. So we would make all the necessary calls, but they just simply didn't have the resources. And most of the stuff that they have set up its loops in the ground, I mean, that's World War II technology, you know, something they use on D-Day, it's just completely different now. But the biggest advantage that I see, not just with operation, but also it gives us the ability to keep track of the traffic counts before and after. Once you get these up and running, they record until the end of days. They have a processor that basically has unlimited capacity to do traffic counts for years to come. So I think it's important because what we have done so far with the system we have in place, including the state one is when developers come in, we require them to use our data, not theirs. So there's a benefit there, right? Because then we can kind of look at the same thing. So those are some of the things that I see benefit on. We have a very robust system in place that can be added to it's not like we have to go out of our way to incorporate this for into it. The biggest issue will be running fiber. But if someone else is going to pay for that and it's going to be part of the condition about it, and we're talking about a couple hundred thousand here worth of equipment, just an FYI.

Selectman Gagnon was recognized and said so that's a little to where my question was aiming. I mean, everything I've heard, it sounds definitely a benefit for us to have control. We can make adjustments, we can choose the equipment. It sounds really good. Do your best at estimating. There's got to be a cost to this value. Mr. Dhima replied \$200,000. Selectman Gagnon then said now, are we going to be paying for like you said, we're going to expense that back to the state. Mr. Dhima replied so never pay for anything if you've been here long enough. Come on. Selectman Gagnon then said but as far as what cost would we incur? Is it just your time and that's it? I mean, just estimate. Mr. Dhima replied its engineering and public works, really. So if there is any adjustments, for example, let's just say that detect an issue that you have a vehicle sitting there and it just simply is not getting green or you have a vehicle waiting there for green. It's not getting it. What would it take? Back the old technology you had to go to the site so it would be actually a trip from the town hall or DPW going there. The new technology we have in places, it can be done either at the public works or a computer or through the main hub over here. It's basically as simple as someone calling in, including Selectman Roy the other day, I said, we don't take calls after five. Talk to you tomorrow. But it's as simple as basically someone calling in and saying, Hey, I'm having a hard time. I'm sorry, can you can you figure it out? And instead of us going out, they were like, oh, am I going to have to sit for 6 hours, figure this out? We can look it right on the screen and basically tell you exactly what's going on and address it right away. One of the things we see during the winter is that ice and snow builds up into the cameras, even though they're kind of like a bell shape. And we'll get like it's not working. It's all white. I can't see it. It's still snow. We're going to have to let it melt. And of course, I get DPW out there cleaning the cameras up. But it's just response time, right? It's that's what it comes down to. We have the ability to we know the technology and we have the ability to respond to things much faster than someone from the state. And even when we're dealing with that at Kimball Hill, they use different systems. They have different equipment. We have gone the extra mile to make everything uniform. The detection is the same that the operations system for the traffic is the same. You're not moving from cabinet to cabinet trying to figure out how we're going to fix it. It's all the same and that's what we're going continue to do moving forward. And that's one of the requirements. That's kind of what butt's heads with DOT. Because everyone kind of uses different systems. So that's why they need to know. We'll put what you want as long as we have an agreement that you're going to take over it. But if you don't, that's okay. We need to put our stuff in. If they do that, I won't be able to see and make all the necessary adjustments or traffic counts for that matter.

Selectman Gagnon then said so the value add there is we would have to spend our, our employees, time yourself, DPW, but in return we get full control, and to your professional opinion, that tradeoff is well worth it. Mr. Dhima replied, it's been based on Kimball and 111. Absolutely. And I have to say, if anyone is going to take care of it, if it has to be between Town of Hudson and Concord, I'll put my

lunch money on Town of Hudson. It's just that simple. It's just if you call, you'll get a response. DOT nothing against us. It's just we're one of many communities. They don't have the resources. They're going through the same thing as we are. So the intent is I got the call, I came in front of you tonight to basically say, do you think we should do this? Get ready just in case in case we ever need it.

Seeing no further questions, Selectman McGrath made a motion, seconded by Selectman Gagnon to authorize the Town Engineer to work with NHDOT to prepare a five-year Operation and Maintenance Agreement with NHDOT for the following intersections: NH 3A/River Road/Dracut Road/Steele Road; NH 3A Lowell Road/Rena Avenue; NH 3A Lowell Road/Sam's Club/Walmart NH 3A Lowell Road/Circumferential Highway/Sagamore Bridge. Carried 5-0.

Mr. Dhima replied, thank you so that we'll still come back to the board when it's ready for execution. All we're moving forward with is coming up with a contract. As far as executing that contract is still going to be a Board's approval. So we still get to have a run at it down the road if we need to.

B. Haselton Barn Roof

Town Engineer Elvis Dhima was again recognized. Mr. Dhima began by saying So this was discussed, as you all know, it's in need of repair. The question is, how are we going to do it? The biggest challenge has been funding. Mr. Malizia was able to identify approximately \$120,000 that's available through capital reserves. So that is what we're going to be using if we move forward with this. Some of the challenges and issues we're dealing is that it appeared to be about three or four layers of asphalt shingles there that it's just been added through the years, one after the other, the other. So what's happening is a significant amount of weight on this roof right now. So we can add another layer that would just simply just you'll be asking for trouble. So one of the ways you can do it is by basically putting the lightest weight roof that you can put in there, which is basically a metal roof. But metal roof is expensive, but basically it takes care of a lot of snow loads and all the reasons in here is lighter than asphalt minimizes snow buildup. Basically everything slides right off, but the cost is higher. So another option we're going to be looking at and it's not been added over here is we're going to look at to do the entire roof about 6,000 feet, half the roof, basically the front half, because they've both got to be on the same side. We can't just go in one side or the other because it's going to mess up the snow loads. But the other option too is I we would add to the RFP that we'll put out an option to remove all the layers of the asphalt layers there and shingles and get all the way down to the plywood and then basically put a new layer of plywood that basically we can put the new roof on top of it. I'm not a big fan of doing any demo out there because we just don't know what we're going to get into. But that could be an option and we believe that might be the most cost effective. Looking at all the pieces. So what do we envision is to have one RFP that is going to have three options? Do we half the roof? Do the entire roof? Both options metal and a third roof of actually stripping the roof completely getting it down to the plywood itself, making the necessary adjustments to any holes might be in. They just put in a basically a new sheet over it and then go over with a brand new 30 year asphalt shingles system and hopefully that's cheaper. So the intent is, is the Board willing to move forward? And all we're doing is basically going out and getting some options out for you to consider on the next one. Selectman Morin was recognized and said I would like to remove the half a roof option. It's crazy. I mean, because we're going to be triple by the time we get to do the other one. We need to just do it now and get. Mr. Dhima agreed saying from how it's going to look, it's going to look like a building with a bad haircut. I mean, I hate to say it it's like, you know, how much money you got on you today? Only for half the head. Selectman Morin then said to tell you the truth, you know, lots of asphalt shingles we're going to still have to do it in the future. Where metal roofs last for 50 years. Mr. Dhima replied correct. Selectman Morin then said the rest of it may be a little more expensive now, but as we've done in the past, instead of building things like we should the first time. Then we pay triple, quadruple when the time comes. The Town Administrator then said but the constraint will be the money. Selectman Morin replied yeah, no, I understand the money. The Town Administrator went on to say we have to look at what the bids come in and then you have to evaluate. Do we have enough to do that or do we have to wait? But you have to do

something. Mr. Dhima then said it would be more feasible if I get rid of one of those would be it would be less work for the contractors putting it on it. They don't like to run around and giving 100 options either. So if you agree to remove half of it, I don't have a problem with it. Selectman Morin then said well, if the Board wants to keep the asphalt, fine, but I don't think we should be doing half a roof. Mr. Dhima then said Right. Half the roof was only going to be for the steel option. I think we'll do the asphalt we're going to because asphalt, the roof obviously is cheaper. Yeah, it's just a matter of I don't feel comfortable, we all don't feel comfortable putting additional weight on what's already out there. It's just I think the new building code calls for no more than two layers, no matter if it's historical. Not so to go in and put a fifth one in there that we know of, I don't even know how many. I haven't been up there yet. I was going to send Mr. Forrence, but he said no, keep an eye on the contractor. He said get a drone. It is very unfortunate, but this is to Mr. Malizia's point, it's going to be one of those reverse engineering projects where you have to go by what you have available for funds and see if you can basically fit this project within that. It's unfortunate, but it's what are you going to do that this is the challenge? It's never easy, right? But I want to make sure that you as a Board have as many options as we can put in front of you, and then we'll make a decision.

Selectman McGrath was recognized and said just so I'm clear, you're recommending a steel roof, correct? As opposed to the asphalt. Mr. Dhima replied, we're going to go with both. So I think the motion was revised at the last minute to basically authorize myself and the Public Works Director to issue a request for proposal for installation of a roof for Haselton. The metal roof will be one of the options, but I want to look at the other options as well in case things do get out of hand. As far as pricing goes, I don't want to come in empty handed. I don't want to come in saying it's going to be \$200 grand and we can't do anything and we waste this whole six weeks going on for RFP. Selectman McGrath then said and so just because I don't know what is the longevity metal roof? Mr. Dhima responded, some of them are 30 years. Some of them are 50 years. Shingles, asphalt shingles. You have 20 years and you have 30 years. But the metal seems to be the Cadillac version. It takes a lot of snow loads issues off. Take into consideration that the barn is pretty old. But I've been on the inside and it's neat. They keep everything very clean. I was telling the Chairperson earlier that I had the Mr. Empey tour over there, and I got to tell you, he had all kinds of stories about it. It's fascinating. I mean, I look at it from the outside. It's like, oh, my God, what is this? But you get into the inside and you get to hear all the stories and what they did and how they did it. It's pretty fascinating.

Selectman McGrath then said can I can I just continue for just for one second? So the metal roof to me makes a little bit more sense because the life of it is longer. Plus, it's I think it fits well within Bensons. You know, I've seen old buildings down at Prince Edward Island and they all have the metal roof and it looks fabulous to me. And I'm not a roof person, but, you know, it looks nice. It's in the wintertime, it really looks pretty. So that would be my vote. Mr. Dhima we will have all the options and we can decide which way we want to go. Hopefully we can afford it. I just don't want to come, as I said, empty handed telling Mr. Malizia it's going to be 150 and next thing you know, we're doing a blood drive over here, you know, make up the difference. I'm just saying. I mean, it is, I hate to say it, but it is driven by cost. And that's why that half option is in there, because we know that there's a portion of it that needs to be addressed. And how are we going to get there? I don't know. But I want to throw a wide net out there as far as the RFP goes and then come back with some options. Selectman McGrath replied, I can tell you I'm not giving any blood.

Selectman Guessferd was recognized and said thank you, Madam Chair. Yeah, my, my my thought I mean, we've been talking about this for a couple of meetings. The bottom line is we got to do something to fix whatever leaks. And I know I understand there's a certain portion of the roof that is leaking right now. So, I mean, if we can afford the whole roof, that's awesome. But if we can't, I don't know. I mean, it's I agree with you that half a roof is kind of ridiculous. But we do have to we do have to do something. So at a minimum, we have to take care of this and we have to take care of it now. So whatever those whatever that takes, I'm in favor of this deal.

Selectman Gagnon was recognized and said thank you Madam Chair. Selectman Morin, I know I think I reached out to you, and we really have this conversation. I don't want to drag us on too long, but for the sake of asking, you know, I was thinking similar to the other building in Benson's that has a small store. I know it's run by Friends of Benson's. Is there any possibility even just to ask the question to the state, could we allow some limited commercial business that we that come in and have them pay for the reconstruction of the whole building and thus allowing them to run a business kind of a quid pro quo deal. Selectman Morin asked Selectman Gagnon did Mr. Jasper answer your question? Selectman Gagnon replied, not that I've seen. No, sir. Selectman Morin then replied, All right. He was part of the people that put the deed together. Yeah. And where his position is up in Concord, he be.... So I'll get a hold of him and get an answer for you. But I don't think we can. Chairperson Roy then said I think that's correct. However, what and I know you and I have spoken about this. There are some things we can do and charge fees for, but you cannot have a permanent commercial operation on Benson at Benson's Park. Okay, but like you could do...The Town Administrator replied sundries, novelties. Chairperson Roy said but you can also do like music festivals or art shows and those kinds of things. The Town Administrator added the other building is not in the historic easement, this one is. So it has different requirements and different restrictions. Chairperson Roy then said but it is clear about the commercial business. It cannot be a commercial business, permanent commercial business. Selectman Gagnon replied I figured it might be complicated. I guess the intent there, as you guys picked up on is, is there a way to generate some kind of revenue to help us with this? Selectman Morin replied, well, that discussion will be taking place at the Bensons Committee to put something together. So we'll have something in the future. Selectman Gagnon replied, All right. All right. Thank you. Chairperson Roy said and just so we're clear, the conversation I had with Selectman Morin is I want to have all kinds of all the policies and everything in place before we do anything like that. We don't you know, we don't want to rush into something and then get ourselves in trouble. Selectman Gagnon replied that's all I had then.

Mr. Dhima then said I just wanted a piece of that because I think it's pretty important, and I think we all forget about it. The building you're referring to has town water/town sewer. One of the challenges that's been with his barn and it's come up multiple times because it's been discussed over and over again. There's just simply no town sewer and no town water. So the commercial aspect of it would require a septic that's probably going to be a significant size. And due to the limitations in the back being, you know, having a wet area in the back, things of that sort. Being able to put water down there. So you're going to have to resort to some kind of well, it just changes the equation completely. So that's been the challenge over there. Another issue that we have had in the past was parking over there. Do you put it in the front, in the back? If you're familiar with the side, there's not a lot of room in the front, so you really can't come in or come out. It's just suicide. So the only thing that you can do is maybe put park in the back. There's a significant drop from the front of the back if you've been out there. So to have someone going to a kamikaze style, almost like a 2 to 1 slope, it's a challenging. So I mean, those are those were some of the challenges that that has come up with. Selectman Coutu was around and I remember all this came up this someone went through the same exercise you're trying to go through. And I think I'm not trying to be negative here. I think it was just it was one after the other. We don't have this, we don't have this. We don't have that. And and it all came back to like, forget it. Just let it be the way it is. And we use the old saying, what's new is old and what's old is new. It's like, you've been here long enough, and that's what scares me. You start hearing the same play song again. It's like, but that's what I remember being a challenge too. Selectman Morin added and just a little history. They have tried in the past several different ways to make funds, and it was overwhelmingly voted down by the voters. Selectman Gagnon replied, Okay. All right. Thank you for that info I didn't know that.

The Town Administrator then said and just to be clear, this is a temporary roof because we are we are beholden to certain standards. If we go to restore, this is a temporary solution to keep it from deteriorating. This is not going to be the permanent rule. Chairperson Roy then said so I just have a question, regardless of the kind of roof that we go with, is there a downside to not removing the like if we go with the metal roof over the asphalt? Is there any downside to not removing those and sort of fixing what's underneath? Mr. Dhima replied, the only challenge, from my understanding, and I'm not

someone who puts roofs for a living should all the money they're making, it seems to be uneven, right? So there seems to be some sagging due to the multiple layers. I think you can see that if you do either drive by or if you actually even do like a Google view, it just you can you can see the change in slope. You know, when you see a roof, you envision a straight shot at it. So I think one of the challenges will be if we go with the metal is that will have to be some shaving or some kind of trim work to make sure that that it's as straight as possible. Because the last thing you need is to have some kind of kink in it and we won't be able to accept that work because that's not acceptable to us. That's going to be basically something that's going to leak and or is going to stand there is going to be a low spot. So that that is one of the challenges that I see with going over it. But I envision that whoever's going to get this job, if we go down that path, that they're going to patch and they're going to make it as even as possible before we put in the new metal roof down.

Selectman Morin was recognized and said last time they shingled it, the shingles were so thick, the nails weren't going into the wood. And if you look at the barn now, the shingles are sliding off because of that. So something's got to get done before. Chairperson Roy agreed saying, right. And then you would I would presume you want to fix whatever issues are underneath those shingles. Mr. Dhima replied, well, there is some soft spots in there. Absolutely. And I think that's why we were going the way of maybe another option is remove everything, even though we don't like to get into the demo, remove everything that's there, get into the plywood, put another set of plywood, and now you have a good secure contact between either a metal roof or that. But to your point, maybe one way we do it and the RFP is kind of 90% done. But this is basically what I wanted to talk to you about tonight to make sure that we're on the same page as far as what we're going to see. I think what I'm hearing is that maybe we should remove the roof no matter what, or at least the shingles, and then have the option to either go a metal roof full version or we do asphalt. And depending what the budget looks like, you can make a decision then. So no matter what we do, we remove the shingles that will be part of the RFP and then we decide which way we want to go. But we make that a requirement that anyone that gets a job, whichever option they're going to bid on, that all the shingles that's already there, needs to come off. At least it's consistent. They're going to work with. Chairperson Roy said it sounds like a Band-Aid to me. You know, whatever we do without, we don't get. To the root of the problem. We're just putting a Band-Aid on it. Selectman Morin added, and that's what they've been doing for years. Mr. Dhima added, yeah. Another layer on top of another layer. I hear you. Selectman Guessferd said Yeah. No, I don't. Yeah, it's got smooth. Is.

Mr. Dhima then asked so is that the direction from the Board to basically no matter what we do that the RFP should include the removal of whatever is already out there? Let's get to the base and then go from there. There was a consensus among the Board to do this.

Mr. Dhima then asked, so do you still include half the roof, though? (laughter) Just kidding!
Selectman Gagnon made a motion, seconded by Selectman Guessferd to authorize the Town Engineer and the Public Works Director to issue a Request for Proposal for the installation of a roof for the Haselton Barn which will include the removal of the current shingles. Carried 5-0.

C. Traffic Safety Improvement Grant

Town Engineer Elvis Dhima and Police Chief Tad Dionne were recognized. Mr. Dhima started off saying so as you all know, there's a lot of ARPA money still out there. And we came across this device, which is very nice. And long story short, this is about \$4,700, I believe, per unit. And there's federal money for this that can basically reimburse us 90%. So if we purchase two of these, I'll be about \$9,200 and we're going to get about \$8,460 back. Why do we need these? These do a couple of things. Public outreach, education, whatever you want to call it. As far as speeding goes, trying to get everyone to understand what we're dealing with. It also has a radar screen that does traffic counts and speed. So we start building on what's going on out there. I see

this coming from Sandown here and I react to them every time I see flashing. It's got a white flashing in here that basically gets your attention. And they were kind enough to send us a demo and that's what that is. So basically we're here in front of you tonight to ask you if you wish to move forward with this. This will be utilized every time we have a complaint at Burns Hill Road and throughout town. But usually most of them come through the Highway Safety Committee, and we have had multiple discussions about that. When people say, what are you going to do about it? And we've talked to different options. You've got you've got a \$10,000 or \$20,000, \$30,000 options out there. And we feel like this will be something that can be moved throughout town and basically respond to people's concerns. So we're like, we don't know what to do. It is what it is, but also provides them with the ability to have additional tools, portable tools, better than driving the thing around. The trailer.

Chief Dionne then said I actually had someone recommend that the Highway Committee purchases one of these and of course we didn't have the funding. Mr. Dhima and Selectman Morin both agreed with this. The Town Administrator then said so we are applying for a grant to be able to buy two of those. The grant I think is up to 50 grand. So we're asking you tonight to apply for the grant. We don't know if we're going to get it or not. We're hoping that's the case, but we believe that starting with two would be the way to go. Unless you feel like we should get more. I think we already have one. Chief Dionne then said we have something that doesn't do quite the same. And the other one is more stealth. So it does have a purpose.

Selectman Gagnon was recognized and said I'm prepared to make the motion. And I guess I'll just add a quick comment that for Sustainability, when they do roadsides, maybe you can have that out there when they're out there. That would be a great addition to their work. Mr. Dhima replied, yeah, these are these are portable. These are easy. Is it just putting it basically on a four by four pt on a concrete post and have DPW out there basically mount this anywhere you would like? It's portable really at the end of the day. Selectman Guessferd asked, not not easily? Selectman Morin said that was my question too. Mr. Dhima replied it's got a locked mechanism that should be mounted to like a post or a tree or whatever but, and I was going to make that joke then I don't want to say I borrowed this from Nashua but I was like I'm not going to go there. But you brought it up so here you go. (laughter) Mr. Dhima then said Yeah that is an issue. I want to say that if you get the cloud option, there's a camera here that if you actually mess with it, they take pictures and they'll know. Selectman Gagnon asked Is it GPS tracked? Mr. Dhima replied, It could be, but we're not getting that option. It could be a cloud option with basically a Bluetooth built into it that goes into a cloud. That's how the stealth mode is set up. This one is basically it's got a Bluetooth into it that PD staff can talk to the device from their vehicle, but it doesn't go into a satellite or a cloud system. It's completely separated. We didn't feel like we can justify the additional cost per year. This is a one-time fee. You purchase it, you use it, that's the end of it. You can always upgrade it if you need to, but we didn't feel like we needed to do that. We have that option for the other one though this is how fast you're going. This is what the speed is. It's up to you. We can try whatever you want. We are open.

Selectman Morin asked, are you looking for four one in each direction at those two locations. Chairperson Roy replied, yeah. Yeah. I mean that would be ideal. You know, the reason I think of that is because those are two main roads Where there are schools So I know I go by one fairly regularly in Andover and it freaks me out every time. And I just think anything that we can help kind of slow people down on those roads. Selectman Morin then said so do we need an exact amount or do you want just a motion to say that they come up with a price? Mr. Dhima replied, No, you can just times to that amount and that's it. It's a fix. It's \$4,700 per unit. So if you want four units. The Town Administrator then said it's \$18,800 for four. Chairperson Roy said, okay. Does somebody want to make that motion? Selectman Gagnon replied, I'll make that motion. Madam Chair. Selectman Gagnon made a motion, seconded by Selectman Guessferd to authorize a Town Engineer and the Police Chief to apply for the grant in the amount of \$18,800 for the traffic safety equipment. This grant is 90% to 10% split with the Town portion to come from the Police account number 5671-403. Selectman Guessferd was recognized and asked I would like to just I know it's not a lot of money, but we'll be able to accommodate this but we'll be able to accommodate this in a default budget. I mean, you guys you guys are going to be good with that? Dionne replied sure. (laughter). Mr. Dhima said

that's why the Chief is here tonight to ask for more money right after this item. Chief Dionne said we'll make it work. Selectman Guessferd then said I know it's not a ton of money, but and it's worth the public safety. Mr. Dhima said I personally have the confidence of Mr. Malizia finding it. I know he will. Selectman Guessferd then said that was my discussion. I'm all set. Seeing no further discussion the Board voted. Motion carried 5-0.

D. Underground Storage Tank at Town Hall - Update

Mr. Dhima and Chief Dionne were again recognized and Mr. Dhima said, thank you. Chairperson The last one for you tonight is the underground storage tank located at Town Hall. So as you know, we have an underground system in here that we utilize Public Works, Police, Engineering, Zoning. Basically, everyone I think the Sheriff's Department as well, I think I've seen School Department sometimes here as well. So every year, every couple of years, we're subject to inspections. And as you all know, state always changes the rules. Always coming up with great stuff. Unfunded mandate, as usual. The good the ones we really like. So long story short, in January 2022, we had our state inspection and two items came out which was related to changes. We went over the items, one of them we agree with. It's basically a pipe that they want to come out of a five gallon bucket. It's connected to the vapor system. So it's about \$3,800. We can agree to that. The other thing they came up with was they're looking for a concrete disposal pad. Concrete disposal pad is basically a concrete piece that's over the tank. We already have that. So we responded saying we agreed to the first one and we'll make the necessary changes. But the second one is not applicable to us because it's an existing concrete pad was done prior to the rules in place and we got back basically an email saying, well, yes, but we meant to write this in the rules instead of that. And we're like, we understand. But the bottom line is, this is what the rules say, and they're not applicable to us. And basically the usual no we don't agree with you. So basically after two rounds of reviews, we sent it to legal got a legal opinion on that. Maybe we're reading it wrong. Mr. Lefevre came back and said, nope, my conclusion is the same as yours. I think they shouldn't be asking us for this. We're grandfathered. It's not applicable to us. We do have a concrete pad, so we reached out to them and we ask them for a legal opinion on their case. They don't simply have a process over there, so they're like, well, the only way for us to get legal involved is we have to give you a letter of deficiency. The letter deficiency triggers a 30 day basically response from us. In the same time I've been in touch with them and they still don't seem to understand that. So they're like, well, we'll get legal after. Our biggest concern is that the clock started the second they issued that letter deficiency. So we have gone through this before. Believe it or not, we had a similar case about two years ago with a landfill, some language that they wanted to add it to our permit, which just simply wasn't feasible and we just didn't agree to. We challenged it. We went through appeal and AG's office got involved and basically right after the meeting the AG told DES just drop it and that's what they did. So we've gone through this before. I believe we have a strong case. I don't understand why they're being the way they are, which is fine, whatever. They're trying to do their job, but it's just not applicable to us. And we understand and agree with what they're trying to do and what the intent is. And the intent is simple. They're looking for positive displacement barriers, which is basically the grooves that you see at the gas station, the little channels. Well, it doesn't say that on the rules. It says, you know, concrete dispersal pad It doesn't say concrete dispense or pad with a positive displacement barrier. So I don't know if someone just forgot to put it in the rules and they're just like, well, I meant to put it in, but and that's just not how it works. The rules are the rules. That's what it says. It's not applicable. Change the rules and then we'll just follow them. The cost associated with this is about 20 grand. The last quote we got was \$13,000. So this is not small potatoes, a couple of grand and we're arguing over this. This is big bucks.

Mr. Dhima continued saying, we talked to our consultant about what the requirements are and how we're going to be able to achieve this, their 13 grand assessment went out of the window and they said, oh, it's going to be more than that and we haven't heard from them. So my estimate basically on what we're going to need here these grooves need to handle five gallons at least if it's applicable to

us, which I don't think it is. We're probably looking somewhere about 20 to 25 grand. We might as well just drop the books and just go out and don't even bother doing that work. So what I'm here in front of you tonight with PD because it's under their name, thank God, is to ask the Board to move forward the appeal process and file for this right away and. And win. I mean, I don't see any other way, I don't know, are they going to make the case? So I'm asking the board to basically allow us to move forward with legal and challenges and see where it goes, because we're not going to be able to we shouldn't be doing the first item. If we're not going to agree to the second one, there's no point of spending three grand doing one thing and finding out that the other one shouldn't. You know, we're not going to get relief if that's the case. We expect to come back to the Board and basically say, this is what we're looking at. Do you want to take care of this or do you want to just move everything out of here and call it a day?

Selectman Gagnon was recognized and said so I guess I truly follow you on almost everything the last bit. Maybe your input here is I get what you're saying. We don't want to do a piece of it if we're going to be forced to do the bigger piece later. Totally get that. On the flip side, just for argument, would it look better in the court if we said, yeah, we agreed with one of those and we fixed it, but we don't agree with the second. What would it look better for us and add to our case or not? Mr. Dhima replied, the appeal doesn't go to court. The appeal works. There's a person in the middle. Chairperson Roy said administrative appeal. Mr. Dhima continued saying, yeah, it really it's exactly it. There's one guy that sits in the middle. You're going to have AG's representative with DES making the case and it's going to be Mr. Lefevre and myself on the other side. We make the case and basically the AG's office is going to say, we've got too many people to put in jail for drugs. I don't have time for this see ya. That's usually how it works, but I don't understand why they don't get that. But if they want to go down this road, so be it. And that's what I envision. That's what happened last time they went in there that looked like, really, I'm here for this. The Town Administrator then said we're willing to state that we're willing to do. That could be part of our argument and we agree, we concur, it's just this over here that's both we were in compliance. Now you've changed the rule to make us noncompliant. It doesn't work that fully agree I'm in alignment. Mr. Dhima then said but yeah, they do know that we're willing to do the first one as long as we can settle on the second piece. Selectman McGrath was recognized and said so I don't have that document in my packet. (laughter). Chairperson Roy said so it's you. Selectman Guessferd said I have an extra here. Selectman McGrath then said it's kind of too late. I mean, you know, but I'm going to abstain from voting because I don't have the information necessary to make a decision. Selectman Guessferd said I got three copies of this in my packet. I can make a motion. Chairperson Roy said can I just ask a question? So it's actually a two part question. How old is the tank there and is it would it be feasible when we have to replace that tank to make that adjustment? Mr. Dhima replied, so first question, it was built in 2001, so it's about over 20 years. It's a double chamber or double wall tank, so it should last 50 years if all taken care of. And no major rules basically get us to the point that it's going to be too much money. I personally don't see us replacing it or putting the money into it. So I think your next phase would be just subbing out, just going out to a gas station, call it a day. The rules are not getting easier. The rules are just getting more and more strict, more expensive. They don't seem to understand what the cost behind it is. They think it's a concrete pad Elvis, what's the big deal? And I'm like, Come on, look at it. So I don't know. I don't know what's going on over there. They're just kind of in their own little world. I didn't even know it changed. I was like, I never got, you know, I think as an owner or the operator of the facility, you will get a notification. Nothing happened during pandemic. Perfect timing. But anyway, long story short, I. I think we did everything we could. I think we got legal opinion. It appears that they it matches what we're trying to do. And I think it's I think it's the right move to move forward and appeal it and see where it goes. And maybe that won't buy us a lot of time, but they'll always change things later. But I think for the time being, we should fight for it even if we get a year or two out of it. Seeing no further questions, Selectman Guessferd made a motion, seconded by Selectman Morin to authorize the Town Engineer and Town Counsel to appeal the NHDES Letter of Deficiency for the underground gasoline storage tank located at Town Hall. Carried 4-0-1. Selectman McGrath abstained.

E. Dept. of Justice - Law Enforcement Mental Health and Wellness Grant Application

Chief Dionne was recognized and said Good evening. Thank you. First, before you for some grants, we would first asking for permission to apply to a grant. Us Department of Justice Grant Fiscal Year 22, Law Enforcement, Mental Health and Wellness Act Information Projects. This grant, essentially that we are requesting for is fiscal year 2022 Law Enforcement, Mental Health and Wellness Act project. The grant will be available as of September one of this year. The application due date is April 27th of this year, and that's why I'm here today. The grant would help us in growth for our critical stress management and also for implementation of our wellness program. It's a non-matching grant, so we don't have to provide any funds. I believe this is up to \$175,000 in an open, competitive grant that would be available for each individual application. And that's essentially it. But if you have any questions, I'd be more than happy to take them on that.

Selectman McGrath was recognized and asked is this to supplement the cost associated with the Doctor Sawyer? Chief Dionne replied, no, this is essentially Dr. Sawyer is available for us for both voluntary and non-voluntary needs. This would this would help in two ways. It's going to provide training for the officers, additional training for the officers that also provides wellness training, also provides resiliency practices. And essentially, we can also do like a bi annual wellness coaching program within the police department. So it's just it would help us add or help us fund methods of wellness for the police officers in addition to anything that we would that we would use normally with Dr. Sawyer as well. Selectman McGrath replied thank you. I think that that's probably a very good grant to apply. Chief Dionne replied, we had applied for it previously. I know. But I think there were some differences of what we were looking for and we were not eligible for it, but we fit into it, I believe, in this time. Seeing no further questions Selectman Morin made a motion, seconded by Selectman Gagnon to authorize the Hudson Police Department to apply for the U.S. Department of Justice FY22 Law Enforcement Mental Health and Wellness Grant. Carried 5-0.

F. FY23 Congressionally Directed Spending Application - HPD Community Room

Thank you. Next up, we are asking to apply for Senator Jeanne Shaheen's Fiscal Year 2023 Congressionally Directed Spending Request. But the particular application that we are looking for would help us with the renovation of the Hudson Community Room. The cost estimate for the renovation of the community room is about \$67,000 at this time. This particular grant would cover up to 15% of that amount for the community room in the project. It's a discretionary award committee. So we would have obviously we would be contributing, but the community room is something we plan on renovating no matter what. So essentially it brings the reason for this was with this particular grant is allows us to improve that room and also use police services in that room. And that being the additional three officers in there as well.

The Town Administrator then said I think we're talking about the charging one for us and then that one. Chief Dionne replied, I'm sorry I had it backwards. The Town Administrator said yeah, that's okay. But there's two grants. The first one is the charging and the second one. Chief Dionne asked do you want me to go to the charging one right now? Chairperson Roy said just finish this one. Chief Dionne replied thank you. It's been a long morning. But essentially I'll take any questions on that particular one on the community room renovation. And I'm sure. So this will offset the cost some of the some of the cost of what we've already got in the project or that particular part of the. If we were awarded it, we're looking at approximately ten, maybe 10,000. But anything at this point, we're looking to help offset costs. Seeing no further questions Selectman Guessferd made a motion, seconded by Selectman McGrath to make a motion to authorize the Hudson Police Department approval to apply for the Senator Jeanne Shaheen, FY 2023 Congressionally Directed Spending Request regarding the community room. Carried 5-0.

G. FY23 Congressionally Directed Spending Application - Electric Vehicle Charging Station

Chief Dionne was recognized and said now the charging port grant. We are basically applying it's the same Jeanne Shaheen fiscal year 2023, congressionally directed spending requests. It's the same grant. So essentially here we are applying for these to secure funds for the installation of three electric vehicle charges, the Hudson Police Department. These charging stations, would be installed in conjunction with the building renovation and addition, which was passed on March 8th. The timeline on the installation depends on when the addition and when the renovation would actually be constructed. The benefit on this one is that in this particular grant, it helps provide funding so long as we make one of the charging ports open to the public. We are looking when we originally drew up some of the design plan, we obviously had included that anyways when we were thinking in the future. So we would still like to be able to get those charging points. This grant here which would provide for up to sorry, the funding the funding match for this program would be 20% to 50%. So essentially, if we were awarded that, we would we would have the funding of 20 to 50% on this particular one. And we have an estimate on these charging ports at \$84,000. So our share would be either \$16,800 of that estimated \$84,040 or \$42,000. So we need to be we would either be matching at 20% or 50%.

Selectman McGrath was recognized and said I have a couple of questions about this. Um. These charging stations. I know very little about electric cars, and I hope that I don't learn more about electric cars. I don't think they're probably wise, but, um, but that's very limited knowledge that I have. But out of your fleet. How many how many cars do you have? First of all, how many cars do you have in your fleet? Chief Dionne asked Captain Bianchi, do you have an estimate on that 20? We have 15 cruises and then we have...Selectman McGrath said unmarked cars. Chief Dionne continued saying we have 28. It's an estimate. I'd have to go in inventory. Selectman McGrath then said I do know this much because I've heard it on the news reported they're either \$60,000 they can go down or go up to \$80,000, \$60,000. And then I thought I heard like \$40,000 in that range. I could be wrong but that's...I've heard that on the news reports. So if we're thinking about having electric cars for the Police Department, that's a lot of money. And I do know that that's not in the budget. So the idea of this originally speaking, even from my end, I think electric cars are going to be a part of the future for us. So the thought process is as we're starting construction now, we take care of some things that could be very cost effective for us now, saving the money for the Town in the in the in the future. So having money awarded to us from the federal government to put those charging points in, which was again part of our original design concept anyways, offsets the cost of having to put them in there through the Town taxpayers. I think what you're looking at and it just depends on who you talk to, whether you're looking at having some electric police vehicles or public cars ten years down the road or five years down the road. But I think at some point they're going to be cost effective. What I read on them now, I don't think they are for us, but at some point they are they are going to be cost effective. They can they can run for a long time. They run at full capacity when they run. I mean, I've only been reading about it for a short period of time and they are a little expensive right now for us. They do not fit for us today. But at some point I believe they are they are going to fit for us. So the thought process is even if we can't get this grant that I would consider if we're breaking ground in the parking lot, that we're running the proper conduit to have available at some point. This because I think this is where would I read the literature I read on it. I think this is we're going to be headed down the road at some point. I think maybe we're going to be forced to. But I think a lot of it depends on where the technology goes. But I mean, the technology is getting its moving, it's advancing with the again, I'm not an expert on electric cars either. I'm not. But I do see the value in the future for this. If we if we're going to be at the point where we have to where we're going to be at the point where we're going to be buying them, essentially, if we can save money now because there's money available for it. Selectman McGrath then said I think it's a wise idea that makes I mean, it makes sense to do something like that. But again, because I have very limited knowledge. But I'm curious too about the charging stations and whether or not the public would have access to them. And is that something you really that you'd want for your police department? Chief Dionne replied saying so I think that's a question we we've hashed this out for a little bit. And essentially, we can probably run a

charging port in the public area of the police lot without the police department having to do anything with it. It's not our maintenance issue becomes someone else's. Selectman McGrath said no, but is it a would it be a safety issue for your police officers if they're out in the parking lot, you know, either getting into their own vehicles or, I mean, does it pose a safety risk? Chief Dionne replied saying well, the charging port for the public would be in the public area lot, not in ours, not in our protected lot. We would have charging ports there for our police cars. They would if we were to go with three charging points, it would be at least two in the back lot to charge any electrical cars that are owned by the town. And that would be a different scenario because we would not be members of the public wouldn't be coming to our secure lot for any charge. We would essentially have two different locations for the charging points. We'd have one up front and we'd have two in the back. And essentially the kind of way I look at this, too, is we are probing to see if we have money available right now to offset our costs. And when we went through Jean Shaheen's the money, the appropriations, when we went through the appropriations that are available with these grants, we look for anything that fit for us. And these were the only two these are the only two grants that we may qualify for. And so while we're building, we thought it was wise to look because, you know, I said this before, it's kind of funny. You know, years ago I bought a brand new house and I rough plumbed the basement to think someday I'm going to finish the basement. It cost me \$400 and I probably saved several thousand because I had rough plumbed the basement the day we poured the foundation.

Selectman McGrath replied, I'm always in favor of getting grants. You know, I don't think I've ever voted against going from going after a grant because that's like free money for the Town of Hudson that the taxpayers don't have to pay. So I'm always in favor of that. But this to me, this is a scary I think this is this is one of these slippery slopes that. That I'm not comfortable with. Chief Dionne replied, right, we don't want the town to buy three charging points that someday just somebody just hangs a hose on because they never get used right down the line. And I think, you know, just in reading and just trying to research it, I don't believe that's what's going to happen. I believe that whether we move in, whether it ends up being administrative cars and detective cars at first ten years down the road or whether its police cruisers ten years down the road, I think that's what we're going to see. There are already some police departments who are doing it. Like I said before, I'm not wanting to be a guinea pig and testing patrol vehicles in Hudson, but I also am trying to be realistic and say in what I'm reading I think this is where it's going to be at some point. I think we are going to be buying police fleets, which are electric at some point, even if it's not today. This building expansion, we're hoping, brings us at least 20 years of growth in the department. And so I do not foresee us 20 years down the road not having electric cars. I don't and I think that the price will should if that's the way it's going to go, the price should come down. It should come down. But I'm just not you know what I mean? Right now, we couldn't afford them, but that doesn't mean we can't afford them five years from now, or that wouldn't be the wisest choice, maybe the wisest choice for us to be in five years.

Selectman Gagnon was recognized and said thank you, Madam Chairman. Thank you, Chief, for that explanation and that discussion. I guess, for the record, I know you and I have talked a little bit, and I appreciate your allowing me just to even speak to you about stuff like this. But one of the one of the reports that you and I you both have read is that one police station was actually able to purchase police electric police vehicles, saves so much on fuel that they were able to actually buy police counts at no additional cost to their budget. Those are those are financial quantifiable examples I think are very, very powerful that are happening today. And it is it's nice to know that you're not going to be the guinea pig. I'm totally okay with that. But to know that other towns in this state are already starting to do it and you're keeping track, that's the sign of a good leader to me. So I appreciate your innovative thought process with that. And obviously, you know, I fully support those initiatives. One question to you, this is congressional spending. I believe it's allowed and given out to all senators, federal senators and representatives. Do you have any inkling to apply this request to any other senators or representatives? Chief Dionne replied, I did not know. But I mean, it just historically, I think it's important to understand we literally got this information understood. And that's why we're asking today. It's due on the 15th and we're ready to make the application. And we're kind of I know it

feels like we're kind of rushing in because I don't want a chance to lose any offsetting costs, any way we can offset some of the costs for the renovation. I want to jump on, if we can. Selectman Gagnon replied, absolutely. Absolutely. So I'm in full support of this. And just keep in mind, I think take a quick look at other federal senators represented. I think this might be available in multiple avenues. And if you can get three or four times the amount, certainly worth the look. And that's all I have. Madam Chair, thank you.

Seeing no further questions Selectman Gagnon made a motion, seconded by Selectman Guessferd to authorize the Hudson Police Department for the approval to apply for Senator Jeanne Shaheen's Fiscal Year 2023 Congressional Directed Spending Request with the intent to buy electric charging stations for the department. Carried 5-0.

H. Hudson Town Code 202 - Blasting - Recommended Changes

Chief Buxton was recognized and said Steve, tomorrow we have to talk to Elvis about caffeine. (laughter). Good evening, Madam Chair. Members of the Board, I'm here to discuss with you the opportunity to potentially update some blasting codes or part of the Town code system for blasting. So we had some discussion earlier this year, as you're aware, from a resident in Town asking us to look at the Town code surrounding blasting 202 does provide the regulations for blasting. I can tell you that Hudson is known for having one of the toughest blasting programs in the state. So we already are in good shape. But what I wanted to do was to basically work through some modernization of the code, and that's what we're kind of proposing.

Chief Buxton went on to say so I'm going to take this step by step. We gave you a couple of different copies. One has the Town code and it's got some highlighted sections in it. And then you have the memo and I'll kind of if you ask and when you get to the point, we're asking questions, if you can please direct me which avenue you're in. So under the permitting application and fees, we certainly have the ability to apply a fee. And we're going to ask that you upped the fee for blasting from \$175 to \$300, and that's going to further as we get further into this, I'll explain why. And then also updating the Hudson Fire Department prevention area has not been around for several years. So again, administratively, we're just basically looking to update that to the Town of Hudson under permitting restrictions. Currently, it states that the expiration date shall be no later than the date of the blasters as insurance certificate. We're actually adding a couple of things in there to also add in the insurance certificate last year, state of New Hampshire, a license to use, purchase and transport, explosive materials and blasting or blasting supervisor state in New Hampshire certification competency. So we're adding a couple more requirements that have come into play since we've started this this process.

Under Section D. I want to also add in currently we just add for the name of the person who's applying for the permit. That's a requirement under Town code. We obviously gather more data than that. So we want to also add in the name of the address of the blasting company, blasting location, name the person who's designated to supervise because under state law, you have to designate a supervisor on site for the blasting operation and the approving authority. Under Section 17 General Regulation right now, it currently states a blasting can only be done during daylight hours. And we're actually asking to tighten the restrictions as there'll be no blasting any earlier than 10:00. And I'll explain why as we get further on.

Chief Buxton continued explaining, the bulk of the bulk of the update came in section 202 18 notifications under Section A and basically currently right now requires that there's a posting in printed newspaper for three days and printed newspaper, as you're aware, and your discussion all the way back to the beginning of your meeting is pretty much nonexistent. So what we wanted to do was to try to streamline how excuse me, how we go about getting notification out to the public. And that's why we're asking for that fee up crease in the beginning to \$300. When the blasting company

comes in and files for their permit they would provide the insurance information, obviously, but then they would also issue us the notification. And then as the community, we would administer the notification process in several different formats. We would put the information on our blasting page. If you go under the blasting section right now on the Town's website, you have active blasting permits. We would put the notification there. We'd also list it out on the website there. We'd also listed out on HCTV and a slide that goes up on the television. And then we would also send it out on both the Town of Hudson and the Hudson Fire Department social media accounts. And that's going to get out. That gets more legs underneath it every single day, than printed news. So basically, if we're taking on that administrative responsibility, the \$125 increase, \$175 is what the average blaster is paying right now to have something printed and put in a paper that doesn't cover or isn't achieving the objective anymore.

Under Section C, we're asking for a two-step process to be put in place for notifications. We're asking that between the hours of 7:00 in the morning and 8:00 in the morning, if a blasting company has intentions to blast in the town of Hudson, they notify the dispatch center. At 9:00, we'll be utilizing the Code Red notification system to basically put out any blasting that'll be taking place in the town during that day. And that's simply just a notification that says hey, here's a notice that there may be blasting in these areas. The second step with that to that would be 30 minutes prior to the blast, which is required under the Town code. Today the blast would call back in and say, Hey, all our drilling and our blasting is set up to go 30 minutes from now. We would gather their information again and then we would push out another Code Red that says we they are blasting at Brox Industries today on Greeley Street and we would move forward from there.

Chief Buxton went on to say, those were some simple but modernization but simple changes to the policy. This kind of achieves some of the things that we had sat down with Mr. Crowley and reviewed that he had brought forward to the Board. And if you're amendable, your step would be to kind of post a public hearing, two of them, one would be May 10th, and then the second one will be May 24th, which is in the bottom of that memo. So I certainly can answer any questions or.

Selectman McGrath said yeah. I have a question. Under section 202-17, the general regulations that says that blasting shall be conducted no earlier than 10 a.m. but you don't have anything that's later than does it? Chief Buxton replied, right now it says daylight hours. So it needs to be normal business day and it needs to work within the noise ordinance. Selectman McGrath then asked so does that change like in the summertime when. Chief Buxton replied, they certainly can blast later into the afternoon, but they still need to work within the noise ordinance of the Town. Selectman McGrath replied thank you. That's all that I mean, that was that jumped out at me, so. Seeing no further questions, Selectman McGrath made a motion, seconded by Selectman Gagnon to schedule two public hearings for the proposed changes to Town Code Section 202-Explosives to be held on May 10th and May 24th. Carried 5-0.

Chief Buxton then said Madam Chair, if I can just publicly thank Mr. Crowley and Dave Hebert, who both had a tremendous input into this update, and we appreciate their efforts going forward. Thank you.

I. Right to Know Committee

The Town Administrator was recognized and said as you all recall, on March 22nd, the Board of Selectmen formed and appointed Selectman Gagnon and Police Prosecutor Joe Tessier to the newly formed Right to Know committee as part of the settlement agreement with Jacoby v. Hudson Settlement Agreement on the Right to Know case. The settlement also stipulates that the committee will include two people who are citizens of Hudson, shall also be chosen from a list of people provided by the plaintiffs. So the plaintiffs' attorney communicated with Attorney Lefevre. And basically, there were three names that we received. The plaintiffs are recommending

John Dubuc and Jerome Bento to be members of that committee. That's the citizen members. That's their choices for that committee. So if you in a concurrence of that, you would appoint John Dubuc and Jeremy Jerome Bento to the Right to Know Committee as the two citizen members recommended by the plaintiffs. Selectman Morin said I just have one thing. I know both gentlemen were in the back, and I just want to verify that you're willing to serve. The two gentlemen replied, yes. Selectman Morin then said that's all I have. The Town Administrator said they both submitted applications, as did a third person. If you appoint them, then those four individuals would appoint a fifth individual. Seeing no further questions, Selectman Guessferd made a motion, seconded by Selectman Morin to appoint John Debuc and Jerome Bento to the Right to Know Committee. Carried 4-0-1. McGrath abstains.

The Town Administrator then said we will get everybody, everybody's email and then you can communicate with each other because it'll be their responsibility to appoint the fifth that won't go through the Board. Selectman Gagnon then said forgive me. Do we have a date when the committee will be first meeting? The Town Administrator replied, I would assume it would be up to the Committee members. What's going to work for them? Certainly time is of importance. So I would defer to those folks because I'm not sure we can set everybody's schedule. It's probably something they're going to have to figure out their first meeting. To be honest, that's why we'll get all the information to each of them and they can go from there.

J. March 2022 Revenues and Expenditures

The Town Administrator was again recognized and said we are three quarters of the way through the year. So that's three fourths, obviously 75%. Everybody's pretty much meeting their budgets at this point in time. Certainly some things get a little askew because again, as I've spoken before, we encumber the entire trash contract. We cover other things in other departments. The department that I had the biggest concern with was legal. It's at 87%. However, we are scheduled to receive \$40,000 from a settlement that'll put us at 67%. So we're under the 75%. So that should alleviate my concern about legal unless we do something in the next two months. But at this point in time, that was the one area I was really watching. On the motor vehicle side, we're at 80.2%. It continues to be a very strong revenue for us. So yeah, we're looking good on that side. So I don't have any other major concerns unless there are any questions.

K. Proposed Board of Selectmen Bylaw Revisions

Chairperson Roy said so that's something I put on the agenda about proposed bylaws revisions. So in 2019, former Selectman Martin developed bylaws. And I really appreciate sort of the starting point of that. We've had been able to work with them for about three years now, and I think we should maybe take some time and take a good look at them and see what works, what doesn't, what we might want to change, what we might want to add or take out. So what I'm asking for, I guess, is there's two, two selectmen that want to take on take on this project. Selectman Morin raised his hand and said I'll do that. Selectman Guessferd then said I'll do that as well. Selectman Gagnon made a motion, seconded by Selectman McGrath to appoint Selectman Morin and Selectmen Guessferd to the Bylaw Revision Sub-Committee. Carried 5-0.

L. Developing a Vision Statement for the Board of Selectmen - Discussion

Chairperson Roy said the next item I also put on the agenda, and that's for us to develop a vision statement for the Board of Selectmen. I think that is something that will help us guide us in the direction we want to go. Help us figure out some, some things I guess we can we can agree on and figure out where we want to go with this Board. I think vision statements are important

to have Again, a guidance for direction. And what I'm suggesting is we've set aside two nonconsecutive four hour periods. We bring in a facilitator. Ms. Laffin had had recommended someone, and then Mr. Malizia indicated that Primex provides...The Town Administrator then said Primex who's our insurance provider, does this sort of service. Basically, we're a member, so we get it gratis. Now, whether they do two gratis I'll have to find out. But they definitely will do the first one for free. Selectman Guessferd said I'm definitely in favor of this. Chairperson Roy asked, anybody have any questions? Selectman Morin asked you just going to use a workshop night? Is that the plan? The Chairperson replied, yeah. Yeah, we can use a workshop. Or if we if we want to do it, it would be up to the Board either workshop night or Saturday morning to you know. Selectman Guessferd said and if we do a workshop night probably earlier. Start earlier. If it's gonna be 4 hours. The Chairperson replied, right, right, right. Yeah.

Selectman Gagnon said yeah, I guess. I mean I'm in general support of. I think it's a good thing to look into. I'm really interested in seeing what my other fellow Board members have to think about what we really should be focusing on. Reactive, proactive. So I think it's a it's an interesting I'm looking forward to that active discussion for sure. And if we can get it for at least one meeting free of cost with some direction that would be fabulous. Selectman Guessferd then said every entity, whether it be a business or municipality or government organization, the federal government does this all the time. Organizations, it's, it's, it's important and it really does kind of underpin what, what we're looking to do in a particular period of time. So I'm, I'm all for it.

The Town Administrator said I guess the next step would be to reach out to Primex to see when and when they can do it. Because without the facilitator, it doesn't make a lot of sense. So I'll reach out and just see what they have to offer. Do you do can you do this night. Can you do a Saturday? Probably prefer the meeting night. Yeah. Sometimes comment people want to be doing other things. There was a consensus to do this among the Board.

10. Remarks by the Town Administrator -The Town Administrator said I'll be very brief this evening. I hope everyone has a Happy Easter.

11. Remarks by the School Board - School Board Chairman Gary Gasdia said, I don't know if I'll be that brief but, The superintendent transition is going really well. Superintendent Russell and our new incoming superintendent Dr. Mullis, have been working closely together. He's been meeting with the principals and various administrators. You know, the superintendent also described it at our meeting the other night as pretty much the best transition that we could have hoped for, especially for someone coming in from the outside. So that's going good.

A lot of activities in town spring sports are going on. Teams are doing well. The musical was that last week, Fiddler on the Roof coming in a couple of weeks over at the high school. So lots of lots and lots of activities. And the prom and graduation are right around the corner. So as I Said, two or three times in the past Couple of weeks, we are officially back to normal. There is no difference now from pre COVID.

So we made it through. Selectman Guessferd asked, how'd Cabaret go? Cabaret was fantastic. So it was great. It was a packed house. It was all the things that you would expect to see. And somehow or other, even though those a lot of those kids never had the chance to do one before, there's just a new group every year that comes out of the woodwork and blows you away. And which reminds me, we were represented this past weekend at the All-State we had, I think 13 students at choral and band All-State representation. So lots of great things happening.

12. Other Business/Comments by the Selectmen

Selectman McGrath: I have nothing this evening.

Selectman Gagnon: Just two quick things. One, I want to give a shout out to Mary Palmer. She's going through another bout of cancer. So I wore shirt in her recognition tonight to, you know, think of people, both herself and others going through difficult times like that. And I hope she's doing well and hope for full recovery, for sure. And also, I look to our School Board representative I was informed that there's a game called assassins taking place right now. So we can expect kids with seemingly squirt guns or nerf guns running around Town possibly? Mr. Gasdia replied, I know nothing of that fact as the School Board Chair, but as a parent I will tell you, yes, that is. And so I guess I give a gentle warning because I love to have fun myself. Please don't use black painted sport guns. Mr. Gasdia replied, this is not sponsored by the School. This is something that is organized by the kids. But yes, it is going on. Selectman Gagnon replied, Thank you for that clarification. So then I will direct my attention to the students of Hudson. Please don't paint your squirt guns or modify their orange tips in any way. As much as cool as that may look, it can get you in some serious trouble, if not danger if officers come up on you. So enjoy the game, but please play safe. Thank you.

Selectman Morin: Just a couple of things. Conservations working on a plan for the Rangers Forrest that they'll be coming towards to yeah. Forward to us in the near future. They just got some logistics they got to work on. And the other thing is recently the Clerk's office, we've gotten several positive responses for them in the treatment of customers. And I guess they helped a couple the other day get a marriage license. They couldn't get one in Nashua due to disabilities and things like that. So we've just gotten a lot of responses for that office and I just wanted to send a shout out to them. They do an excellent job. That's all I have. Thank you.

Selectman Guessferd: Yeah a couple of things. The Hudson Cable Committee met yesterday, last night. We are updating the policies and procedures, so that'll probably be coming before the Board at some point. Mostly a lot of administrative things, but it hasn't been updated since 2009. So it was time to update those. As far as Rec is concerned, there was a committee meeting and as we've all seen, it was comedy night, Saturday night that was sponsored by them. I attended it was an awesome event, was great, great community support. Everybody's great to be getting out there as well as on the recreation side. The other part of it, there's a lot of things out there that are coming up, all the spring sports, the adult sports, the kids sports. So Chrissy Peterson, as we all know, she's our citizen of the year and she's doing a fabulous job. And they're also doing an event on Saturday. So we've got Easter coming up, as you said. Happy Easter to everybody. Saturday, there is an Easter event and it sold out. So it's going to be fun and looking forward to all those activities. Everybody have a happy and blessed Easter and we'll see you soon.

Chairperson Roy: So I just want to take a minute and I just want to thank the folks that have stepped up to volunteer. The Right to Know committee. Mr. Crowley for helping Chief Buxton with the blasting policy, the number of volunteers we had either re-upping their volunteerism or coming forward tonight. So I just want to take a minute and thank those folks and tell everybody to have a Happy Easter.

13. Nonpublic Session

Motion by Selectman Guessferd at 9:23 p.m., seconded by Selectman Gagnon to go into non-public session under RSA 91-A: 3 II (a) The dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him 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. A roll call vote was taken. Carried 5-0.

Nonpublic Session was entered at 9:23 p.m. thus ending the televised portion of the meeting. Any votes taken upon entering open session will be listed on the Board's next agenda. The public is asked to leave the room.

Chairperson Roy entered open session at 9:55 p.m.

Motions made after nonpublic session

1. Selectman Morin made a motion, seconded by Selectman Guessferd to promote Doug Bosteels to the position of Information Technology (IT) Specialist within the IT Department, in accordance with the Hudson Police, Fire and Town Supervisors Association Contract, with a salary of \$88,469, (Step 3). This elevation in rank will be effective April 17, 2022. Carried 5-0.

2. Selectman Gagnon made a motion. Seconded by Selectman McGrath to approve the posting of a full-time Information Technology (IT) Technician II as recommended by the IT Director. Carried 5-0.

At this point the Town Administrator and Executive Assistant were dismissed.

Selectman Gagnon made a motion, seconded by Selectman Guessferd to go back into nonpublic session under RSA 91-A: 3 II (a) The dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him 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. A roll call vote was taken. Carried 5-0.

Nonpublic session was entered at 9:56 p.m.

14. ADJOURNMENT

Motion to adjourn at 10:19 p.m. by Selectman Morin seconded by Selectman Guessferd Carried 5-0.

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

Kara Roy, Chairperson

Bob Guessferd, Vice Chairman

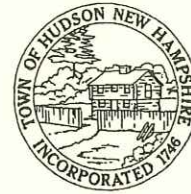
David Morin, Selectman

Marilyn McGrath, Selectman

Brett Gagnon, Selectmen



TOWN OF HUDSON
Finance Department



Agenda
4-28-22

8A

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

To: Board of Selectmen
Steve Malizia, Town Administrator

RECEIVED

APR 21 2022

From: Lisa Labrie, Finance Director *LL*

TOWN OF HUDSON
SELECTMEN'S OFFICE

Date: April 21, 2022

Subject: Replacement of 2004 Front End Loader – Lease purchase of a 2021 Loader

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

Recommendation:

I agree with Jess Forrence to enter into a 5 year lease purchase for a front-end loader. The loader that we currently have needs replacement and is 18 years old.

Information:

This would be a replacement of our 2004 Caterpillar which will require an estimated \$40,000 worth of repairs. From an accounting standpoint, the useful life of this piece of equipment is 15 years. It doesn't make good fiscal sense to invest \$40,000 to repair it. The lead time to receive this equipment is approximately 6 months.

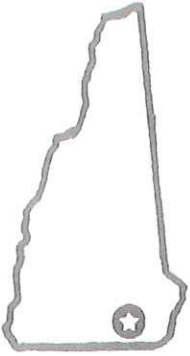
Funding:

Public Works had money set aside in the FY23 budget for \$42,000 for this purchase (split equally between Sewer, Streets and Drains). Due to the default budget situation for FY23, funding will have to come from an alternate source than originally planned. The estimated annual payment will be \$42,000 with \$14,000 coming from the Sewer Budget (voter approved) line item 5562-401 and the remainder from the town wide paving account 5552-248.

Motion 1: To waive the bid process and purchase from Milton Caterpillar of NH who matched the quote received from Sourcewell Government Equipment Purchasing Program.

Motion 2: To enter into a 5 year lease to purchase agreement for a 2021 Caterpillar 938M Front End Loader. The first year of the lease would be paid for with \$14,000 from Sewer account 5562-401 and \$28,000 from Town Wide Paving account 5552-248. All funds to be from the FY23 budget.

Both Motions are recommended by the Public Works and Finance Directors.



TOWN OF HUDSON

Public Works


RECEIVED

APR 27 2022

TOWN OF HUDSON
SELECTMEN'S OFFICE



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

Date: April 26, 2022
To: Board of Selectmen
From: Jess Forrence, Public Works Director 
Re: Replacement Front End Loader lease purchase

I would like to discuss entering into a 5-year lease purchase for a replacement front-end loader. In the FY22 default budget, we currently have \$14,000 in 5552-401, \$14,000 in 5554-401 and \$14,000 in 5562-401 for the last payment of the 5-year lease purchase for our excavator. We had budgeted these amounts into the FY23 budget to purchase a front-end loader but the default budget has removed the funding for this critical piece of equipment.

The current front end loader that we are looking to replace is a 2004 Caterpillar. This machine needs engine work, pins and bushings need to be rebuilt, and the cab has severe rot, which is allowing a small amount of exhaust emissions to enter the operator station. I estimate that this machine will require over \$ 40,000 worth of repairs. Even with all these repairs, this will still be an 18 year old machine.

Attached is a quote from Milton Caterpillar for a 5-year lease purchase of a replacement front-end loader. The payments would begin in July in our FY23 default budget. The estimated annual lease payment would be \$42,000 with \$14,000 coming out of the voter approved Sewer Budget line item 5562-401, with the remaining \$28,000 coming out of the Town Wide Paving account, line item 5552-248. The lead time on this machine is approximately 6 months. This Caterpillar 938M wheeled loader was quoted using the Sourcwell Government Equipment Purchasing program which Milton Caterpillar of New Hampshire has matched.

I will be available to answer any questions you may have.

Cc: Steve Malizia, Town Administrator

Cc: Lisa Labrie, Finance Director

Milton



Mr. Jim Lavacchia
Town of Hudson
2 Constitution Dr.
Hudson, New Hampshire 03051

September 16, 2021

Dear Jim,

I want to thank you for allowing Milton Cat, one of the leading Caterpillar dealers in North America the opportunity to provide the Town of Hudson with a Quote for your upcoming wheel loader replacement needs. Milton Cat highly values your business and you can be assured of unmatched service and dealer support on machines that are second to none in the industry.

Specifications and pricing are only a part of the decision on the purchase of new equipment and does not describe the machine design, reliability and operational advantages, nor does it describe the product support you will receive from your dealer. These factors are extremely important when you are deciding on a major purchase such as a wheel loader which you will be relying on for the next Fifteen (15) plus years. Milton Cat, as well as I feel confident that should you choose Caterpillar for your upcoming equipment needs in that you will receive unmatched product support, productivity and reliability from the Caterpillar line of equipment.

Pursuant to your request, please find enclosed a Quote on a 2021 Caterpillar 938M, based on your specifications, needs and desires.

Corporate

100 Quarry Drive
Milford, MA 01757
508.634.3400

84 Concord Street
North Reading, MA 01864
978.276.2400

14 Kendrick Road, Rt. 28
Wareham, MA 02571
508.291.1200

2158 Plainfield Pike
Cranston, RI 02920
401.946.6350

30 Industrial Drive
Londonderry, NH 03053
603.665.4500

One Cat Lane, Rt. 2
Richmond, VT 05477
802.434.4228

79 Robertson Boulevard
Brewer, ME 04412
207.989.1890

16 Pleasant Hill Road
Scarborough, ME 04074
207.883.9586

500 Commerce Drive
Clifton Park, NY 12065
518.877.8900

294 Ainsley Drive
Syracuse, NY 13210
315.476.9981

4610 E. Saile Drive
Batavia, NY 14020
585.815.6200

55 Industrial Park Drive
Binghamton, NY 13904
607.772.6500

Mr. Jim Lavacchia
Page 2

MILTON CAT

**One (1) New 2021 Caterpillar 938M Wheel Loader, with 0 Hours
Standard and Optional Equipment, Town of Hudson, NH**

938M Wheel Loader
6 Cylinder, 7.1 Liter, 190 ISO Horsepower, 648 ft/# Torque, Tier 4F Engine
Engine Pre-Cleaner, Engine Coolant Heater
Demand Style Hydraulically Driven Cooling Fan
Silicone Engine Hoses, Extended Life Coolant
Electrically Controlled Hybrid 4 Speed F/R Hydrostatic Transmission
Locking Front Differential and Torque Proportioning Rear Differential Axles
Inboard Wet Disk Brakes
Ride Control
Access Platforms and Steps, Front Windshield Washing Steps/Handrails
Deluxe ROPS/FOPS Cab with Automatic Climate Control (66 dB(A))
Dual Inside and Dual Heated/Electronically Controlled Outside Mirrors
Premium Leather/Fabric Heated/Cooled Air Susp. Seat, Dual Arm Rests, Seat Mounted
Loader Control, with FNR
Tilt and Telescopic Wheel
Deluxe Monitor/Alarm System
Color Rear Camera
Three Spool Valve with Single Joystick (seat mounted), FNR, Aux. Hydraulics
Load Sensing Hydraulic System, with a total flow of 84 gpm
Roading Fenders
Four (4) 1000 CCA Heavy Duty Batteries, 115 Amp. Alt., Battery Disc. Switch
5 Amp. 24/12 Volt Converters, with 12 Volt Powerpoint
AM/FM Bluetooth Radio
20.5-25 Michelin Snow Plus Radials
Premium LED Light Package
LED Front Driving Lights
4 Corner Strobes
Front & Rear Wipers/Washers
Rear Window Defroster
Heavy Counterweight, with Rear Hitch
Heavy Duty Bottom Guard
Caterpillar Fusion Hydraulic Coupler
Jump Hoses
3.5 Cu. Yd. Caterpillar Performance Quick Hitch GP Bucket, with B.O.E.
In Cab Settable Return to Dig, Boom Height Kick-Out, Return to Carry Features
Payload System
Auto Lube
Manufactured in the USA
Owners, Parts Manuals
5 Year/5000 Hour Premier Warranty
Operating Weight as per these specifications: 35,754 Pounds

Mr. Jim Lavacchia

Page 3

\$245,000.00 Discounted Budget Cost
\$ 40,000.00 Less Caterpillar IT38G Trade
\$205,000.00 Net Trade

Requested Options:

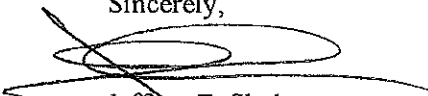
Add \$1,750.00 for loading all 4 tires with Beet Juice

Add \$2,750.00 for an IT to Fusion Interface Adapter

Should the Town of Hudson wish to lease/purchase the Caterpillar replacement loader, Caterpillar Financial offers municipalities' low lease rates for up to Seven (7) years. These municipal leases can be structured with monthly, quarterly, semi-annual or annual payments, both upfront and in arrears. I would be more than happy to provide you with any specific lease terms or amounts, should you so desire.

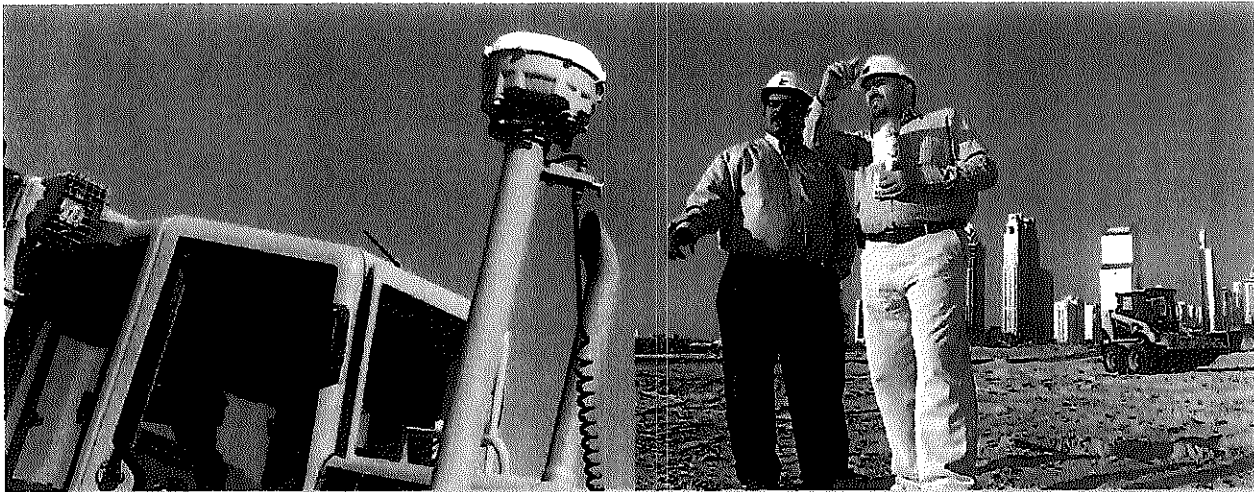
Again, I want to thank you for allowing Milton Cat the opportunity to provide this Quote to the Town of Hudson for your upcoming equipment replacement needs. Should you have any questions regarding this information, please feel free to contact me.

Sincerely,


Jeffrey E. Slade
Territory Manager
Governmental Accounts
New Hampshire/Vermont

JES

surface/hudsonnh938mquote21



Standard

Preferred

Premium

Cat® Equipment Protection Plan

PREMIER

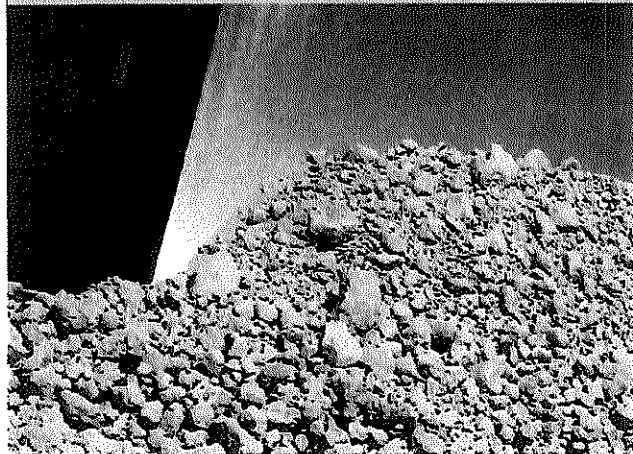
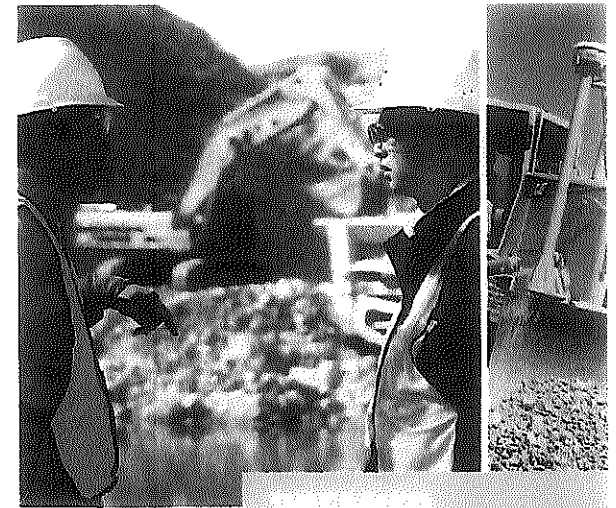
Our most comprehensive coverage includes powertrain and hydraulic components, as well as additional electrical and structural components. Powertrain components produce, transmit or control engine horsepower for moving the machine. Hydraulic components are associated with steering and implement control.

Learn more:

Contact your local Cat® dealer today or visit

www.cat.com/epp

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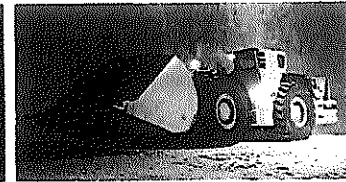
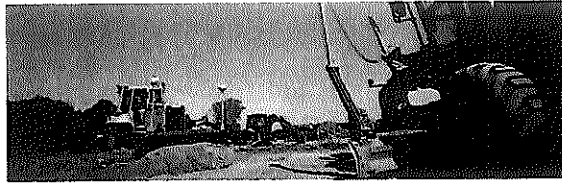
CAT®

CAT, CATERPILLAR, their respective logos, "Caterpillar Yellow" and the "Power Edge" trade dress, as well as corporate and product identity used herein, are trademarks of Caterpillar and may not be used without permission.

CONTROL YOUR COSTS MINIMIZE YOUR RISKS

This plan safeguards your investments in new and Cat Certified Used* machines beyond the standard warranty period. It includes parts and labor to protect you against covered failures caused by defects in materials and workmanship. With the Premier Equipment Protection Plan, you can increase the predictability of service and maintenance costs—and reduce unplanned downtime.

*Product availability varies by region.



WHAT WE DO

- Perform necessary inspections to confirm eligibility
- Install parts approved by Caterpillar on covered repairs
- Validate your enrollment in the program

WHAT YOU DO

- Operate equipment according to the Cat® Operation & Maintenance Manual (OMM)
- Have recommended preventive maintenance performed at intervals specified in the OMM
- Upon request, provide proof of preventive maintenance compliance (receipts, copies of work orders, invoices)
- Promptly provide the machine for repair in the event of a covered failure

COVERED COMPONENTS

Engine & Accessories

Engine - Internal Components
Oil Cooler
Radiator
Exhaust / Muffler
Manifolds
Fan Motor
Water Pump
Fuel Injection Pumps
Injectors
Lift / Transfer Pump
Senders / Solenoids / Sensors
Thermostat
Flywheel & Torque Converter
Engine Oil Filter Mount
Turbocharger
Starter
Alternator
AC Compressor / Condenser
Electronic Control Modules
Governor / Speed Controls & Linkages
Fuel Lines
Fuel Tank & Assoc. Parts
Water Piping
Oil Hoses / Lines (non-hydrostatic)
Cylinder Block
Piston
Piston Rings
Piston & Connecting Rod
Crankshaft, Main Bearings & Rod Bearings
Camshaft & Camshaft Bearings
Timing / Accessory Gears
Timing Chain / Belt
Cylinder Head
Inlet / Exhaust Valve
Valve Cover & Base
Valve Spring & Guide
Rocker Arm
Rocker Shaft Assembly
Push Rod

Balancer
Fuel Pump / Governor Drive
Oil Pump
Oil Pan Group
Fan & Fan Drive

Transmissions

Transmissions
Transmission Oil Lines
Hydraulic Controls
Transmission Oil Filter Base
Transmission Gears
Final Drives / Planetary
Drive Shafts
Transfer Case
Wet Brake Assemblies
Hydrostatic Pumps & Drive Motors
Linkage / lines Connected to Hystat Pump
Drive (pilot/eh) Control Valves
Senders / Sensors
Powertrain Transmission Lines / Hoses
Transmission Oil Tank
Drive Train Oil Lines
Bevel and Transfer Case

Drive Shafts & Axles

Axles
Axle Seals
Final Drive & Wheel
Final Drive Case / Bore
Final Drive Chain
Final Drive Gears
Axle Shaft
Drive Axle Oil Pump
Universal Joint

Steering

Steering Clutch
Steering Clutch & Brake Control Valve
Steering Gear & Valve
Power Steering Logic Module
Steering Linkage
Steering Column
Steering Console
Tie Rod

Hydraulic Systems

Hydraulic / Steering Hoses & Lines
Hydraulic Cylinders
Hydraulic Valves & Controls
Hydraulic Accumulators
Hydraulic Oil Coolers
Hoses and Lines
Hydraulic Swivels
Hydraulic Oil Filter Mount
Hydraulic Oil Temperature Sensor
Hydraulic Oil Filter Base
Hydraulic Tanks

Suspension

Automatic Grade Control
Axle Spring
Bogie Suspension
Cross Slope Control
Equalizer Bar
Equalizer Bar Center Pin Support
Equalizer Bar Support
Stabilizer
Suspension Control
Suspension Control Valve
Suspension Cylinder

Brake Systems

Brake Master Cylinder
Vacuum Pump
Wheel Cylinder
Brake Caliper, Head Assembly
Control Valves
Brake Lines
Accumulator

Electrical & Instruments

Gauges / Indicators / Instruments
Wiring harnesses
Switches
Relays / Circuit breakers
Generator
Alternator / Generator
Battery Charger
Main Power Relay
Start Switch
Fuse / Circuit Breaker Panel
Circuit Board

Frames & Linkages

Chassis / Implement Frames
Weldment
Carbody
Main Frame

Undercarriage

Track Roller Frame
Track Adjuster
Recoil Spring

EXCLUSIONS

If a component is not listed, it may not be included in the plan. Other exclusions include:

- > Improper or abusive use of the machine
- > Lubricating oil, antifreeze, filters, consumables and other maintenance items replaced during the covered component repair, unless such items are rendered unusable by a covered component failure
- > Failures caused by normal wear-out
- > Freight charges for parts shipments
- > Travel time and mileage involved in getting to a job site
- > Hauling costs and / or retrieval costs
- > Overtime labor costs
- > Repair costs resulting from the failure of any non-covered components
- > Downtime loss
- > Equipment rental charges
- > Any incidental / consequential damages or costs incurred as a result of a covered component failure.
- > Modifications unless approved by Caterpillar

Examples of covered and excluded components or items are listed here. The actual dealer contract will govern. For a complete list of included components and more information on Cat Equipment Protection Plans, contact your local Cat dealer.

Agenda
4-26-22

RECEIVED
APR 21 2022
TOWN OF HUDSON
SELECTMEN'S OFFICE

8B

Memo to: Board of Selectmen
From: James Battis, Chair
Citizen's Traffic Advisory Committee
Date: 19 April 2022

The three members of the Citizen' Traffic Advisory Committee (CTAC), at our last meeting on 28 February 2022, decided to request advice from the Board of Selectmen on the future direction of the CTAC. At this point the committee membership does not see a viable path forward to contribute to resolution of the traffic issues in Hudson it was created to address.

Over the life of the committee, the panel has been plagued by low public interest and input to the committee. For example, it took nearly six months and a reduction in the CTAC membership to achieve a quorum enabling us to hold our first meeting. During the next two years our active membership never exceeded four of the five authorized members. Although our meetings were significantly curtailed by COVID-19 issues, when we did meet we had a total of two members of the public attend one of our meetings with one person providing public input. Additional public input via email occurred on five occasions, including a recent 18 April 2022 submission. Two of these emails concerned traffic issues (speeding, signage) that were more appropriate to the Highway Safety Committee and one was an anonymous email concerning traffic enforcement that the Police Department was attempting to handle. Two were outright SPAM.

It is my general view that the committee concluded that the traffic issues in Hudson are largely created by factors outside the control of the Town of Hudson. Among these are the large commuter and commercial traffic volume attempting to cross the Merrimack River to and from Nashua and Route 3. These issues are more regional and will not be resolved within Hudson.

From: <https://www.hudsonnh.gov/bc-ctac>

Citizen's Traffic Advisory Committee

Citizen's Traffic Advisory Committee Purpose, Membership, Responsibilities and Guidelines

Purpose: The Citizen's Traffic Advisory Committee ("Committee") serves as an advisory committee to the Board of Selectmen. The purpose of the Committee is to identify and discuss areas of traffic concern, evaluate suggested improvements received from citizens, Town staff, and the Nashua Regional Planning Commission, and recommend measures to improve traffic conditions to the Board of Selectmen.

Membership: The Committee shall consist of five (5) regular members and one (1) alternate member, who shall be residents of the Town of Hudson. Regular and alternate members shall be appointed by the Board of Selectmen, shall serve at the will of the Board of Selectmen, and may be removed by the Board of Selectman at any time, with or without cause. One (1) member of the Board of Selectmen, to be chosen by the Board of Selectmen, shall serve as a liaison to the Committee, together with the Town Engineer and the Town Planner, who shall serve as staff liaisons to the Committee. Liaisons may participate in the discussions and deliberations of the Committee, but shall not be entitled to vote.

Responsibilities: The primary focus of this Committee will be the Town's major corridors, which are Lowell Road (Route 3A), Central Street (Route 111), and Derry Road (Route 102). The secondary focus will be on collector roads such as Robinson Road, Wason Road, etc. Non-collector roads will last on the priority list. Private roads are not the responsibility of the Committee.

The Committee shall:

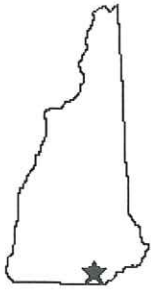
1. Create and keep bylaws up to date.
2. Create an index of traffic concerns within the mission's boundaries.
3. Report to the Board of Selectmen every six months.
4. Work with the Engineering and Planning Department on solutions.
5. Provide recommendations to the Board of Selectmen.
6. Comply with the Right-to-Know Law, RSA 91-A.

Guidelines:

The Committee's Bylaws shall provide, at a minimum, that:

1. All communications between the Committee and Town staff shall be through the Chair, or in the Chair's absence, through the Vice Chair, to either the Town Engineer or the Engineering Administrative Aide.
2. All meetings shall be conducted in accordance with the Right-to-Know Law. Members and alternates shall refrain from using electronic or other means of communication to discuss Committee matters outside of public meetings when such communications may violate the Right-to-Know Law.
3. All materials to be discussed at public meetings shall be submitted by the Committee Chair to either the Town Engineer or Engineering Administrative Aide at least one (1) week prior to the meeting by 10:00 a.m. Any materials or agenda items that are not submitted by this deadline will have to be put off until the following meeting.
4. Items or materials that are not on the agenda or in the packets shall be held off for discussion until the next meeting. Only materials that are brought in by guest speakers can be handed out at the meeting. Any items that are handed out at the meeting shall be left in the correspondence folder to go along with the meeting file, for record keeping.
5. Members and alternates are not allowed to represent the opinions of, or hold themselves out as acting on behalf of, the Committee, on any personal or public social media platform, or in a public speaking platform, without the express written approval of the Committee. Copies of any such approval shall be submitted to the Town Administrator, Town Engineer, Engineering Administrative Aide and Board of Selectmen in advance of publication.
6. As the Committee is an advisory board, any Committee inquiries to local, State or Federal governmental agencies shall be approved by and transmitted through the Board of Selectmen or its designee.

Agenda
4-26-22



TOWN OF HUDSON

Engineering Department

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



INTEROFFICE MEMORANDUM

TO: Steve Malizia, Town Administrator
Board of Selectmen

FROM: Elvis Dhima, P.E., Town Engineer
William Collins, Conservation Commission Chairman

DATE: April 14, 2021

RE: Kimball Hill Road (Map 172 Lot 1) Purchase

8C
RECEIVED

APR 22 2022

TOWN OF HUDSON
SELECTMEN'S OFFICE

Mr. Malizia,

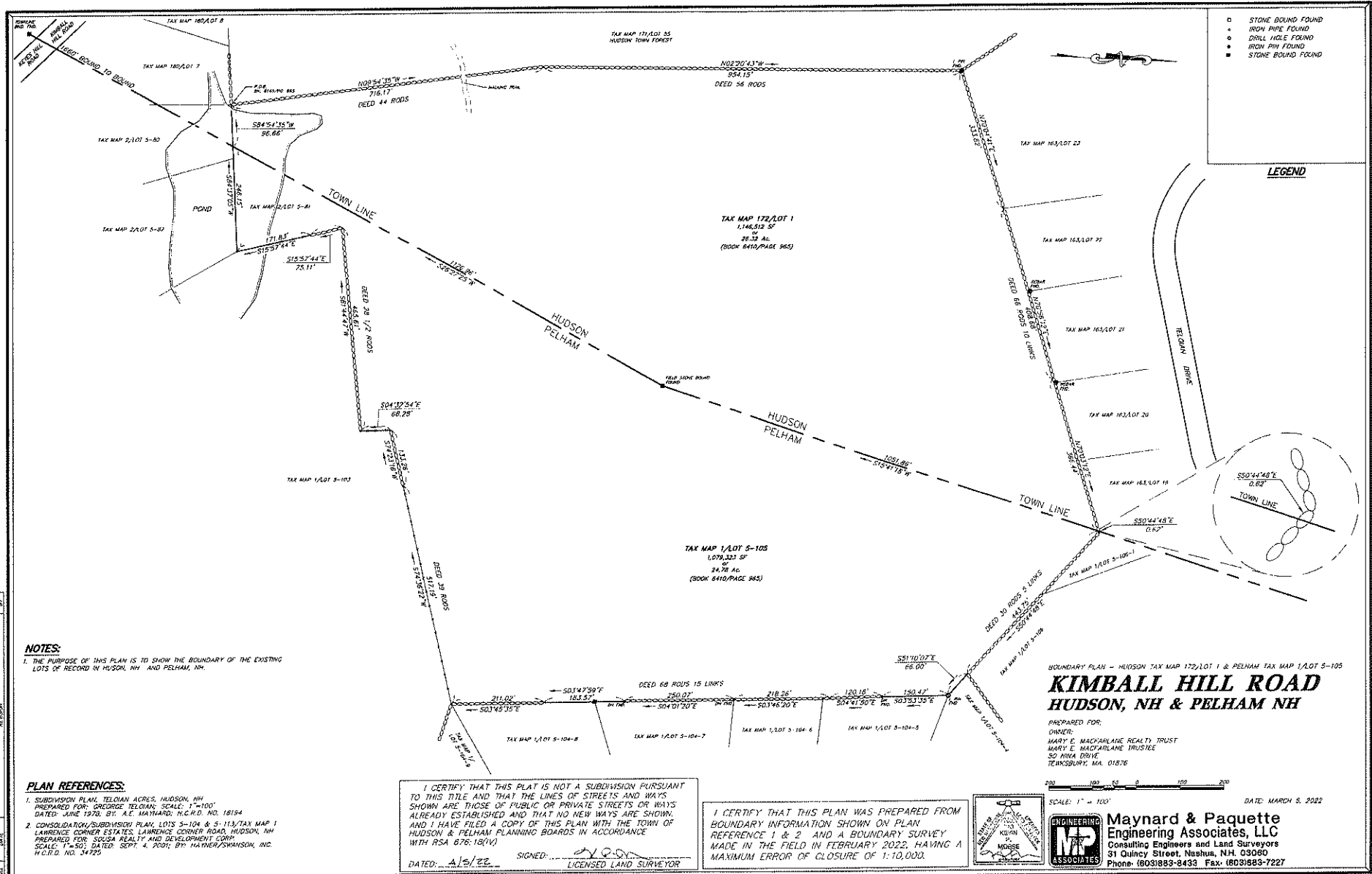
The Hudson Conservation Commission has been working with the legal representative of the Mary E MacFarlane Realty Trust to purchase this property. The total area of this property is twenty six (26) acres and it is adjacent to Kimball Hill Town Forest.

The warranty deed document and the Purchase and Sales agreement were prepared and revised by Town Counsel. This purchase, if approved, will be funded one hundred (100) percent by Conservation Commission funds.

The Conservation Commission and the Town Engineer's recommendation is to purchase this property at this time.

Motion:

To approve and authorize the Town Administrator to sign the Purchase and Sales Agreement for Kimball Hill Road (Map 172 Lot 1), for the amount of \$150,000, as recommended by the Conservation Commission and the Town Engineer.



- STONE BOUND FOUND
- IRON PIPE FOUND
- DRILL HOLE FOUND
- IRON PIN FOUND
- STONE BOUND FOUND

LEGEND

NOTES:
 1. THE PURPOSE OF THIS PLAN IS TO SHOW THE BOUNDARY OF THE EXISTING LOTS OF RECORD IN HUDSON, NH AND PELHAM, NH.

- PLAN REFERENCES:**
1. SUBDIVISION PLAN, TELLOIAN ACRES, HUDSON, NH
 PREPARED FOR: GEORGE TELLOIAN; SCALE: 1"=100'
 DATED: JUNE 1970; BY: A.E. HAYWARD; H.C.R.D. NO. 18194
 2. CONSOLIDATION/SUBDIVISION PLAN, LOTS 5-104 & 5-113/TAX MAP 1
 LAWRENCE CORNER ESTATES, LAWRENCE CORNER ROAD, HUDSON, NH
 PREPARED FOR: SUGSA REALTY AND DEVELOPMENT CORP.
 SCALE: 1"=50'; DATED: SEPT. 4, 2001; BY: HAYNER/DYKMANSON, INC.
 H.C.R.D. NO. 34725

I CERTIFY THAT THIS PLAT IS NOT A SUBDIVISION PURSUANT TO THIS TITLE AND THAT THE LINES OF STREETS AND WAYS SHOWN ARE THOSE OF PUBLIC OR PRIVATE STREETS OR WAYS ALREADY ESTABLISHED AND THAT NO NEW WAYS ARE SHOWN, AND I HAVE FILED A COPY OF THIS PLAN WITH THE TOWN OF HUDSON & PELHAM PLANNING BOARDS IN ACCORDANCE WITH RSA 876:18(VI)

DATED: 3/5/22 SIGNED: [Signature]
 LICENSED LAND SURVEYOR

I CERTIFY THAT THIS PLAN WAS PREPARED FROM BOUNDARY INFORMATION SHOWN ON PLAN REFERENCE 1 & 2 AND A BOUNDARY SURVEY MADE IN THE FIELD IN FEBRUARY 2022, HAVING A MAXIMUM ERROR OF CLOSURE OF 1:10,000.

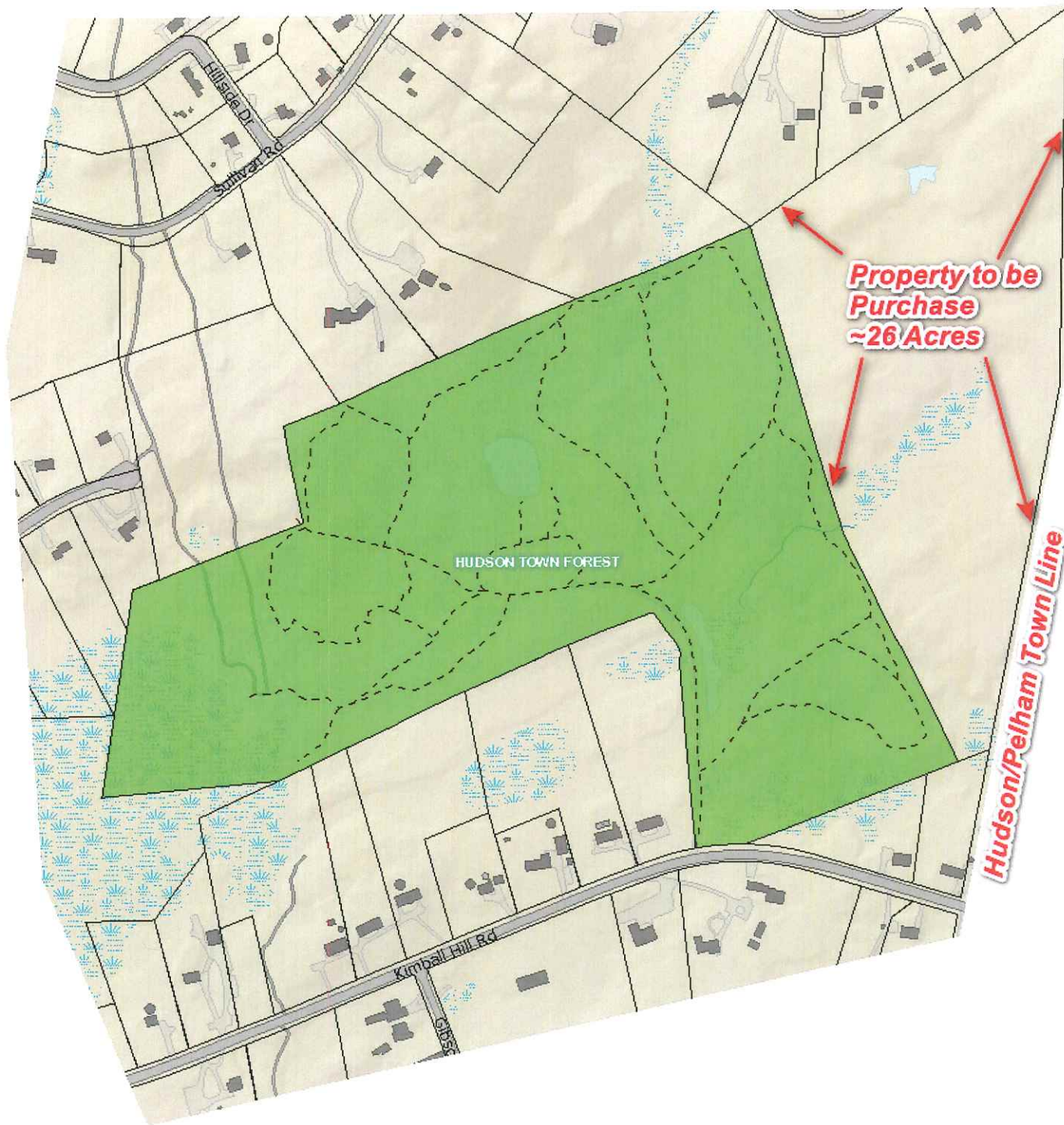
BOUNDARY PLAN - HUDSON TAX MAP 172/LOT 1 & PELHAM TAX MAP 1/LOT 5-105
KIMBALL HILL ROAD
HUDSON, NH & PELHAM NH

PREPARED FOR:
 OWNER:
 MARY E. MACFARLANE FIDELTY TRUST
 MARY E. MACFARLANE TRUSTEE
 32 IRMA DRIVE
 TEENINGSBURY, MA 01876

SCALE: 1" = 100' DATE: MARCH 5, 2022

ENGINEERING
ASSOCIATES
Maynard & Paquette
 Consulting Engineers and Land Surveyors
 31 Quincy Street, Nashua, NH 03080
 Phone: 603-883-3433 Fax: 603-883-7227

Planning & All Other Registered 2022
 Licensed Professional Engineer
 Licensed to Practice in the State of New Hampshire



**Property to be
Purchase
~26 Acres**

Hudson/Pelham Town Line

HUDSON TOWN FOREST

Hillside Dr
Summit Rd

Kimball Hill Rd

PURCHASE AND SALE AGREEMENT

AGREEMENT made this ____ day of April, 2022 by and between

TOWN OF HUDSON, a New Hampshire municipal corporation, with a principal address of 12 School Street, Hudson, New Hampshire 03051 (the "**Buyer**"), and

MARY E MACFARLANE, TRUSTEE of THE MARY E. MACFARLANE REALTY TRUST, under trust instrument dated March 23, 2001, as amended, of 50 Nina Drive, Tewksbury, Massachusetts 01876 (the "**Seller**").

WITNESSETH

For and in consideration of the mutual agreements herein contained and the consideration herein expressed, Buyer and Seller agree as follows:

1. DESCRIPTION AND SALE OF PREMISES: Subject to and upon the terms and conditions hereinafter expressed, Seller agrees to sell and convey and Buyer agrees to purchase a certain tract or parcel of land and the improvements thereon located at: **150 R Kimball Hill Road, Hudson, New Hampshire** (aka Town Parcel ID #172-001-000), described as vacant land of approximately 28.286 acres, more or less, together with and including all appurtenant rights and easements and all of the right, title, and interest if any, of Seller in and to all lands lying in the streets and roads abutting the above-described tract (collectively the "Premises"), which premises are the portion situated only in the Town of Hudson of that more particularly described at Book 6410, Page 965 as recorded with the Hillsborough County Registry of Deeds.

2. FIXTURES AND RAW MATERIALS: Included in the sale as part of said Premises is the improvements now thereon, the fixtures belonging to the Seller and used in connection therewith, and all the raw materials now thereon, except: NONE.

Not included in the sale as part of the Premises are the following items: NONE

Buyer's Initials: _____

Page 1

Seller's Initials: _____

3. **PURCHASE PRICE:** Subject to the terms and conditions of this agreement, Buyer shall buy the Premises and pay Seller therefor the sum of: **ONE HUNDRED FIFTY THOUSAND and 00/100 DOLLARS (\$150,000.00)** (the "Purchase Price") as follows:

a. **Deposit:** No deposit shall be required.

b. **Balance:** Buyer shall pay the entire Purchase Price of: **ONE HUNDRED FIFTY THOUSAND and 00/100 DOLLARS (\$150,000.00)**, to Seller at Closing (hereinafter defined) in cash or certified check, or other acceptable funds as determined by the closing agent. The amount needed to close will be adjusted by typical and ordinary closing expenses as may be adjusted by this Agreement.

4. **TITLE:** Seller shall convey good, clear, record and marketable fee simple title to the Premises to Buyer, free and clear of all encumbrances of any nature that shall affect the marketability of the title. Buyer may, at its sole cost and expense, cause the title to the Premises to be examined. If upon examination of the title, Buyer or its representative finds that the title to the Premises is, in its opinion, not in accordance with the first sentence of this paragraph 4, then Buyer shall notify Seller of the record title to the Premises through the date of such examination. Seller shall take all steps necessary to clear title within a reasonable time thereafter as to any matters which are defects or clouds on the title except for any mortgages which may be satisfied at closing. If Seller is unable or unwilling to clear title prior to the date of Closing, then Buyer may, as its sole option, either:

a. Rescind this Agreement, in which event the Deposit will be returned to Buyer and neither party will have any further rights or duties hereunder;

b. Take such title as Seller can convey with a reasonable diminution in the Purchase Price; or,

c. Postpone the Closing for thirty (30) days so Seller can attempt to clear title.

5. **CLOSING:** Seller shall transfer title to the Premises to Buyer, at the Town of Hudson offices utilizing the law firm of: Tarbell & Brodich, P.A., 45 Centre Street, Concord, New Hampshire 03301, or such other place as the parties may mutually agree upon, at a closing which will take place on or before **June 1, 2022, at or before 2:00 pm E.T.**

6. **DEED:** Seller shall convey the Premises to Buyer by statutory Warranty Deed in proper form for recordation.

7. **PRORATIONS:** Real estate taxes, charges, or other assessments, will **not** be prorated as of the date of Closing. Seller shall be responsible for payment of any such taxes, charges, or assessments.

Buyer's Initials: _____

Page 2

Seller's Initials: _____

8. POSSESSION AND CONDITION OF PREMISES: Seller shall deliver exclusive possession of the Premises to Buyer at Closing, free and clear of all occupants or tenants, except as provided here: NONE. The Premises are to be then in the same condition in which they are now are, reasonable wear and tear excepted. The Buyer shall have the right to inspect the Premises for compliance with this paragraph prior to delivery of the Deed.

9. BROKERAGE COMMISSION: The parties agree that no broker brought about this transaction as the agent of Seller or Buyer. If any claim on behalf of any broker or agent is made or upheld, then the party against or through whom such claim is made shall defend, indemnify and hold the other harmless against any damages, fees, costs, or expenses in any way attributable to such claim, including, without limitation, reasonable attorneys' fees.

10. CONTINGENCY CLAUSES: This Agreement is contingent upon the Seller's subdivision, at its sole cost and expense, of the entire parcel, which is situated in both the Towns of Pelham and Hudson, New Hampshire, which shall be approved by the appropriate municipal jurisdiction(s). To be clear, Buyer seeks to only purchase the subdivided portion of the Premises situated in the Town of Hudson. The parties acknowledge and agree said subdivision shall be caused at no cost or expense to the Buyer.

11. ADDITIONAL PROVISIONS: _____

_____.

12. ACKNOWLEDGMENT AND INTERGRATION: This Agreement contains the entire agreement between the parties relating to the transaction contemplated hereby and all prior or contemporary agreements, understandings, representations and statements, oral or written, are merged herein. No modification, waiver, amendment, discharge or change of this Agreement will be valid unless in writing and signed by the party against whom enforcement of such modification, waiver, amendment, discharge or change is sought.

Buyer's Initials: _____

Page 3

Seller's Initials: _____

IN WITNESS WHEREOF, the parties execute this Agreement, which shall be binding upon their heirs, executors, administrators and assigns.

BUYER

Town of Hudson

_____	_____	_____	_____
Witness	Date	Steve Malizia, Administrator	Date
		Duly authorized	

SELLER

_____	_____	_____	_____
Witness	Date	Mary E. MacFarlane, Trustee	Date
		The Mary E. MacFarlane Realty Trust	

Buyer's Initials: _____

Seller's Initials: _____

Return to:

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that Rosemarie Morris, Trustee of the Mary E. MacFarlane Realty Trust, having a mailing address of 67 Pleasant Street, Windham, County of Rockingham and State of New Hampshire 03087, for consideration paid, grants to the Town of Hudson, a New Hampshire Municipal Corporation, having a mailing address of 12 School Street, Hudson, County of Hillsborough, State of New Hampshire 03051, with **WARRANTY COVENANTS**, the following described premises:

A certain track or parcel of land, located easterly of Kimball Hill Road in Hudson, County of Hillsborough, New Hampshire, known as Tax Map 172/Lot 1, as shown on Plan of Land entitled Boundary Plan – Hudson Tax Map 172/Lot 1 & Pelham Tax Map 1/Lot 5-105, Kimball Hill Road, Hudson, NH and Pelham, NH, prepared for owner: Mary E. MacFarlane Realty Trust, dated March 5, 2022, and recorded in the Hillsborough County Registry of Deeds as Plan No. _____, and more particularly bounded and described as follows:

Beginning at a point on the southwesterly corner of the within described premises as said point abuts the southeasterly corner of property of the Town of Hudson known as Tax Map 171/Lot 55 thence;

North 09° 54' 35" West a distance of 716.17 feet to a point thence;

North 20° 20' 43" West a distance of 954.15 feet to a point to an iron pin thence;

North 70° 04' 41" East a distance of 333.82 feet to a point thence;

North 70° 56' 12" East a distance of 408.68 feet to a point thence;

North 70° 03' 12" East a distance of 366.44 feet to a point at the Town of Pelham town line thence;

South 15° 41' 18" West a distance of 1051.86 feet to a point thence;

South 26° 27' 25" West a distance of 1126.96 feet to a point thence;

South 84° 54' 35" West a distance of 96.66 feet to the point of beginning.
Containing 26.32 acres, more or less, according to said plan.

Subject to all matters of record.

The within described property is not subject to homestead or other marital rights.

Meaning and intending to convey a portion of the premises conveyed to Mary E. MacFarlane, Trustee of The Mary E. MacFarlane Realty Trust by Deed of Mary E. MacFarlane, dated March 23, 2001, and recorded in the Hillsborough County Registry of Deeds on May 2, 2001, at Book 6410, Page 965. Mary E. MacFarlane died on October 16, 2019.

EXECUTED this _____ day of April, 2022.

Rosemarie Morris, Trustee of the Mary E.
MacFarlane Revocable Trust

STATE OF NEW HAMPSHIRE
COUNTY OF HILLSBOROUGH

On this the _____ day of April, 2022, before me, personally appeared Rosemarie Morris, known to me (or satisfactorily proven) to be the person whose name is subscribed to the foregoing instrument and made oath that she executed the same as her free act and deed for the purposes therein contained.

Before me,

Justice of the Peace/Notary Public



TOWN OF HUDSON

Engineering Department



Agenda
4-26-22

8D

12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6008 • Fax: 603-816-1291

TO: Steve Malizia, Town Administrator
Board of Selectmen

FROM: Elvis Dhima, P.E., Town Engineer

DATE: April 6, 2022

RE: Water Utility Asset Management Grant Acceptance

RECEIVED

APR 07 2022

TOWN OF HUDSON
SELECTMEN'S OFFICE

New Hampshire Department of Environmental Services has funds available for the above which will include the following tasks:

- Task 1: GIS Assistance
- Task 2: Hydraulic Modeling
- Task 3: Pipeline Asset Database
- Task 4: Criticality Assessment
- Task 5: Capital Improvement Plan
- Task 6: LCR Service Inventory Initiation

The Board of Selectmen approved the grant application in January of 2022 for the amount of \$100,000 and it will be funded 100% by ARPA funds. The Town of Hudson was selected to receive the full amount of this grant. The acceptance process will require a public hearing and Board of Selectmen approval.

First Motion:

To approve and accept the Hudson Water Asset Management Grant for the amount of \$100,000, funded by ARPA funds.

Second Motion:

To authorize the Town Engineer to be the principal for Hudson Water Asset Management Grant program.



TOWN OF HUDSON

Engineering Department



12 School Street • Hudson, New Hampshire 03051 • Tel: 603-886-6008 • Fax: 603-816-1291

TO: Steve Malizia, Town Administrator
Board of Selectmen

FROM: Elvis Dhima, P.E., Town Engineer

DATE: January 6, 2022

RE: Water Utility Asset Management Grant Application

New Hampshire Department of Environmental Services has funds available for the above which will include the following tasks:

- Task 1: GIS Assistance
- Task 2: Hydraulic Modeling
- Task 3: Pipeline Asset Database
- Task 4: Criticality Assessment
- Task 5: Capital Improvement Plan
- Task 6: LCR Service Inventory Initiation

The grant amount is 100,000 dollars and will be funding 100% by state funds. Town Engineer recommendation is to pursue this grant.

Motion:

To approve and authorize the Town Engineer to apply for Asset Management Grant.



ASSET MANAGEMENT GRANT APPLICATION

Water Division/Drinking Water and Groundwater Bureau
American Rescue Plan Act (ARPA)



RSA: Voluntary /Env-Dw 500

General Information	
<i>Project Title</i>	Hudson Water Management Plan Update
<i>Project Location</i>	Hudson, New Hampshire
<i>PWS Name/Applicant</i>	Town of Hudson
<i>PWS# Associated with the Project</i>	1201010
<i>Contact Person</i>	Elvis Dhima, P.E., Town Engineer
<i>Email Address</i>	edhima@hudsonnh.gov
<i>Phone</i>	(603) 886-6008
<i>Mailing Address</i>	12 School Street, Hudson, NH 03051

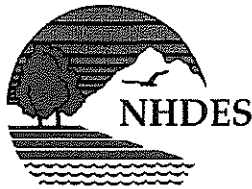
Project Costs	
<i>Grant Amount Requested</i>	\$100,000
<i>Total Project Cost</i>	\$100,000

Task Description-

Please use the table below to list the general project tasks and the cost breakdown for each task (use the same tabular format and add additional rows as necessary).

Task (description)	Name(s) of Primary Staff Assigned	Funds Provided by Grant	Total Cost of Task
<i>Task 1: GIS Assistance</i>	Town / CDM SMITH/ W&S	\$20,000	\$20,000
<i>Task 2: Hydraulic Modeling</i>	Town and Weston & Sampson	\$20,000	\$20,000
<i>Task 3: Pipeline Asset Database</i>	Weston & Sampson	\$25,000	\$25,000
<i>Task 4: Criticality Assessment</i>	Weston & Sampson	\$10,000	\$10,000
<i>Task 5: Capital Improvement Plan</i>	Town and Weston & Sampson	\$15,000	\$15,000
<i>Task 6: LCR Service Inventory Initiation</i>	Town and Weston & Sampson	\$10,000	\$10,000
<i>Total:</i>		\$100,000	\$100,000

Attachments	
<p><i>Project Description, Schedule, Objectives and Deliverables</i></p>	<p>The proposed project would provide the Town of Hudson with development of an Asset Management Plan for their below grade assets of the water distribution system, improve accuracy of the GIS mapping/hydraulic model, create a pipeline database of all below grade assets, determine criticality of each pipe segment, and develop a capital improvement plan for the future replacement of the assets.</p> <p>The town will research and add missing pipeline information such as installation year and material to their GIS database. Assistance will be provided for the purpose of updating the town's GIS mapping system. The updated GIS data will be imported into a hydraulic modeling program to assess fire flow deficiencies and pipe criticality in the water system. Weston & Sampson will re-segment pipes, populate pipe sizes, and provide hydrant flow data to correct and balance the model to within 90% accuracy.</p> <p>A pipeline asset database will be developed detailing information about the existing distribution system including, pipe identification numbers, size, year of installation, material, fire flow availability, road type where the pipe is located, potential corrosion due to soil type, criticality of the pipe within the system and known break history. The database will combine the elements into a quantitative ranking system to assess overall condition of the assets.</p> <p>A pipeline capital improvement plan will be developed for the water system incorporating the items in the asset management plan. Projects will be prioritized based on the criticality of the assets and the remaining useful life.</p> <p>The Town of Hudson will be provided with initial creation of an Asset Management Plan that quantifies existing assets and includes potential improvements to their water distribution system piping. The town will receive an updated GIS map/hydraulic model, pipeline database, summary memorandum of findings, and capital improvement plan for pipeline replacement. The Asset Management Plan can then be used to assess current conditions and determine the assets to be removed, replaced, rehabilitated, or constructed. The database can be maintained into the future to assist with future capital improvement planning efforts.</p> <p>The town will also begin the process of developing a water service inventory to comply with updated Lead and Copper Rule (LCR) requirements. The project will assess the town's existing records and work to digitize and organize the existing data. A service inventory database will be developed and formatted for the town to allow for future buildout and completion of the database and existing GIS updates in the future.</p> <p>The Town of Hudson would begin the work upon receipt of funding. The gathering of information and asset management plan efforts will be completed within 12 months of beginning the project.</p>
<p><i>Project Staff and Commitment</i></p>	<p>The town will manage the overall project and finalize the development of contract scope with a consulting engineer. The town anticipates that the work will be executed by hiring Weston & Sampson as a consulting Engineer. Weston & Sampson has worked extensively with the town over the past 20 years and is familiar with the overall water system.</p>



The State of New Hampshire
Department of Environmental Services



Robert R. Scott, Commissioner

Elvis Dhima
Town of Hudson
12 School Street
Hudson, NH 03051

VIA EMAIL
April 5, 2022

Subject: Town of Hudson **PWS# 1201010**
American Rescue Plan Act Grant
Asset Management Grant Agreements: **AM-153 Hudson**

Dear Elvis,

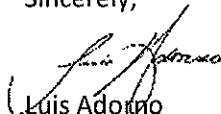
Attached is the Grant Agreement (GA) for the Asset Management Grant. The next step is to enter into a grant agreement and obtain Governor and Executive Council approval. Please review these documents carefully and if everything is acceptable, please complete the documents as follows:

1. Print the attached GA and have the authorized representatives sign page 1 and initial and date pages 2 and 3.
2. Print the attached Exhibits A-C and initial and date at the bottom of each page.
3. Print the attached Consultant Selection Justification Form and indicate which consulting firm your community will be contracting with and how that consultant was selected. If the qualified consultant was selected based on an established, current relationship, please provide justification and explain how that experience will benefit the proposed project in the Non-competitive/Sole Source section.
4. Submit an original Certificate of Vote signed and notarized.
5. Submit a current certificate of insurance in compliance with our coverage requirements as outlined in the Grant Agreement. The Certificate Holder should be "State of New Hampshire, Department of Environmental Services, 29 Hazen Drive, PO Box 95, Concord, NH 03302-0095."

Please return **single-sided hard copy versions** of the completed documents to my attention at the address below. **Please note that any work funded by the grant cannot be completed until after the Governor and Council's approval.** All paperwork needs to be in no later than **April 30, 2022** to assure that we get all of the proper approvals in place.

Once the required paperwork is returned, NHDES will submit the funding package to Governor and Council for approval. Please feel free to contact me at 271-2472 or Luis.S.Adorno@nh.des.gov if you have any questions.

Sincerely,



Luis Adorno

ADMINISTRATOR II
Drinking Water and Groundwater Bureau

EXHIBIT A
SPECIAL PROVISIONS

I. NEW HAMPSHIRE STATE AND LOCAL FISCAL RECOVERY FUNDS FEDERAL REQUIREMENTS

This Agreement is funded under a grant to the State of New Hampshire (State) and subsequently through the Governor's Office for Emergency Relief and Recovery (GOFERR) and New Hampshire Department of Environmental Services (NHDES) as approved by the Governor and Executive Council from the federal government through the Department of Treasury (Treasury) through the American Rescue Plan Act of 2021 (ARPA), with the source of funds being the State and Local Fiscal Recovery Funds (SLFRF) identified under the Catalog of Federal Domestic Assistance (CFDA) number #21.027. The Federal Award Identification Number (FAIN) for this award is SLFRP0145. This grant award is a subaward of SLFRF funds and any and all compliance requirements, as updated by Treasury, for use of SLFRF funds are applicable to the Subrecipient, without further notice. Treasury requirements are published and updated at <https://home.treasury.gov/policy-issues/coronavirus/assistance-for-state-local-and-tribal-governments/state-and-local-fiscal-recovery-funds>.

FEDERAL FUNDING ACCOUNTABILITY and TRANSPARENCY ACT (FFATA). The Subrecipient shall comply with the terms of the FFATA by providing NHDES with their Data Universal Numbering System (DUNS) number, and all applicable Executive Compensation Data information as required under the FFATA. A DUNS number may be obtained by visiting <http://fedgov.dnb.com/webform/>.

SAM REGISTRATION: The Subrecipient must have an active registration with the System for Award Management (SAM) (<https://www.sam.gov>).

GENERALLY ACCEPTED ACCOUNTING PROCEDURES: The Subrecipient, if a governmental entity, shall maintain project accounts in accordance with the Generally Accepted Accounting Principles (GAAP), including standards relating to the reporting of infrastructure assets as issued by the Governmental Accounting Standards Board (GASB). The full text of Governmental Accounting Reporting Standards is available through the GASB website at: <http://www.gasb.org>

RECORDKEEPING REQUIREMENTS: The Subrecipient must maintain records and financial documents for five years after all funds have been expended or returned to the State and/or Treasury. Treasury may request transfer of records of long-term value at the end of such period. Wherever practicable, such records should be collected, transmitted, and stored in open and machine-readable formats. Subrecipient must agree to provide or make available such records to the State and Treasury upon request, and to the Government Accountability Office ("GAO"), Treasury's Office of Inspector General ("OIG"), and their authorized representative in order to conduct audits or other investigations.

SINGLE AUDIT REQUIREMENTS: Recipients and subrecipients that expend more than \$750,000 in Federal awards during their fiscal year will be subject to an audit under the Single Audit Act and its implementing regulation at 2 CFR Part 200, Subpart F regarding audit requirements. Recipients and subrecipients may also refer to the Office of Management and Budget (OMB) Compliance

Grantee Initials _____
Date _____

Supplements for audits of federal funds and related guidance and the Federal Audit Clearinghouse to see examples and single audit submissions. **CIVIL RIGHTS COMPLIANCE:** The sub-grantee, contractor, subcontractor, successor, transferee, and assignee shall comply, and shall include in every contract or agreement funded with these funds this same requirement to comply, with Title VI of the Civil Rights Act of 1964, which prohibits recipients of federal financial assistance from excluding from a program or activity, denying benefits of, or otherwise discriminating against a person on the basis of race, color, or national origin (42 U.S.C. § 2000d et seq.), as implemented by the Department of the Treasury's Title VI regulations, 31 CFR Part 22, which are herein incorporated by reference and made a part of this contract (or agreement). Title VI also includes protection to persons with "Limited English Proficiency" in any program or activity receiving federal financial assistance, 42 U.S.C. § 2000d et seq., as implemented by the Department of the Treasury's Title VI regulations, 31 CFR Part 22, and herein incorporated by reference and made a part of this contract or agreement.

In order to carry out its enforcement responsibilities under Title VI of the Civil Rights Act, NHDES may collect and review information from subrecipients to ascertain their compliance with the applicable requirements before and after providing financial assistance. Treasury's implementing regulations, 31 CFR part 22, and the Department of Justice (DOJ) regulations, Coordination of Non-discrimination in Federally Assisted Programs, 28 CFR part 42, provide for the collection of data and information from recipients and subrecipients (see 28 CFR 42.406).

PERIOD OF PERFORMANCE: All funds are subject to statutory requirements that they must be used for costs incurred by the recipient during the period that begins on March 3, 2021, and ends on December 31, 2024, and that award funds for the financial obligations incurred by December 31, 2024 must be expended by December 31, 2026.

PROCUREMENT, SUSPENSION AND DEBARMENT: Recipients are responsible for ensuring that any procurement using SLFRF funds, or payments under procurement contracts using such funds are consistent with the procurement standards set forth in the Uniform Guidance at 2 CFR 200.317 through 2 CFR 200.327, as applicable. The Uniform Guidance establishes in 2 CFR 200.319 that all procurement transactions for property or services must be conducted in a manner providing full and open competition, consistent with standards outlined in 2 CFR 200.320, which allows for non-competitive procurements only in circumstances where at least one of the conditions below is true: the item is below the micro-purchase threshold; the item is only available from a single source; the public exigency or emergency will not permit a delay from publicizing a competitive solicitation; or after solicitation of a number of sources, competition is determined inadequate. Subrecipients must have and use documented procurement procedures that are consistent with the standards outlined in 2 CFR 200.317 through 2 CFR 200.320.

Subrecipient shall fully comply with Subpart C of 2 C.F.R. Part 180 entitled, "Responsibilities of Participants Regarding Transactions Doing Business With Other Persons," as implemented and supplemented by 2 C.F.R. Part 1532. subrecipient is responsible for ensuring that any lower tier covered transaction, as described in Subpart B of 2 C.F.R. Part 180, entitled "Covered Transactions,"

Grantee Initials _____
Date _____

and 2 C.F.R. § 1532.220, includes a term or condition requiring compliance with 2 C.F.R. Part 180, Subpart C. subrecipient is responsible for further requiring the inclusion of a similar term and condition in any subsequent lower tier covered transactions. subrecipient acknowledges that failing to disclose the information required under 2 C.F.R. § 180.335 to NHDES may result in the delay or negation of this assistance agreement, or pursuance of administrative remedies, including suspension and debarment. Subrecipients may access the System for Award Management (SAM) exclusion list at <https://sam.gov/SAM/> to determine whether an entity or individual is presently excluded or disqualified.

By entering into this agreement, the subrecipient certifies that the subrecipient is not debarred or suspended. Furthermore, the subrecipient certifies that no part of this contract will be subcontracted to a debarred or suspended person or firm.

DOMESTIC PREFERENCES FOR PROCUREMENTS (2 C.F.R. § 200.322) As appropriate and to the extent consistent with law, to the greatest extent practicable, there is a preference for the purchase, acquisition, or use of goods, products, or materials produced in the United States (including but not limited to iron, aluminum, steel, cement, and other manufactured products). The requirements of this section must be included in all subawards including all contracts and purchase orders for work or products under this award.

For purposes of this section:

- (1) "Produced in the United States" means, for iron and steel products, that all manufacturing processes, from the initial melting stage through the application of coatings, occurred in the United States.
- (2) "Manufactured products" means items and construction materials composed in whole or in part of non-ferrous metals such as aluminum; plastics and polymer-based products such as polyvinyl chloride pipe; aggregates such as concrete; glass, including optical fiber; and lumber.

PROHIBITION ON CERTAIN TELECOMMUNICATIONS AND VIDEO SURVEILLANCE SERVICES OR EQUIPMENT:

As required by 2 CFR 200.216, subrecipients, are prohibited from obligating or expending loan or grant funds to procure or obtain; extend or renew a contract to procure or obtain; or enter into a contract (or extend or renew a contract) to procure or obtain equipment, services, or systems that use covered telecommunications equipment or services as a substantial or essential component of any system, or as

critical technology as part of any system. As described in Public Law 115-232, section 889, covered telecommunications equipment is telecommunications equipment produced by Huawei Technologies Company or ZTE Corporation (or any subsidiary or affiliate of such entities). Recipients, Subrecipients, and borrowers also may not use federal funds to purchase:

- a. For the purpose of public safety, security of government facilities, physical security surveillance of critical infrastructure, and other national security purposes, video surveillance and

Grantee Initials _____
Date _____

telecommunications equipment produced by Hytera Communications Corporation, Hangzhou Hikvision Digital Technology Company, or Dahua Technology Company (or any subsidiary or affiliate of such entities).

- b. Telecommunications or video surveillance services provided by such entities or using such equipment.
- c. Telecommunications or video surveillance equipment or services produced or provided by an entity that the Secretary of Defense, in consultation with the Director of the National Intelligence or the Director of the Federal Bureau of Investigation, reasonably believes to be an entity owned or controlled by, or otherwise connected to, the government of a covered foreign country.

Consistent with 2 CFR 200.471, costs incurred for telecommunications and video surveillance services or equipment such as phones, internet, video surveillance, and cloud servers are allowable except for the following circumstances:

- a. Obligating or expending funds for covered telecommunications and video surveillance services or equipment or services as described in 2 CFR 200.216 to:
 - (1) Procure or obtain, extend or renew a contract to procure or obtain;
 - (2) Enter into a contract (or extend or renew a contract) to procure; or
 - (3) Obtain the equipment, services, or systems. Certain prohibited equipment, systems, or services, including equipment, systems, or services produced or provided by entities identified in section 889, are recorded in the System for Award Management exclusion list which can be found at <https://www.sam.gov/SAM/pages/public/index.jsf>

REPORTING REQUIREMENTS: For all projects listed under the Water and Sewer Expenditure Categories (see Table below), detailed project-level information is required.

5: Infrastructure
5.1 Clean Water: Centralized Wastewater Treatment
5.2 Clean Water: Centralized Wastewater Collection and Conveyance
5.3 Clean Water: Decentralized Wastewater
5.4 Clean Water: Combined Sewer Overflows
5.5 Clean Water: Other Sewer Infrastructure
5.6 Clean Water: Stormwater
5.7 Clean Water: Energy Conservation
5.8 Clean Water: Water Conservation
5.9 Clean Water: Nonpoint Source
5.10 Drinking water: Treatment
5.11 Drinking water: Transmission & Distribution
5.12 Drinking water: Transmission & Distribution: Lead Remediation
5.13 Drinking water: Source
5.14 Drinking water: Storage
5.15 Drinking water: Other water infrastructure

Grantee Initials _____
 Date _____

Definitions for water and sewer Expenditure Categories can be found in the EPA's handbooks. For "clean water" expenditure category definitions, please see:

<https://www.epa.gov/sites/production/files/2018-03/documents/cwdefinitions.pdf>. For "drinking water" expenditure category definitions, please see: <https://www.epa.gov/dwsrf/drinking-water-state-%20revolving-fund-national-information-management-system-reports>.

All Clean Water and Drinking Water infrastructure projects:

- Projected/actual construction start date (month/year)
- Projected/actual initiation of operations date (month/year)
- Location (for broadband, geospatial location data)

For water and sewer projects:

- National Pollutant Discharge Elimination System (NPDES) Permit Number (if applicable; for projects aligned with the Clean Water State Revolving Fund)
- Public Water System (PWS) ID number (if applicable; for projects aligned with the Drinking Water State Revolving Fund)

II. FEDERAL REQUIREMENTS APPLICABLE TO ARPA INFRASTRUCTURE PROJECTS OVER \$10M

For projects over \$10 million (based on expected total cost) a recipient shall provide a certification that, for the relevant project, all laborers and mechanics employed by contractors and subcontractors in the performance of such project are paid wages at rates not less than those prevailing, as determined by the U.S. Secretary of Labor in accordance with subchapter IV of chapter 31 of title 40, United States Code (commonly known as the "Davis-Bacon Act"), for the corresponding classes of laborers and mechanics employed on projects of a character similar to the contract work in the civil subdivision of the State (or the District of Columbia) in which the work is to be performed. All contracts and subcontracts for the construction of treatment works shall insert in full in any contract the standard Davis-Bacon contract clause as specified by 29 CFR §5.5(a).

III. OTHER SPECIAL PROVISIONS

A. In addition to the above special provisions, the following provisions as required by federal regulations apply to this Agreement:

1. **Financial management.** The Contractor shall comply with 2 CFR part 200 Subpart D and the specific standards regarding financial reporting, accounting records, internal control, budget control, allowable cost, source documentation, and cash management outlined therein.

2. **Allowable costs.** All costs charged to this Agreement shall be eligible, necessary, and reasonable for performing the tasks outlined in the approved project scope of services. The costs, including match,

Grantee Initials _____
Date _____

shall be incurred during the period of performance of the project, and shall be allowable, meaning that the costs must conform to specific federal requirements detailed in 2 CFR part 200 Subpart E.

3. **Property Management.** The Contractor shall comply with the property management and procedures detailed in 2 CFR Part 200 Subpart D.

4. **Restrictions on Lobbying.** The Contractor shall comply with the terms of 15 CFR part 28 and 2 CFR Part 200 Subpart E which prohibit the use of federal Contract funds to influence (or attempt to influence) a federal employee, and requires the submission of Standard Form LLL ("Disclosure of Lobbying Activities") if *non*federal funds have been used to influence (or attempt to influence) a federal employee.

5. **Drug-Free Workplace.** The Contractor shall comply with the terms of 2 CFR part 1329 which require that as a condition of the Agreement, certification that they maintain a drug-free workplace. By signing and submitting the Agreement, the Contractor certifies that he or she will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity associated with the Agreement.

6. **Protection for Whistleblowers.** The Contractor shall comply with the terms of 41 U.S.C. §471 regarding Whistleblower protections. As described in 41 USC §471 "an employee of a contractor, subcontractor, grantee, or subgrantee or personal services contractor may not be discharged, demoted, or otherwise discriminated against as a reprisal for disclosing to a person or body described in paragraph (2) information that the employee reasonably believes is evidence of gross mismanagement of a Federal contract or grant, a gross waste of Federal funds, an abuse of authority relating to a Federal contract or grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a Federal contract (including the competition for or negotiation of a contract) or grant."

B. Other Changes to Standard Contract/Grant Agreements

Subparagraph 17.1.2 of the General Provisions shall be modified to read Subparagraph 17 of the General Provisions shall be reduced for comprehensive general liability insurance claims of bodily injury, death or property damage, in the amounts of not less than \$1,000,000 per claim and per incident.

Changes to the Scope of Services or reallocation of grant funds require NHDES approval in advance. Payments will be made based on submitted invoices. Work must be completed and request for reimbursement must be made by the completion date listed on the grant agreement (section 1.6).

Federal Funds paid under this agreement are from a Grant to the State from the U.S. Environmental Protection Agency, Drinking Water State Revolving Fund Set-Asides under CFDA #66.468. All applicable requirements, regulations, provisions, terms and conditions of this Federal Grant are hereby adopted in full force and effect to the relationship between this Department and the grantee.

Grantee Initials _____
Date _____

EXHIBIT B
SCOPE OF SERVICES

The Town of Hudson will use these funds for asset management and financial planning initiatives for the water system. Specifically, the following task(s), as described in the application submitted to NHDES, will be accomplished:

1. Update system mapping and GIS.

Deliverable: Submit sample of inventory and condition assessment results to NHDES. Submit GIS map to NHDES (electronic file is preferred but paper is acceptable).

2. Develop a hydraulic model of the water useful.

Deliverable: Submit hydraulic modelling analysis to NHDES.

3. Conduct an asset inventory with condition assessment and risk analysis of all water assets and estimate remaining useful life.

Deliverable: Submit sample of inventory and condition assessment results to NHDES.

4. Conduct a criticality assessment of the water assets.

Deliverable: Submit a copy of the assessment to NHDES.

5. Develop long-term funding plan through the evaluation process of the true cost of service and water rate analysis.

Deliverable: Submit long-term funding plan to NHDES.

6. Develop a complete customer service line inventory to conform with the revised lead and copper rule.

Deliverable: Submit a digital copy of the inventory to NHDES.

7. Conduct a Level of Service (LOS) workshop to develop LOS specific goals for the water system. Prepare asset management plan. Develop an effective outreach strategy to educate the public. Develop an interactive ArcGIS StoryMap using the new GIS database. Present asset management plan to the Town's decision-makers. Upon completion of the asset management effort, the Town will complete the New Hampshire Asset Management Database (NHAmD).

Deliverable: Submit Water System Asset Management Report and a copy of the Asset

Grantee Initials _____
Date _____

Management Communication presentation.

Invitation for DES participation in meetings and workshops is a requirement. Quarterly progress report forms must be completed by grant recipients or their subcontractor and submitted to NHDES every three months, beginning with the first full 3 month quarter after grant approval from the Governor and Council.

EXHIBIT C
BUDGET & PAYMENT METHOD

All services shall be performed to the satisfaction of the Department of Environmental Services before payment is made. All payments shall be made upon receipt and approval of stated outputs and upon receipt of associated invoices. **Grant award is a 100% grant for up \$100,000. If invoice is less than initial estimate only the amount on the invoice will be paid.**

Task Number/Description	Asset Management Grant
Task 1: Data review, collection and updates to the GIS mapping	\$20,000
Task 2: Hydraulic Modelling	\$20,000
Task 3: Pipeline asset database	\$25,000
Task 4: Criticality Assessment	\$10,000
Task 5: Long Term Funding Plan	\$10,000
Task 6: Water Service Inventory	\$10,000
Task 7: AM Implementation and Communication Plan	\$5,000
TOTAL	\$100,000

Grantee Initials _____
Date _____



The State of New Hampshire
Department of Environmental Services



Robert R. Scott, Commissioner

**Consultant Selection Justification Form
 American Rescue Plan Act (ARPA)**

This form is intended to be used by funding recipients receiving grant funds through the American Rescue Plan Act (ARPA) to document the consultant selection process per Uniform Guidance 2 CFR 200.317 through 2 CFR 200.327 and provide justification to the New Hampshire Department of Environmental Services (NHDES).

Community / Entity Name: Town of Hudson	PWSID (If Applicable): 1201010
Project Name: Hudson Asset Management	ARPA Project Number: AM-153 Hudson
Project Location: Hudson NH	
Selected Consultant Name: Weston & Sampson & CDM Smith	

Please select one of the following justifications for consultant selection. Attach supporting documentation if applicable.

Qualifications Based Selection (QBS) – If your organization issued a request for qualifications (RFQ) and selected a consultant based on this process please provide the RFQ and a summary of the selection process. *This is required for Clean Water projects.*

Solicitation for Quotes/Proposals – If quotes/proposals for professional consulting services were solicited, please provide a brief explanation of the process and an overview of the results.

*** Non-competitive/Sole Source** – If non-competitive procurement was followed, indicate the qualifying circumstances: 1) micropurchase (value under \$10,000); 2) item or service only available from a single source; 3) public exigency or emergency for the requirement will not permit a delay resulting from publicizing competitive solicitation; 4) or after solicitation of a number of sources competition was deemed inadequate. If none of these situations apply provide justification for this selection process. *Non-competitive procurement requires the approval of the NHDES Bureau Administrator.

Town of Hudson respectfully asks the NHDES Bureau Administer to approve the selection of the two firms listed above. They have been the water & GIS consultant for the past 20 years and have the knowledge and expertise to provide the most cost effective product / results.

The authorized signature shall match the authorized signature on the Grant Agreement.

Authorized Signature:

Date:

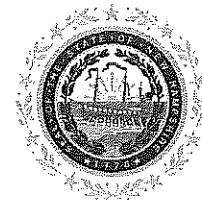
Printed Name:

Title and Affiliation:

*NHDES USE ONLY – For approving non-construction non-competitive procurement procedures			
NHDES Bureau Administrator Approval			
_____	_____	_____	_____
Name	Bureau	Signature	Date



**DRINKING WATER INFRASTRUCTURE PROJECT
CERTIFICATE OF VOTE – GRANTS ONLY**



Drinking Water & Groundwater Bureau Sustainability Grants,
Drinking Water & Groundwater Trust Fund (DWGTF),
PFAS Remediation Loan Fund (PFAS-RLF), And American Recovery Plan Act (ARPA)

Env-Dw 1300; Env-Dw 1400

A Certificate of Vote of Authorization is a certificate that states that a grant applicant is willing to enter into a grant agreement with the State of NH Department of Environmental Services and that whoever signs the Grant Agreement (provided under separate cover) has the authority to do so. **This is a 3-person form:**

- Completed and signed by someone other than the person being given authority.**
- Must be notarized.**
- Original is required for submittal.**

Certificate of Vote of Authorization

HUDSON WATER SYSTEM /HUDSON
1201010 /12 School Street Hudson, NH 03051

I, Elvis Dhima, P.E. of the Hudson Water Utility / Hudson do hereby certify that at a meeting held on [Click here to add date of meeting](#), the Hudson Board of Selectmen voted to enter into a American Rescue Plan Act Fund (ARPA) grant agreement with the New Hampshire Department Environmental Services to fund a water system improvement project.

The Hudson Water Utility / Hudson further authorized the Elvis Dhima, P.E. to execute any documents which may be necessary to effectuate this grant agreement.

IN WITNESS WHEREOF, I have hereunto set my hand as Elvis Dhima, P.E. of Hudson Water Utility / Hudson, the Insert day "XX" day of Insert Month 20Insert year "XX".

Elvis Dhima, P.E. Signature:
STATE OF NEW HAMPSHIRE, County of Hillsborough

On this Insert day "XX" day of Insert Month 20Insert year "XX", Insert Name of Public Notary, before me (Notary Public) the undersigned Officer, personally appeared. Insert Name of Project Representative Listed Above, who acknowledged himself to be the Insert Title of Project Representative (TITLE) of Insert Water System Name/Town, being authorized so to do, execute the foregoing instrument for the purpose therein contained.

In witness thereof, I have set my hand and official seal.

Notary Public Insert Name of Public Notary My commission expires: Insert Notary's Commission Expiration Date

Drinking Water State Revolving Fund
Drinking Water & Ground Water Trust Fund
PFAS- Remediation Loan Fund

GRANT AGREEMENT

The State of New Hampshire and the Grantee hereby
Mutually agree as follows:
GENERAL PROVISIONS

1. Identification and Definitions.

1.1. State Agency Name NH Department of Environmental Services		1.2. State Agency Address 29 Hazen Drive, Concord, NH 03302	
1.3. Grantee Name Town of Hudson		1.4. Grantee Address 12 School Street, Hudson, NH 03051	
1.5 Grantee Phone # 603-886-6008	1.6. Account Number 03-44-44-441018-2476-072	1.7. Completion Date July 1, 2024	1.8. Grant Limitation \$ 100,000
1.9. Grant Officer for State Agency Luis Adorno		1.10. State Agency Telephone Number 603-271-2472	
If Grantee is a municipality or village district: "By signing this form we certify that we have complied with any public meeting requirement for acceptance of this grant, including if applicable RSA 31:95-b."			
1.11. Grantee Signature 1		1.12. Name & Title of Grantee Signor 1	
Grantee Signature 2		Name & Title of Grantee Signor 2	
Grantee Signature 3		Name & Title of Grantee Signor 3	
1.13 State Agency Signature(s)		1.14. Name & Title of State Agency Signor(s)	
1.15. Approval by Attorney General (Form, Substance and Execution) (if G & C approval required)			
By:		Assistant Attorney General, On: / /	
1.16. Approval by Governor and Council (if applicable)			
By:		On: / /	

2. **SCOPE OF WORK:** In exchange for grant funds provided by the State of New Hampshire, acting through the Agency identified in block 1.1 (hereinafter referred to as "the State"), the Grantee identified in block 1.3 (hereinafter referred to as "the Grantee"), shall perform that work identified and more particularly described in the scope of work attached hereto as EXHIBIT B (the scope of work being hereinafter referred to as "the Project").

3. AREA COVERED. Except as otherwise specifically provided for herein, the Grantee shall perform the Project in, and with respect to, the State of New Hampshire.
4. EFFECTIVE DATE: COMPLETION OF PROJECT.
 - 4.1. This Agreement, and all obligations of the parties hereunder, shall become effective on the date on the date of approval of this Agreement by the Governor and Council of the State of New Hampshire if required (block 1.16), or upon signature by the State Agency as shown in block 1.14 ("the Effective Date").
 - 4.2. Except as otherwise specifically provided herein, the Project, including all reports required by this Agreement, shall be completed in ITS entirety prior to the date in block 1.7 (hereinafter referred to as "the Completion Date").
5. GRANT AMOUNT: LIMITATION ON AMOUNT: VOUCHERS: PAYMENT.
 - 5.1. The Grant Amount is identified and more particularly described in EXHIBIT C, attached hereto.
 - 5.2. The manner of, and schedule of payment shall be as set forth in EXHIBIT C.
 - 5.3. In accordance with the provisions set forth in EXHIBIT C, and in consideration of the satisfactory performance of the Project, as determined by the State, and as limited by subparagraph 5.5 of these general provisions, the State shall pay the Grantee the Grant Amount. The State shall withhold from the amount otherwise payable to the Grantee under this subparagraph 5.3 those sums required, or permitted, to be withheld pursuant to N.H. RSA 80:7 through 7-c.
 - 5.4. The payment by the State of the Grant amount shall be the only, and the complete payment to the Grantee for all expenses, of whatever nature, incurred by the Grantee in the performance hereof, and shall be the only, and the complete, compensation to the Grantee for the Project. The State shall have no liabilities to the Grantee other than the Grant Amount.
 - 5.5. Notwithstanding anything in this Agreement to the contrary, and notwithstanding unexpected circumstances, in no event shall the total of all payments authorized, or actually made, hereunder exceed the Grant limitation set forth in block 1.8 of these general provisions.
6. COMPLIANCE BY GRANTEE WITH LAWS AND REGULATIONS. In connection with the performance of the Project, the Grantee shall comply with all statutes, laws regulations, and orders of federal, state, county, or municipal authorities which shall impose any obligations or duty upon the Grantee, including the acquisition of any and all necessary permits and RSA 31-95-b.
7. RECORDS and ACCOUNTS.
 - 7.1. Between the Effective Date and the date seven (7) years after the Completion Date, unless otherwise required by the grant terms or the Agency, the Grantee shall keep detailed accounts of all expenses incurred in connection with the Project, including, but not limited to, costs of administration, transportation, insurance, telephone calls, and clerical materials and services. Such accounts shall be supported by receipts, invoices, bills and other similar documents.
 - 7.2. Between the Effective Date and the date seven (7) years after the Completion Date, unless otherwise required by the grant terms or the Agency pursuant to subparagraph 7.1, at any time during the Grantee's normal business hours, and as often as the State shall demand, the Grantee shall make available to the State all records pertaining to matters covered by this Agreement. The Grantee shall permit the State to audit, examine, and reproduce such records, and to make audits of all contracts, invoices, materials, payrolls, records of personnel, data (as that term is hereinafter defined), and other information relating to all matters covered by this Agreement. As used in this paragraph, "Grantee" includes all persons, natural or fictional, affiliated with, controlled by, or under common ownership with, the entity identified as the Grantee in block 1.3 of these provisions
8. PERSONNEL.
 - 8.1. The Grantee shall, at its own expense, provide all personnel necessary to perform the Project. The Grantee warrants that all personnel engaged in the Project shall be qualified to perform such Project, and shall be properly licensed and authorized to perform such Project under all applicable laws.
 - 8.2. The Grantee shall not hire, and it shall not permit any subcontractor, subgrantee, or other person, firm or corporation with whom it is engaged in a combined effort to perform the Project, to hire any person who has a contractual relationship with the State, or who is a State officer or employee, elected or appointed.
 - 8.3. The Grant Officer shall be the representative of the State hereunder. In the event of any dispute hereunder, the interpretation of this Agreement by the Grant Officer, and his/her decision on any dispute, shall be final.
9. DATA: RETENTION OF DATA: ACCESS.
 - 9.1. As used in this Agreement, the word "data" shall mean all information and things developed or obtained during the performance of, or acquired or developed by reason of, this Agreement, including, but not limited to, all studies, reports, files, formulae, surveys, maps, charts, sound recordings, video recordings, pictorial reproductions, drawings, analyses, graphic representations, computer programs, computer printouts, notes, letters, memoranda, paper, and documents, all whether finished or unfinished.
- 9.2. Between the Effective Date and the Completion Date the Grantee shall grant to the State, or any person designated by it, unrestricted access to all data for examination, duplication, publication, translation, sale, disposal, or for any other purpose whatsoever.
- 9.3. No data shall be subject to copyright in the United States or any other country by anyone other than the State.
- 9.4. On and after the Effective Date all data, and any property which has been received from the State or purchased with funds provided for that purpose under this Agreement, shall be the property of the State, and shall be returned to the State upon demand or upon termination of this Agreement for any reason, whichever shall first occur.
- 9.5. The State, and anyone it shall designate, shall have unrestricted authority to publish, disclose, distribute and otherwise use, in whole or in part, all data.
10. CONDITIONAL NATURE OR AGREEMENT. Notwithstanding anything in this Agreement to the contrary, all obligations of the State hereunder, including, without limitation, the continuance of payments hereunder, are contingent upon the availability or continued appropriation of funds, and in no event shall the State be liable for any payments hereunder in excess of such available or appropriated funds. In the event of a reduction or termination of those funds, the State shall have the right to withhold payment until such funds become available, if ever, and shall have the right to terminate this Agreement immediately upon giving the Grantee notice of such termination.
11. EVENT OF DEFAULT: REMEDIES.
 - 11.1. Any one or more of the following acts or omissions of the Grantee shall constitute an event of default hereunder (hereinafter referred to as "Events of Default"):
 - 11.1.1 Failure to perform the Project satisfactorily or on schedule; or
 - 11.1.2 Failure to submit any report required hereunder; or
 - 11.1.3 Failure to maintain, or permit access to, the records required hereunder; or
 - 11.1.4 Failure to perform any of the other covenants and conditions of this Agreement.
 - 11.2. Upon the occurrence of any Event of Default, the State may take any one, or more, or all, of the following actions:
 - 11.2.1 Give the Grantee a written notice specifying the Event of Default and requiring it to be remedied within, in the absence of a greater or lesser specification of time, thirty (30) days from the date of the notice; and if the Event of Default is not timely remedied, terminate this Agreement, effective two (2) days after giving the Grantee notice of termination; and
 - 11.2.2 Give the Grantee a written notice specifying the Event of Default and suspending all payments to be made under this Agreement and ordering that the portion of the Grant Amount which would otherwise accrue to the Grantee during the period from the date of such notice until such time as the State determines that the Grantee has cured the Event of Default shall never be paid to the Grantee; and
 - 11.2.3 Set off against any other obligation the State may owe to the Grantee any damages the State suffers by reason of any Event of Default; and
 - 11.2.4 Treat the agreement as breached and pursue any of its remedies at law or in equity, or both.
12. TERMINATION.
 - 12.1. In the event of any early termination of this Agreement for any reason other than the completion of the Project, the Grantee shall deliver to the Grant Officer, not later than fifteen (15) days after the date of termination, a report (hereinafter referred to as the "Termination Report") describing in detail all Project Work performed, and the Grant Amount earned, to and including the date of termination. In the event of Termination under paragraphs 10 or 12.4 of these general provisions, the approval of such a Termination Report by the State shall entitle the Grantee to receive that portion of the Grant amount earned to and including the date of termination.
 - 12.2. In the event of Termination under paragraphs 10 or 12.4 of these general provisions, the approval of such a Termination Report by the State shall in no event relieve the Grantee from any and all liability for damages sustained or incurred by the State as a result of the Grantee's breach of its obligations hereunder.
 - 12.3. Notwithstanding anything in this Agreement to the contrary, either the State or, except where notice default has been given to the Grantee hereunder, the Grantee, may terminate this Agreement without cause upon thirty (30) days written notice.
13. CONFLICT OF INTEREST. No officer, member of employee of the Grantee, and no representative, officer or employee of the State of New Hampshire or of the governing body of the locality or localities in which the Project is to be performed, who exercises any functions or responsibilities in the review or

- approval of the undertaking or carrying out of such Project, shall participate in any decision relating to this Agreement which affects his or her personal interest or the interest of any corporation, partnership, or association in which he or she is directly or indirectly interested, nor shall he or she have any personal or pecuniary interest, direct or indirect, in this Agreement or the proceeds thereof.
14. GRANTEE'S RELATION TO THE STATE. In the performance of this Agreement the Grantee, its employees, and any subcontractor or subgrantee of the Grantee are in all respects independent contractors, and are neither agents nor employees of the State. Neither the Grantee nor any of its officers, employees, agents, members, subcontractors or subgrantees, shall have authority to bind the State nor are they entitled to any of the benefits, workmen's compensation or emoluments provided by the State to its employees.
 15. ASSIGNMENT AND SUBCONTRACTS. The Grantee shall not assign, or otherwise transfer any interest in this Agreement without the prior written consent of the State. None of the Project Work shall be subcontracted or subgranted by the Grantee other than as set forth in Exhibit B without the prior written consent of the State.
 16. INDEMNIFICATION. The Grantee shall defend, indemnify and hold harmless the State, its officers and employees, from and against any and all losses suffered by the State, its officers and employees, and any and all claims, liabilities or penalties asserted against the State, its officers and employees, by or on behalf of any person, on account of, based on, resulting from, arising out of (or which may be claimed to arise out of) the acts or omissions of the Grantee or subcontractor, or subgrantee or other agent of the Grantee. Notwithstanding the foregoing, nothing herein contained shall be deemed to constitute a waiver of the sovereign immunity of the State, which immunity is hereby reserved to the State. This covenant shall survive the termination of this agreement.
 17. INSURANCE.
 - 17.1 The Grantee shall, at its own expense, obtain and maintain in force, or shall require any subcontractor, subgrantee or assignee performing Project work to obtain and maintain in force, both for the benefit of the State, the following insurance:
 - 17.1.1 Statutory workers' compensation and employees liability insurance for all employees engaged in the performance of the Project, and
 - 17.1.2 General liability insurance against all claims of bodily injuries, death or property damage, in amounts not less than \$1,000,000 per occurrence and \$2,000,000 aggregate for bodily injury or death any one incident, and \$500,000 for property damage in any one incident; and
 - 17.2. The policies described in subparagraph 17.1 of this paragraph shall be the standard form employed in the State of New Hampshire, issued by underwriters acceptable to the State, and authorized to do business in the State of New Hampshire. Grantee shall furnish to the State, certificates of insurance for all renewal(s) of insurance required under this Agreement no later than ten (10) days prior to the expiration date of each insurance policy.
 18. WAIVER OF BREACH. No failure by the State to enforce any provisions hereof after any Event of Default shall be deemed a waiver of its rights with regard to that Event, or any subsequent Event. No express waiver of any Event of Default shall be deemed a waiver of any provisions hereof. No such failure of waiver shall be deemed a waiver of the right of the State to enforce each and all of the provisions hereof upon any further or other default on the part of the Grantee.
 19. NOTICE. Any notice by a party hereto to the other party shall be deemed to have been duly delivered or given at the time of mailing by certified mail, postage prepaid, in a United States Post Office addressed to the parties at the addresses first above given.
 20. AMENDMENT. This Agreement may be amended, waived or discharged only by an instrument in writing signed by the parties hereto and only after approval of such amendment, waiver or discharge by the Governor and Council of the State of New Hampshire, if required or by the signing State Agency.
 21. CONSTRUCTION OF AGREEMENT AND TERMS. This Agreement shall be construed in accordance with the law of the State of New Hampshire, and is binding upon and inures to the benefit of the parties and their respective successors and assignees. The captions and contents of the "subject" blank are used only as a matter of convenience, and are not to be considered a part of this Agreement or to be used in determining the intent of the parties hereto.
 22. THIRD PARTIES. The parties hereto do not intend to benefit any third parties and this Agreement shall not be construed to confer any such benefit.
 23. ENTIRE AGREEMENT. This Agreement, which may be executed in a number of counterparts, each of which shall be deemed an original, constitutes the entire agreement and understanding between the parties, and supersedes all prior agreements and understandings relating hereto.
 24. SPECIAL PROVISIONS. The additional or modifying provisions set forth in Exhibit A hereto are incorporated as part of this agreement.



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

RECEIVED
APR 21 2022
TOWN OF HUDSON
SELECTMEN'S OFFICE



Agenda
4-26-22

8E

William M. Avery, Jr.
Chief of Police

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: Tad K. Dionne, Chief of Police 

Date: 20 April 2022

Re: Agenda Request – 26 April 2022

Scope:

The Police Department would like to meet at the next scheduled Board of Selectmen meeting on Tuesday, 26 April 2022 to request approval to apply for the Locality Equipment Purchase Program Grant. This program provides reimbursement for purchasing safety and emergency equipment needed as a result of or in response to the health crisis.

Motion:

To authorize the Hudson Police Department approval to apply for the Locality Equipment Purchase Program Grant.



A NATIONALLY ACCREDITED LAW ENFORCEMENT AGENCY

 **ALERT** [Get the latest Coronavirus COVID-19 update at https://www.covid19.nh.gov](https://www.covid19.nh.gov)

State of New Hampshire Governor's Office for Emergency Relief and Recovery



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[Home](#) > [Locality Equipment Purchase Program](#)

Locality Equipment Purchase Program

Information on the Locality Equipment Purchase Program

About the Program

The Locality Equipment Purchase Program provides support of up to \$50,000 per New Hampshire locality (cities and towns) for purchasing safety and emergency equipment needed as a result of or in response to the health crisis and its negative effects.

Among other things, that could include equipment needed in response to personnel shortages related to the health crisis.

All reimbursed costs have to be allowable expenses under the American Rescue Plan Act (ARPA) State and Local Fiscal Recovery Fund.

In order to obtain this benefit, cities and towns (hereinafter "localities") must apply for the matching grant by June 3, 2022 and must have acquired the equipment by December 31, 2022. If an award is made, approval by Governor and Council will be required.

Dates & Timelines:

October 29, 2021 - Application Period Opens

June 3, 2022 - Application Period Closes

Eligibility:

This program is open to New Hampshire cities and towns (hereinafter, locality/localities).

Each locality will be eligible for a grant up to \$50,000. A 10% match by the locality is required. To obtain the maximum \$50,000 award a locality will need to acquire eligible equipment with a total cost of at least \$55,556.

A locality may request funding based on the acquisition of more than one piece of eligible equipment and a cost in excess of the grant amount, but the State will only contribute \$50,000 through this program.

Purchases, financed purchases, as well as leases and lease-to-purchase, and similar financial agreements used to purchase equipment are allowed, however, the State will only match the portion paid prior to December 31, 2022.

Eligible Equipment must meet the definition of 2 CFR 200.33, which establishes a minimum value of \$250 for equipment to qualify. And it must be for safety and/or public health response and prevention equipment expenditures that have assisted or will assist the locality in responding or being prepared to respond to COVID-19.

The cost of the equipment must not have been reimbursed or covered by other state or federal programs or agencies.

Although automatically qualified for up to the amount of the award that has been calculated, localities must still submit details and documentation on what specific equipment will be or has been purchased and the reason for the expenditure, including the COVID-19 connection.

This program can be used for reimbursement of past qualifying expenses, if they were incurred on or after March 3, 2021.

It can also be used for future purchases that occur prior to December 31, 2022. Payment for future purchase will be on a reimbursement basis, after the locality has sufficiently obligated the acquisition. Please see the program's FAQs for additional details.

The application must be completed and submitted utilizing the GOFERR grant portal by June 3, 2022, including all supporting documentation for existing equipment.

Applicants will need to use an internet browser such as Microsoft Edge, Firefox, or Google Chrome to complete the application. Internet

Explorer will not work properly with this application.

APPLY
NOW

How to Submit an Appeal:

Applicants will receive notice of the initial determination and amount of award, if any. They will then have 15 calendar days from the date of the initial notice to contest the determination.

Reasons to contest eligibility and/or award determinations are limited to the following:

- If the determination was based on eligibility, provide an explanation and evidence to substantiate your claim about why your business is actually eligible for the program
- If you are contesting the calculation of the award, provide an explanation and evidence supporting that the calculation of the award, based on the information submitted in the application, is in error
 - NOTE: If the error was in the applicant's submission, only scriveners or obvious typographical errors can be corrected

The appeal request and evidence shall be submitted in writing electronically to "Appeal@goferr.nh.gov." The appeal will be determined based on the written submission and documents in GOFERR's possession. No hearing will be held.

Applicants will receive a notice of the determination on the appeal. No further appeal is allowed.

Frequently Asked Questions

[View frequently asked questions for the Locality Equipment Purchase Program.](#)

State of New Hampshire Governor's Office for [Advisory Boards](#) Emergency Relief and Recovery

1 Eagle Square | Concord, NH | 03301

TDD Access: Relay NH [1-800-735-2964](tel:1-800-735-2964)

[Directions to GOFERR](#) >

[NH Government Careers](#)

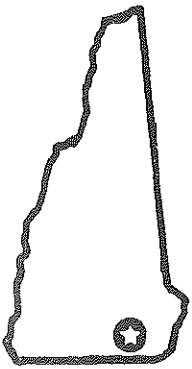
[NH Travel & Tourism](#)

[NH Web Portal - NH.gov](#)

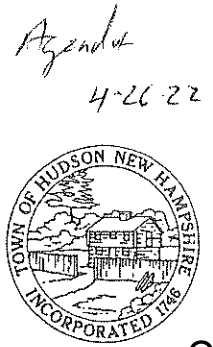
[ReadyNH.gov](#)

[Transparent NH](#)

This automated chat
bot may be able to
assist you.



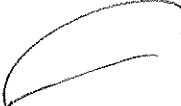
TOWN OF HUDSON
Office of the Town Administrator
12 School Street
Hudson, New Hampshire 03051



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

8F

To: Board of Selectmen

From: Steve Malizia, Town Administrator 

Date: April 20, 2022

Re: Moderator Electronic Poll Books

Chairperson Roy has asked that I review the current Default Budget to determine if there are sufficient funds to purchase electronic poll books for use at future Hudson elections. Based on the Moderators budget request for Fiscal Year 2023, \$17,000 was proposed in the budget to purchase ten (10) electronic poll books. Those funds were removed due to the Default Budget. Through the end of March 2022, there is \$2,084 available in the Moderator budget (department 5041). I would recommend that \$15,000 be transferred from the Town Poor account which has a balance at the end of March 2022 of \$58,089 (department 5151) to make up the shortfall. Should the Board of Selectmen vote to purchase the electronic poll books from the FY 2022 budget, I recommend that \$15,000 be transferred from the Town Poor account to the Moderator's account. The following motion would be appropriate:

Motion: To transfer \$15,000 from the Town Poor account, 5151-258, to the Moderator account, 5041-340 for the purchase of electronic poll books.

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



TOWN OF HUDSON MODERATOR



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

October 4, 2021

MEMORANDUM

To: Board of Selectmen
Budget Committee

From: Paul Inderbitzen
Moderator

RE: FY 23 Moderator Budget (5041)

Ladies and Gentlemen,

The FY 23 budget year consists of three elections and one deliberative session. At the March, 2021 Town Meeting, voters approved future elections to be held in two locations. We will be dividing poll workers and equipment between the two locations, but in order to have sufficient workers and backup staff at each location, I need to increase the number of Ballot Clerks and Assistant Moderators. The additional costs are reflected in the salaries and meals line items.

I am also requesting that the Town purchase electronic poll books for the voter check-in process. These ePoll books are being used in a number of New Hampshire towns and an improvement in efficiency of the check-in procedure has been noted. It is my intent to apply for funding from the American Rescue Plan funds that have been allocated to Hudson under the "infrastructure" provisions.

I have received one quote (attached) and am awaiting a quote from a second vendor, which I will send along when it is received.



Company Address 10 Manor Parkway, Unit B
Salem, NH 03079
US

Created Date 9/29/2021
Expiration Date 1/31/2022
Quote Number 00000059

Contact Information

Prepared By Brenda Merritt-L'Italian
Title Director of Business Development
Phone (978) 651-2511
Email bcm@lhsassociates.com

Customer Name Hudson
Contact Name Paul Inderbitzen
Title Moderator
Phone 603-889-7346
Email interbitzen@myfairpoint.net

Address Information

Bill To Name Hudson
Bill To 12 School Street
Hudson, NH 03051
United States

Ship To Name Hudson
Ship To 12 School Street
Hudson, NH 03051
United States

Product Code	Product	Product Description	Sales Price	Quantity	Total Price
PP-008	Full Connectivity One-Time Fee (1-10 Poll Pads)	Includes: MDM Enrollment and Year 1 Software and Application Warranty	\$1,750.00	1.00	\$1,750.00
PP-001	Poll Pad Bundle	Includes: iPad WiFi 32gb (MP2F2LL/A), 10-Foot Charger, Transport Case, Stand, Stylus, 1st Year Software License, MDM Enrollment, and Basic Poll Pad Manager	\$1,225.00	10.00	\$12,250.00
PP-004	Star Micronics Direct Receipt Thermal Printer	TSP65411	\$300.00	10.00	\$3,000.00

Subtotal \$17,000.00
Total Price \$17,000.00

Signature

By signing below, you are acknowledging that the above pricing is accurate and within budget, and that you are ready to move forward with the official purchase and contract initiation:

Customer Signature: _____

Printed Name & Title: _____

Date: _____

Anticipated First Use Date: _____

Expenditure Report - Current Year Only

Town of Hudson, NH
As Of: April 2022, GL Year 2022

Account Number	Budget	Prior Year Encumbered	Budget & PY Adjustments	Net Budget	MTD Exp	YTD Exp	Encumbered	Balance Available	%Used
General Fund									
01-4140-5041-102-000	Moderator, Salaries Part Time	2,970.00	0.00	0.00	2,970.00	0.00	3,224.75	0.00	-254.75 108.577
01-4140-5041-105-000	Moderator, Overtime	200.00	0.00	0.00	200.00	0.00	0.00	0.00	200.00 0.000
01-4140-5041-108-000	Moderator, Fica	42.00	0.00	0.00	42.00	0.00	48.52	0.00	-6.52 115.524
01-4140-5041-112-000	Moderator, Employee Pension	28.00	0.00	0.00	28.00	0.00	0.00	0.00	28.00 0.000
01-4140-5041-113-000	Moderator, Police Pension	169.00	0.00	0.00	169.00	0.00	0.00	0.00	169.00 0.000
01-4140-5041-119-000	Moderator, Salaries of Elected Official	250.00	0.00	0.00	250.00	0.00	375.00	0.00	-125.00 150.000
01-4140-5041-120-000	Moderator, Police Detail	500.00	0.00	0.00	500.00	0.00	0.00	0.00	500.00 0.000
01-4140-5041-203-000	Moderator, Small Equip Repairs	500.00	0.00	0.00	500.00	0.00	0.00	0.00	500.00 0.000
01-4140-5041-230-000	Moderator, Meals (In Town)	600.00	0.00	0.00	600.00	0.00	349.01	0.00	250.99 58.168
01-4140-5041-235-000	Moderator, Registration Fees	0.00	0.00	0.00	0.00	0.00	90.00	0.00	-90.00 0.000
01-4140-5041-241-000	Moderator, Printing	5,700.00	0.00	0.00	5,700.00	0.00	4,776.50	0.00	923.50 83.798
01-4140-5041-252-000	Moderator, Professional Services	200.00	0.00	0.00	200.00	0.00	690.75	0.00	-490.75 345.375
01-4140-5041-257-000	Moderator, Equipment Programming	2,600.00	0.00	0.00	2,600.00	0.00	1,815.98	1,500.00	-715.98 127.538
01-4140-5041-303-000	Moderator, Office Supplies	300.00	0.00	0.00	300.00	0.00	104.61	0.00	195.39 34.870
01-4140-5041-340-000	Moderator, Sm. Operating Mtls	1,000.00	0.00	0.00	1,000.00	0.00	0.00	0.00	1,000.00 0.000
Total General Fund		15,059.00	0.00	0.00	15,059.00	0.00	11,475.12	1,500.00	2,083.88 86.162

Run: 4/19/22
11:49AM

Expenditure Report - Current Year Only

Page: 1
smalizia
ReportSortedExpenditure

Town of Hudson, NH
As Of: April 2022, GL Year 2022

Account Number	Budget	Prior Year Encumbered	Budget & PY Adjustments	Net Budget	MTD Exp	YTD Exp	Encumbered	Balance Available	%Used
General Fund									
01-4442-5151-258-000	Town Poor, Town Poor Services 80,000.00	0.00	0.00	80,000.00	1,103.00	21,911.40	0.00	58,088.60	27.389
Total General Fund	80,000.00	0.00	0.00	80,000.00	1,103.00	21,911.40	0.00	58,088.60	27.389

Town of Hudson
Request for Line Item Transfer

Date: April 26, 2022

Department MODERATOR

Program Small OPERATING MATERIALS - ELECTRONIC POLL BOOKS

	Description	Account Number	Amount
Transfer To	<u>Small OPER. MTLs</u>	<u>5041-340</u>	<u>\$15,000 -</u>
	_____	_____	_____
	_____	_____	_____
Transfer From	<u>Town Pool Svcs</u>	<u>5151-258</u>	<u>(\$15,000 -)</u>
	_____	_____	_____
	_____	_____	_____

Department Head Comments: PER B.O.S. vote on
April 26, 2022 TO purchase Electronic
Poll books for MODERATOR

Department Head Signature _____

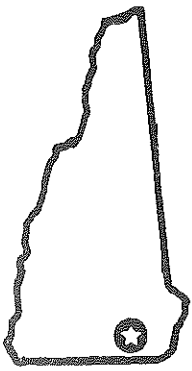
Other Comments: _____

Finance Director Signature _____

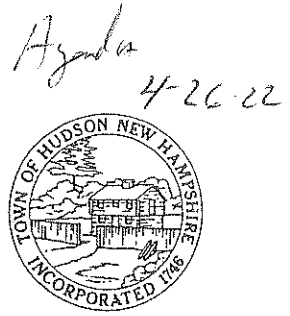
Town Administrator Signature 

Board of Selectmen Action Required? Yes No

Board of Selectmen Signature _____



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



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

8G

To: Board of Selectmen

From: Steve Malizia, Town Administrator

Date: April 19, 2022

Re: Board of Selectmen Planning Board Member Appointment

The Board of Selectmen need to appoint a Board member and a Board alternate member to the Planning Board for the upcoming year. The following motions are appropriate:

Motion: To appoint Selectman _____ as the Board of Selectmen member of the Planning Board

Motion: To appoint Selectman _____ as the Board of Selectmen alternate member of the Planning Board.

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



TOWN OF HUDSON

Board of Selectmen



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

8H

April 7, 2022

To: Board of Selectmen

From: Brett Gagnon, Selectman

Re: Candidate Information Flyer - Final Draft

Since last meeting I have requested input from all interested parties and have updated the document to include all feedback that was received. The document is now ready for acceptance by the board for use.

For reference;

- additional language about enforcement of these laws based on Selectman Morin's comments
- additional contact information based on Selectman Roy's comments
- additional legal language based on town legal advice
- this document has been circulated to the
 - Town clerk
 - Moderator
 - All Selectman
 - Town admin
 - Town legal
 - HCTV
 - Planning director
 - Assessing director



Candidate and Political Advertising INFORMATIONAL REFERENCE

What constitutes Political Advertising?

RSA 664:2 defines *Political Advertising* as "any communication...which expressly or implicitly advocates the success or defeat of any party, measure or person at any election."

This means things such as newspaper publications, internet publications, radio broadcast, television broadcasts, telephone transmission, fax, billboard or similar outdoor notices and direct mailings all must meet the following regulations outlined in this document and specifically within NH RSA 644

The term *Measure* refers to "any constitutional amendment or question which is submitted or intended to be submitted to a popular vote at an election" otherwise referred to as warrant articles.

What basic requirements must political advertising contain?

Pursuant to RSA 664:14; political advertising for a candidate "shall be signed at the beginning or the end... Said signature shall clearly designate the name of the candidate, party or political committee by or on whose behalf the same is published or broadcast." Meaning that the individual or party associated with the advertisement must be clearly defined on the marketing medium including the name and address of said individual or party.

Political advertising for a measure or warrant article; "Political advertising to promote the success or defeat of a measure by a business organization, labor union, or other enterprise or organization shall be signed. The name of the enterprise or organization shall be indicated, and the chairman or treasurer of the enterprise or organization shall sign his name and address." Additionally, information must be "printed or written in a legible size."

Where can political advertising be placed

Pursuant to RSA 644:17 "No political advertising shall be placed on or affixed to any public property including highway rights-of-way or private property without the owner's consent...Signs shall not be placed on or affixed to utility poles or highway signs. Political advertising may be placed within state-owned rights-of-way as long as the advertising does not obstruct the safe flow of traffic and the advertising is placed with the consent of the owner of the land over which the right-of-way passes."

Public property is understood as property owned by Hudson NH. State property would be understood as anything owned by NH or a department of NH such as the Department of Transportation.

Removal of Political Signs

Pursuant to RSA 644:17 "All political advertising shall be removed by the candidate no later than the second Friday following the election"

"No person shall remove, deface, or knowingly destroy any political advertising which is placed on or affixed to public property or any private property except for removal by the owner of the property, persons authorized by the owner of the property, or a law enforcement officer removing improper advertising. Political advertising placed on or affixed to any public property may be removed by state, city, or town maintenance or law enforcement personnel. Political advertising removed prior to election day by state, city, or town maintenance or law enforcement personnel shall be kept until one week after the election at a place designated by the state, city, or town so that the candidate may retrieve the items."

Political advertising held by town, or its associated departments, after the official retrieval deadline, are subject to disposal/destruction.

Littering of Political Signs

If signs are left past their removal deadlines or are intentionally discarded haphazardly around the town of Hudson, enforcement of NH's littering laws will take effect.

Pursuant to RSA 163-B:3, "It shall be unlawful for any person or persons to dump, deposit, throw or leave, or to cause or permit the dumping, depositing, placing, throwing or leaving of litter on any public or private property in this state, or in or on ice or in any waters in this state"

Penalties can include a misdemeanor charge a financial fine or community service to remove all litter per the court's discretion.

Political Advertising Complaints

It is recommended that any individual or party wishing to complain about political advertising should first reach out to a representative of Hudson town hall. As noted in the above paragraph, certain town official may have the ability to take corrective action if necessary. Otherwise for any other complaints or to raise a complaint above the officials within Hudson NH, please reach out to the New Hampshire Attorney Generals office.

Pursuant to RSA 644:18 "Any candidate or voter may make complaint in writing to the attorney general of any violation of any of the provisions of this chapter." For more contact information reference, <https://www.doj.nh.gov/>

For additional support with political advertising or if you have questions, please utilize the following contact information.

Political Advertising Resources:

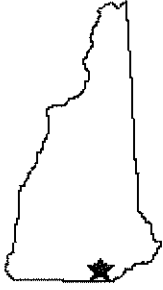
Hudson Cable Television	603 886 3959
Hudson Senior Center	603 578 3929
Hudson Chamber of Commerce	603 889 4731
General Federation of Woman (NH) <i>(Sponsoring Hudson Candidates night)</i>	info@gfwcnh.org

Question and Concerns:

Town Hall Administration	603 886 6024
Town Clerk	603 886 6003
Hudson Department of Public Works	603 886 6018
Hudson Police Department	603 886 6011

This document is for informational purposes only and is not being provided as legal advice. Please refer to the New Hampshire Revised Statutes Annotated for all election laws, which are available on-line at www.gencourt.state.nh.us/rfa/html/nhtoc.htm

Additional information may also be available from the Office of the NH Secretary of State at <https://sos.nh.gov/>."



TOWN OF HUDSON

Board of Selectmen



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

April 20, 2022

8I

To: Board of Selectmen

From: Jill Laffin, Executive Assistant

Discussion: Serious Incident Reporting Policy

Chairperson Roy asked that this topic be put on the agenda for discussion.